

Law Offices

June 10, 2009

Peter D. Kennedy
Graves Dougherty Hearon & Moody
401 Congress Avenue, Suite 2200
Austin, TX 78701

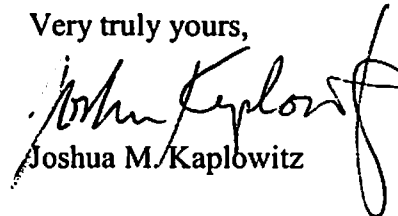
Re: **Banfield, et al. v. Cortes, No. 442 M.D. 2006 (Pa. Commw. Ct)**

Dear Mr. Kennedy:

We are attaching a proposed protective order to cover the information which we anticipate that you will claim to be confidential and proprietary in your forthcoming objections. I hope to receive your comments within the next week.

In the meantime, we are willing to accept a rolling production, and we request that you commence production of documents which are responsive to our requests and which you do not contend are either confidential in nature, irrelevant, or unduly burdensome to produce. Please let me know how soon we can expect to receive those documents that fit within this category.

Very truly yours,



Joshua M. Kaplowitz

JMK
Enclosure

cc: Alan Promer, Esq.
Gregory Dunlap, Esq.

One Logan Square
18TH and Cherry Streets
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June 10, 2009

Michael Cox
Koley Jessen P.C.
One Pacific Place
Suite 800
1125 South 103rd Street
Omaha, NE 68124

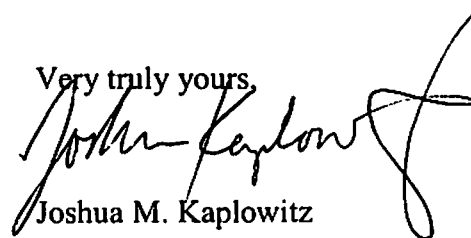
Re: **Banfield, et al. v. Cortes, No. 442 M.D. 2006 (Pa. Commw. Ct)**

Dear Mr. Cox:

We are in receipt of – and are in the process of reviewing – your initial objections to our third party document requests in the above-captioned case. We appreciate your cooperation thus far, and we are optimistic that we can narrow down the scope of contested issues over the ensuing weeks. We are attaching a proposed protective order to cover the confidential information described in your objections, and hope to receive your comments within the next week.

In the meantime, we are willing to accept a rolling production, and we request that you commence production of documents which are responsive to our requests and which you do not contend are either confidential in nature, irrelevant, or unduly burdensome to produce. Please let me know how soon we can expect to receive those documents that fit within this category.

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June 10, 2009

James M. Jones, Esq.
Jones Day
500 Grant Street
Suite 4500
Pittsburgh, PA 15219-2514

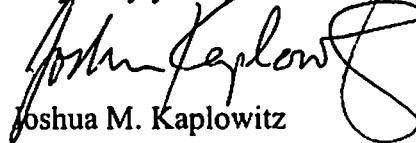
Re: Banfield, et al. v. Cortes, No. 442 M.D. 2006 (Pa. Commw. Ct)

Dear Jim:

We are in receipt of – and are in the process of reviewing – your initial objections to our third party document requests in the above-captioned case. We appreciate your cooperation thus far, and we are optimistic that we can narrow down the scope of contested issues over the ensuing weeks. We are attaching a proposed protective order to cover the confidential information described in your objections, and hope to receive your comments within the next week.

In the meantime, we are willing to accept a rolling production, and we request that you commence production of documents which are responsive to our requests and which you do not contend are either confidential in nature, irrelevant, or unduly burdensome to produce. Please let me know how soon we can expect to receive those documents that fit within this category.

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Joshua M. Kaplowitz

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June 10, 2009

Arthur N. Chagaris
Beattie Padovano, LLC
50 Chestnut Ridge Road
Montvale, NJ 07645

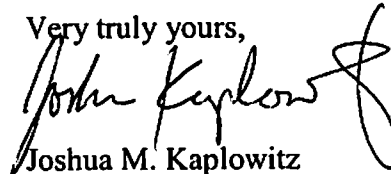
Re: Banfield, et al. v. Cortes, No. 442 M.D. 2006 (Pa. Commw. Ct)

Dear Mr. Chagaris:

We are attaching a proposed protective order to cover the information which we anticipate that you will claim to be confidential and proprietary in your forthcoming objections. I hope to receive your comments within the next week.

In the meantime, we are willing to accept a rolling production, and we request that you commence production of documents which are responsive to our requests and which you do not contend are either confidential in nature, irrelevant, or unduly burdensome to produce. Please let me know how soon we can expect to receive those documents that fit within this category.

Very truly yours,



Joshua M. Kaplowitz

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