

**UNITED STATES DISTRICT COURT**

EASTERN DISTRICT OF ARKANSAS  
RICHARD SHEPPARD ARNOLD UNITED STATES COURTHOUSE  
500 W. CAPITOL, ROOM D444  
LITTLE ROCK, ARKANSAS 72201-3325  
(501) 604-5140  
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**November 19, 2010**

Mr. J. Kent Emison  
Ms. Phyllis A. Norman  
Langdon & Emison  
911 Main Street  
Lexington, MO 64067

Re: *Raiche et al v. Wyeth Inc et al*, 4:10-CV-01202-WRW

Dear Counsel:

On October 13, 2010, you filed a motion to remand for lack of diversity.<sup>1</sup> Defendants responded that the non-diverse defendant doctor was fraudulently joined and should be dismissed.<sup>2</sup>

On November 16, 2010, you filed a Notice of Withdrawal of Motion to Remand.<sup>3</sup>

Are you conceding that the non-diverse defendant doctor is fraudulently joined and should be dismissed? Please respond by noon, Wednesday, November 24, 2010.

Cordially,

/s/ Wm. R. Wilson, Jr.

Original to the Clerk of the Court  
cc: Other Counsel of Record

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<sup>1</sup>Doc. No. 27

<sup>2</sup>Doc. Nos. 30, 31.

<sup>3</sup>Doc. No. 33.