

EXHIBIT I

COUNTY COUNSEL

MICHAEL P. MURPHY



CHIEF DEPUTIES

JOHN C. BEIERS
DEBORAH PENNY BENNETT
BRENDA B. CARLSON

COUNTY COUNSEL

COUNTY OF SAN MATEO
HALL OF JUSTICE AND RECORDS · 6TH FLOOR
400 COUNTY CENTER · REDWOOD CITY, CA 94063-1662
TELEPHONE: (650) 363-4250 · FACSIMILE: (650) 363-4034

DEPUTIES

KATHRYN E. ALBERTI
REBECCA M. ARCHER
AIMEE B. ARMSBY
CLAIRE A. CUNNINGHAM
PETER K. FINCK
TIMOTHY J. FOX
PORTOR GOLTZ
JUDITH A. HOLIBER
DAVID A. LEVY
GLENN M. LEVY
KIMBERLY A. MARLOW
JOHN D. NIBBELIN
PAUL A. OKADA
DAVID A. SILBERMAN
WILLIAM E. SMITH
V. RAYMOND SWOPE III
LEE A. THOMPSON
EUGENE WHITLOCK
CAROL L. WOODWARD

Please respond to: (650) 363-4759

September 25, 2008

Via Facsimile (415) 561-9609 and U.S. Mail

John Houston Scott
Scott Law Firm
1375 Sutter Street, Suite 222
San Francisco, CA 94109-7837

Re: Toschi, et al. v. County of San Mateo, et al.

Dear Mr. Scott:

I write to confirm the substance of our "meet and confer" discussion at my office following the deposition of Tony Curci on Thursday, September 25, 2008, regarding your September 24, 2008 correspondence. We agreed upon the following:

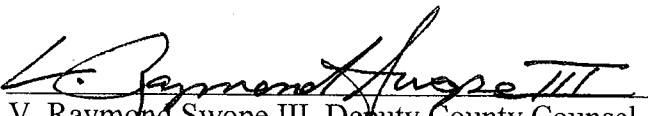
- 1) You agreed to use FedEx Kinkos in Redwood City as a copy service to reproduce the 10,000 plus documents the County produced in response to your requests for production of documents sets 1-5. As custodian of the records, we will deliver the documents to Kinkos and I will advise you of their transfer so you can make arrangements for payment and delivery.
- 2) I had originally noticed Michael Toschi's deposition for September 16, 2008 and Tracy Toschi's deposition for September 17, 2008. This is to confirm that you have agreed to offer your clients for their depositions after the close of fact discovery. I suggested October 16, 2008 and the week of October 20, 2008 as available dates. You stated that you would check with your clients and would contact me to arrange for convenient dates. You continued to limit the depositions to one hour each, whereupon I advised you to review my September 10, 2008 meet and confer letter which explained the reasons why we needed more time to depose the Toschis. You stated that you would review the September 10 letter and would discuss the length of the depositions with your clients. If they do not agree to extend the length of their depositions I will be forced to file a motion to compel.

- 3) You stated that you would provide amended supplemental answers to our discovery by Monday, September 29, 2008. As such, I agreed to delay the filing of our motion to compel until after I have received and reviewed your responses.

I believe this accurately summarizes our discussion. This agreement is in lieu of any formal stipulation and order.

Very truly yours,

MICHAEL P. MURPHY, COUNTY COUNSEL

By: 
V. Raymond Swope III, Deputy County Counsel

MPM/VRS/lmt

cc: Brian Gearing, Esq., (415) 440-3103
Lisa Jeong Cummins, Esq., (408) 295-1423