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December 8, 2008

VIA E-FILE AND FACSIMILE (415-522-3601)

Hon. Magistrate Judge Joseph C. Spero
 450 Golden Gate Avenue
 San Francisco, CA 94102

Re: Howell v. Vitorelo, et al.
 Case No. C-07-6086 MMC

♦ALSO LICENSED IN KANSAS
 †ALSO LICENSED IN MISSOURI
 *ALSO LICENSED IN PENNSYLVANIA

Dear Magistrate Spero:

This matter is scheduled for a settlement conference on Wednesday, December 10th. My office represents the defendants. On December 1, 2008, my office filed an application to excuse the individual defendants from attending the conference. See Document No. 51. Since the filing of that application, I have spoken with plaintiffs' counsel and he has informed me that he has no objection to our request to excuse Messrs. Aiello and Vitorelo from attending Wednesday's settlement conference.

Very truly yours,



Todd H. Master

cc: Gerald V. Barron, Esq. (via e-filing)

Dated: Dec. 9, 2008

