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September 15, 2009

***VIA FACSIMILE***

**Magistrate Judge Edward M. Chen**

United States District Court  
Northern District California  
San Francisco Division  
450 Golden Gate Ave.  
San Francisco, CA 94102

Fax: (415) 522-4200

RE: *James Silva v. Dutra*, U.S.D.C. N.D. Cal. C 08-04964 SBA

Hon. Mag. Judge Chen:

We represent Chartis (formerly AIG) and attended the September 4, 2009 Mandatory Settlement Conference before your honor. Chartis is not a party to this action; Chartis insures defendant The Dutra Group. At the conclusion of the September 4<sup>th</sup> conference, Chartis's Tom Carlson was ordered to appear at the Further Settlement Conference scheduled for October 2, 2009.

We respectfully request that your honor permit Mr. Carlson to appear at the Further Settlement Conference by phone as he resides and works in New Jersey. We can arrange to have Mr. Carlson present and available for the entire length of the Conference, "on call" to participate in all necessary discussions.

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Thank you for your consideration.

Sincerely,

A handwritten signature in black ink, appearing to read "Lynn L. Krieger". The signature is written in a cursive style with a large initial "L".

Lynn L. Krieger

Cc: John R. Hillsman (James Silva), via e-mail  
Frank B. Hugg (The Dutra Group), via e-mail  
Bruce Quilligan (US Healthworks), via e-mail