

(916) 552-5959

LAW OFFICES OF
JONES & DYER
A PROFESSIONAL CORPORATION
1800 J STREET
SACRAMENTO, CA 95811

(916) 442-5959 (FAX)

November 17, 2011

Hon. Thelton E. Henderson, Judge
United States District Court
Northern District of California
U. S. Courthouse
450 Golden Gate Avenue, Courtroom 12, 19th Floor
San Francisco, CA 94102-3483

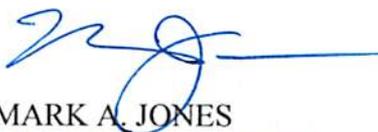
Re: *Beckway v. DeShong*
Case No. C 07 5072 TEH

Dear Judge Henderson:

I am lead trial counsel for defendant Richard Ward in the above referenced matter that is set for trial commencing January 17, 2012. The Pretrial Conference is set for January 9, 2012 and I am required under the court's Order for Pretrial Preparation to attend the Pretrial Conference. I am also lead trial counsel for Dell, Inc. in a case pending in Tehama County, California captioned Pamela K. Palmer v. Dell, Inc. and United Parcel Service, Inc. (Tehama County Superior Court No. 62824). The Palmer case is set for trial commencing January 9, 2012, the same day as the pretrial conference in the Beckway matter. In addition, the Palmer case is set for a two week trial and if the case goes out as scheduled, I will be in trial in Tehama County during the time that the Beckway case is set to commence trial in San Francisco. The parties in the Palmer case has participated in two separate mediations and have been unable to resolve the case to date.

If the Palmer case in fact proceeds to trial as set, I will be requesting a continuance of the pretrial and trial dates and I will certainly confer with all counsel with respect to any request for a continuance. At this point, however, I simply wanted to alert the court as to the potential conflict. These issues tend to work themselves out, but I wanted the court and all counsel to be aware of this potential conflict once it was clear that the Beckway case will be proceeding to trial as against my client, Deputy Ward.

Very truly yours,



MARK A. JONES
mjones@jonesdyer.com

MAJ/mam

Hon. Thelton E. Henderson, Judge
Re: Beckway v. County of Lake
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cc: Baron J. Drexel (via email)
cc: Charles F. Bourdon (via email)
cc: John Whitefleet (via email)