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November 18, 2011

Via Hand Delivery and U.S. First Class Mail

The Honorable Frank H. McCarthy
United States Magistrate Judge
333 West Fourth, Room 411
Tulsa, OK 74103

Re: *Aircraft Fueling Systems, Inc. v. Southwest Airlines, Co.*,
Case No. 08-CV-00414-GKF-FHM, United States District Court
for the Northern District of Oklahoma

Dear Judge McCarthy:

This letter is written on behalf of the plaintiff Aircraft Fueling Systems, Inc. Plaintiff requests a hearing or conference with Your Honor any time on November 21, 2011. The purpose of the conference is to request that you recuse as the United States Magistrate Judge in the above-captioned litigation.

Plaintiff respectfully submits, and does hereby request, that the conference be **in-person and on the record**. To the extent that Dallas counsel for Southwest desires to appear by telephone, plaintiff has no objection.

We understand the demands of your docket. Nevertheless, the conference should go forward expeditiously. We formally request that you consider scheduling *anytime* on Monday, November 21, 2011 or Tuesday, November 22 prior to 12:00 noon. In this regard, I am lead counsel for plaintiff and am out-of-state today on vacation. Further, due to a prior commitment, I shall be leaving for a vacation with my daughter on the afternoon of November 22– not returning until November 26.

The Settlement Conference in this case is set before Judge Wilson on November 28 at 1:30 pm., so the morning of November 28, prior to the Settlement Conference, would also be an appropriate and available date for the conference.

Thank you for your consideration of this request, and hopefully the scheduling of a conference for the purpose of presenting plaintiff's concerns and rendering a decision on

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plaintiff's request that you recuse from all further proceedings in this matter. We would anticipate that such a conference would take approximately thirty (30) minutes.

Respectfully,

Joel L. Wohlgemuth / with permission JLT

Joel L. Wohlgemuth
Attorney for the Plaintiff

JLW/sc

cc: Kelli Hinson, Esq. (via e-mail and First Class Mail)
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