

KUNZ PLITT HYLAND DEMLONG & KLEIFIELD

DONALD R. KUNZ
STEVEN PLITT
TIMOTHY R. HYLAND
WILLIAM M. DEMLONG†
MATTHEW D. KLEIFIELD†
CONNIE T. GOULD
ELLIOT H. WERNICK
DANIEL MALDONADO†
JOSHUA D. ROGERBY
KRISTA L. FLETCHER
DOMINIC L. VERSTEGEN
ROBERT C. ASHLEY
CHAD C. BAKER
JULIE K. BARTON
STEVEN J. GROSS
MICHAEL C. GRUBBS
JOHN K. WITTEWER

A PROFESSIONAL CORPORATION
ATTORNEYS AT LAW

*CERTIFIED SPECIALIST,
INJURY AND WRONGFUL DEATH
LITIGATION
ARIZONA BOARD OF LEGAL
SPECIALIZATION
[ALSO LICENSED IN NEVADA]

May 30, 2007

WRITER'S DIRECT EMAIL:
SP@KUNZLEGAL.COM
TELEPHONE: 602-331-0380

VIA FACSIMILE (480-481-0790)

David N. Boyer, M.D.
David N. Boyer, M.D., P.C.
7520 E. 2nd Street, Suite 1-2
Scottsdale, AZ 85251

Re: *Mallin v. Progressive Northwestern Insurance*
U.S.D.C., District of Arizona, Case No. CV06-0593-PHX-HRH

Dear Dr. Boyer:

This will acknowledge receipt of your fax letter dated May 30 with regard to our Subpoena Duces Tecum for your medical records for Robert H. Mallin. I will address both issues you have asked about below.

1. With respect to the request to allow you to write a summary report of your treatment with Mr. Mallin as opposed to production of records, that will not be acceptable.
2. With respect to your request for an extension to produce documents in response to the Subpoena Duces Tecum to allow for your return from vacation, that is acceptable. We will extend that production deadline from June 6, 2007 to June 13, 2007.

Very truly yours,

Dictated but not read

Steven Plitt
For the Firm

SP/ss