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October 20, 2010

Via Electronic Filing

Magistrate Judge Joseph C. Spero
U. S. DISTRICT COURT, NORTHERN DISTRICT OF CALIFORNIA
Courtroom A, 15th Floor
450 Golden Gate Avenue
San Francisco, CA 94102-3483

Attention: Karen Hom, Clerk

Re: **United States of America v. Lee**
USDC, Northern District of California Case No. 3:08-cv-02595-JCS
Our Client : Defendant Bank of America, N.A.
Our File No. : 000003-004100

Dear Ms. Hom:

Thank you for speaking with my paralegal, Barbara Finley, regarding our request to telephonically appear at the upcoming Status Conference in this matter. Although Bank of America, N.A. is not required to appear pursuant to the Stipulation for Non-Monetary Judgment approved by the Court on November 26, 2008, we are requesting authority to telephonically appear now that our client has non-judicially foreclosed on the subject property, in order to ascertain how the United States intends to proceed on its judicial foreclosure cause of action.

The following is the information you requested in order to process this request:

Hearing Date	:	October 22, 2010 (Friday)
Time	:	1:30 p.m.
Our Client	:	Defendant Bank of America, N.A.
Appearing Attorney	:	Elana J. Moeder (SBN 252909)
Contact Telephone	:	(714) 285-2635

Pursuant to your instructions, I will be on standby at 1:30 p.m. on October 22, 2010, awaiting your telephone call.

Thank you for agreeing to allow our client to telephonically appear at this hearing.

Very truly yours,

Dated: 10/21/10

PITE DUNCAN, LLP

Elana J. Moeder

Elana J. Moeder



cc via ECF: David Bujannoff Porter, Jr., Esq.
Karen W. Yiu, Esq.
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