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January 25, 2012

Philip A. Toomey  
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Magistrate Judge Joseph C. Spero  
U.S. District Court  
Northern District Court of California  
Courtroom G, 15<sup>th</sup> Floor  
450 Golden Gate Avenue  
San Francisco, CA 94102

*Re: Winbery, et al. v. Americo Financial Life and Annuity Insurance Company, et al.  
Case No. 3:09-cv-00134-JCS (N.D. Cal.): Request to Appear Telephonically*

Dear Magistrate Judge Spero:

I am counsel for Defendant Equita Financial and Insurance Services in the above-referenced case. I respectfully request permission to attend telephonically the upcoming Case Management Conference hearing scheduled for February 17, 2012 at 1:30 p.m. PST. My telephone number is (310) 545-0010 extension 103.

Your consideration is appreciated. If you have any questions, please contact me.

Very Truly Yours,

CARICO JOHNSON TOOMEY LLP

A handwritten signature in black ink, appearing to be 'P. Toomey'.

Philip A. Toomey

cc: Michael D. Meadows, Esq.  
Gordon W. Renneisen, Esq.  
Scott A. Sh...

IT IS HEREBY ORDERED that Mr. Toomey shall be on phone standby beginning at 1:30 PM and await the Court's call.

Dated: Jan. 31, 2012

