

Exhibit B

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Subject: RE: Scheduling for Motion to Dismiss and Answer
From: "Scott Jerger" <scott@fieldjerger.com>
Date: Wed, Jan 02, 2008 9:21 am
To: <victoria@vkhall-law.com>

Victoria:

I am happy to move the motion to dismiss hearing date to March 14th. I will do that today. I wasn't able to confer with you on the original date as you had already left town.

As for an Answer, we will file an Answer once the Court rules on our pending motion to dismiss per the FRCP.

Scott

From: victoria@vkhall-law.com [mailto:victoria@vkhall-law.com]
Sent: Friday, December 28, 2007 3:19 PM
To: Scott Jerger
Subject: Scheduling for Motion to Dismiss and Answer

Scott,

I see that you filed a motion to dismiss last Friday. You didn't check with me to see if I was still available for a hearing on Feb. 8, 2008. I have had another commitment come up for that day. I propose moving the hearing to March 14, 2008, which is the date of the next case management conference. It will save judicial resources if the case settles in mid-February, and will save our clients the cost of both of us going to two hearings, Feb. 8 and March 14, as opposed to one hearing, March 14.

I also propose that Defendants file an Answer by Jan. 11, 2008. We believe that it is necessary that Defendants file an Answer so that Judge Laporte can assess the merits of the case at the settlement conference. Defendants have had ample time to review and prepare a response to the Second Amended Complaint, so we believe that a Jan. 11, 2008 deadline is reasonable, and will provide enough time for Judge Laporte to review both the Second Amended Complaint and the Answer prior to the settlement conference. Further delays in the Answer prejudice my client, who has been waiting nearly 2 years for an Answer so that he can move forward with resolving this case.

I know you are on vacation Jan. 2-6. Please respond by next Monday, Dec. 31. If I don't hear from you, we will file the administrative motion on Jan. 2, which will leave you with Monday, Jan. 7, to file a opposition.

Victoria

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