

**From:** Patrick Keegan [pkeegan@keeganbaker.com]  
**Sent:** Friday, July 11, 2008 6:38 PM  
**To:** 'Patrick Keegan'; 'Houlihan, Patrick'  
**Cc:** 'Catherine J. MacIvor'; Ireland, D. Jeffrey; 'Tony F. Farmani / Henderson Caverly / Calif'; 'Davis, Amy'; 'Alan Greer - Richman Greer / Miami, FL'; alan.fry@akerman.com; 'Alexander Shaknes - DLA Piper / New York'; 'Amy Schulman - DLA Piper / New York'; 'Ana Craig - Carlton Fields / Miami, FL'; 'Andrew Dober - Akin Gump / Washington'; 'Ann Brown - Squire Sanders / Washington'; 'Anne Choi Goodwin - LA, Calif'; 'Benjamin Reid - Carlton Fields / Miami, FL'; BLitten@ssd.com; Wright, Brian D.; 'Carlos Salup - Patino & Assoc / Coral Gables, FL'; 'Carol Licko - Hogan Hartson / Miami, FL'; 'Craig Hoover - Hogan Hartson / Washington'; 'Craig Kalil - Aballi Milne / Miami, FL'; 'Cristen Rose - DLA Piper / Washington'; 'Butswinkas, Dane'; dlagrua@cozen.com; 'Dominick Tamarazzo - Patino & Assoc / Coral Gables, FL'; 'Douglas Knox / DLA Piper / Tampa, FL'; ecarrigan@akingump.com; edhogan@hhlaw.com; 'Frank Rothrock - Shook Hardy / Irvine, Calif'; 'Hugh Turner - Akerman Senterfitt / Ft Lauderdale'; 'James Arden - Sidley Austin / New York'; 'James Reuss - Lane Alton / Columbus, OH'; 'Jeffrey Renzi - Squire Sanders / LA, Calif'; 'Jeffrey York - McGuire Woods / Jacksonville, FL'; jerry.trippitelli@dlapiper.com; 'Lund, Juli'; 'John Kuster - Sidley Austin / New York'; 'John McDonough - Cozen O'Connor / Philadelphia'; 'John Mullen - Cozen O'Connor / Philadelphia'; 'John Murray - Squire Sanders / West Palm Beach, FL'; 'Joseph Weinstein - Squire Sanders - Cleveland, OH'; 'Joshua Poyer - Aballi Milne / Miami, FL'; 'Julie Negovan - Cozen O'Connor - Philadelphia'; 'Kara McCall - Sidley Austin / Chicago, IL'; 'Kristen Caverly - Henderson Caverly - Calif'; 'Laura L. Daly / Supervalu'; Sanom, Laura A.; 'Lonnie Simpson - DLA Piper / Tampa, FL'; 'Mark Goodman - Squire Sanders / San Francisco'; 'Mary Gately - DLA Piper / Washington'; 'Michael M. Giel - McGuire Woods / Jacksonville, FL'; 'Miranda Berge - Hogan Hartson / Washington'; MWaller@lanealton.com; 'Olga Vieira / Carlton Fields / Miami, FL'; 'Omar Ortega - Dorta Ortega / Coral Gables, FL'; 'Paul La Scala - Shook Hardy / Irvine, Calif'; 'Peter Baumberger / Kubicki Draper'; 'Sechler, Phil'; 'Ralph Patino - Patino & Assoc / Coral Gables, FL'; 'Randolph Teslik - Akin Gump / Washington'; 'Richard Fama - Cozen O'Connor / New York'; 'Richard Fulmer / Fulmer LeRoy'; 'Richard Segal - Pillsbury Winthrop / San Diego'; 'Robert Troyer - Hogan Hartson - Denver, CO'; 'Robin Hanger - Squire Sanders / Miami, FL'; 'Rolando Diaz - Kubicki Draper / Miami, FL'; 'Russ Wheeler / Cozen O'Connor / New York'; 'Sherril Colombo - Cozen O'Connor / Miami, FL'; 'Hentoff, Tom'; 'Jason Baker'; 'Russell Keith'; 'Jeffrey Maltzman'; enieldlaw@yahoo.com

**Subject:** RE: Blaszkowski, et al. v. Mars, Incorporated, et al.

Attached hereto please find my revised response letter to Mr. Philip Sechler's letter dated July 10<sup>th</sup>. My prior letter was incomplete. I am sorry for any inconvenience this might have caused.

Patrick N. Keegan, Esq.  
 KEEGAN & BAKER, LLP  
 4370 La Jolla Village Drive, Suite 640  
 San Diego, California 92122  
 858-552-6752 - Direct line  
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**From:** Patrick Keegan [mailto:pkeegan@keeganbaker.com]  
**Sent:** Friday, July 11, 2008 1:25 PM  
**To:** 'Houlihan, Patrick'

**Exhibit F**

**Cc:** 'Catherine J. MacIvor'; 'Ireland, D. Jeffrey'; 'Tony F. Farmani / Henderson Caverly / Calif'; 'Davis, Amy'; 'Alan Greer - Richman Greer / Miami, FL'; 'alan.fry@akerman.com'; 'Alexander Shaknes - DLA Piper / New York'; 'Amy Schulman - DLA Piper / New York'; 'Ana Craig - Carlton Fields / Miami, FL'; 'Andrew Dober - Akin Gump / Washington'; 'Ann Brown - Squire Sanders / Washington'; 'Anne Choi Goodwin - LA, Calif'; 'Benjamin Reid - Carlton Fields / Miami, FL'; 'BLitten@ssd.com'; 'Wright, Brian D.'; 'Carlos Salup - Patino & Assoc / Coral Gables, FL'; 'Carol Licko - Hogan Hartson / Miami, FL'; 'Craig Hoover - Hogan Hartson / Washington'; 'Craig Kalil - Aballi Milne / Miami, FL'; 'Cristen Rose - DLA Piper / Washington'; 'Butswinkas, Dane'; 'dlagrua@cozen.com'; 'Dominick Tamarazzo - Patino & Assoc / Coral Gables, FL'; 'Douglas Knox / DLA Piper / Tampa, FL'; 'ecarrigan@akingump.com'; 'edhogan@hhlaw.com'; 'Frank Rothrock - Shook Hardy / Irvine, Calif'; 'Hugh Turner - Akerman Senterfitt / Ft Lauderdale'; 'James Arden - Sidley Austin / New York'; 'James Reuss - Lane Alton / Columbus, OH'; 'Jeffrey Renzi - Squire Sanders / LA, Calif'; 'Jeffrey York - McGuire Woods / Jacksonville, FL'; 'jerry.trippitelli@dlapiper.com'; 'Lund, Juli'; 'John Kuster - Sidley Austin / New York'; 'John McDonough - Cozen O'Connor / Philadelphia'; 'John Mullen - Cozen O'Connor / Philadelphia'; 'John Murray - Squire Sanders / West Palm Beach, FL'; 'Joseph Weinstein - Squire Sanders - Cleveland, OH'; 'Joshua Poyer - Aballi Milne / Miami, FL'; 'Julie Negovan - Cozen O'Connor - Philadelphia'; 'Kara McCall - Sidley Austin / Chicago, IL'; 'Kristen Caverly - Henderson Caverly - Calif'; 'Laura L. Daly / Superval'; 'Sanom, Laura A.'; 'Lonnie Simpson - DLA Piper / Tampa, FL'; 'Mark Goodman - Squire Sanders / San Francisco'; 'Mary Gately - DLA Piper / Washington'; 'Michael M. Giel - McGuire Woods / Jacksonville, FL'; 'Miranda Berge - Hogan Hartson / Washington'; 'MWaller@lanealton.com'; 'Olga Vieira / Carlton Fields / Miami, FL'; 'Omar Ortega - Dorta Ortega / Coral Gables, FL'; 'Paul La Scala - Shook Hardy / Irvine, Calif'; 'Peter Baumberger / Kubicki Draper'; 'Sechler, Phil'; 'Ralph Patino - Patino & Assoc / Coral Gables, FL'; 'Randolph Teslik - Akin Gump / Washington'; 'Richard Fama - Cozen O'Connor / New York'; 'Richard Fulmer / Fulmer LeRoy'; 'Richard Segal - Pillsbury Winthrop / San Diego'; 'Robert Troyer - Hogan Hartson - Denver, CO'; 'Robin Hanger - Squire Sanders / Miami, FL'; 'Rolando Diaz - Kubicki Draper / Miami, FL'; 'Russ Wheeler / Cozen O'Connor / New York'; 'Sherril Colombo - Cozen O'Connor / Miami, FL'; 'Hentoff, Tom'; 'Jason Baker'; 'Russell Keith'; 'Jeffrey Maltzman'

**Subject:** RE: Blaszkowski, et al. v. Mars, Incorporated, et al.

Attached hereto please find my response letter to Mr. Philip Sechler's letter dated July 10<sup>th</sup>.

Patrick N. Keegan, Esq.  
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**From:** Houlihan, Patrick [mailto:PHoulihan@wc.com]

**Sent:** Thursday, July 10, 2008 4:16 PM

**To:** Patrick Keegan

**Cc:** Catherine J. MacIvor; Ireland, D. Jeffrey; Tony F. Farmani / Henderson Caverly / Calif; Davis, Amy; Alan Greer - Richman Greer / Miami, FL; alan.fry@akerman.com; Alexander Shaknes - DLA Piper / New York; Amy Schulman - DLA Piper / New York; Ana Craig - Carlton Fields / Miami, FL; Andrew Dober - Akin Gump / Washington; Ann Brown - Squire Sanders / Washington; Anne Choi Goodwin - LA, Calif; Benjamin Reid - Carlton Fields / Miami, FL; BLitten@ssd.com; Wright, Brian D.; Carlos Salup - Patino & Assoc / Coral Gables, FL; Carol Licko - Hogan Hartson / Miami, FL; Craig Hoover - Hogan Hartson / Washington; Craig Kalil - Aballi Milne / Miami, FL; Cristen Rose - DLA Piper / Washington; Butswinkas, Dane; dlagrua@cozen.com; Dominick Tamarazzo - Patino & Assoc / Coral Gables, FL; Douglas Knox / DLA Piper / Tampa, FL; ecarrigan@akingump.com; edhogan@hhlaw.com; Frank Rothrock - Shook Hardy / Irvine, Calif; Hugh Turner - Akerman Senterfitt / Ft Lauderdale; James Arden - Sidley Austin / New York; James Reuss - Lane Alton / Columbus, OH; Jeffrey Renzi -

Squire Sanders / LA, Calif; Jeffrey York - McGuire Woods / Jacksonville, FL; jerry.trippitelli@dlapiper.com; Lund, Juli; John Kuster - Sidley Austin / New York; John McDonough - Cozen O'Connor / Philadelphia; John Mullen - Cozen O'Connor / Philadelphia; John Murray - Squire Sanders / West Palm Beach, FL; Joseph Weinstein - Squire Sanders - Cleveland, OH; Joshua Poyer - Aballi Milne / Miami, FL; Julie Negovan - Cozen O'Connor - Philadelphia; Kara McCall - Sidley Austin / Chicago, IL; Kristen Caverly - Henderson Caverly - Calif; Laura L. Daly / Supervalu; Sanom, Laura A.; Lonnie Simpson - DLA Piper / Tampa, FL; Mark Goodman - Squire Sanders / San Francisco; Mary Gately - DLA Piper / Washington ; Michael M. Giel - McGuire Woods / Jacksonville, FL; Miranda Berge - Hogan Hartson / Washington; MWaller@lanealton.com; Olga Vieira / Carlton Fields / Miami, FL; Omar Ortega - Dorta Ortega / Coral Gables, FL; Paul La Scala - Shook Hardy / Irvine, Calif; Peter Baumberger / Kubicki Draper; Sechler, Phil; Ralph Patino - Patino & Assoc / Coral Gables, FL; Randolph Teslik - Akin Gump / Washington ; Richard Fama - Cozen O'Connor / New York; Richard Fulmer / Fulmer LeRoy; Richard Segal - Pillsbury Winthrop / San Diego; Robert Troyer - Hogan Hartson - Denver, CO; Robin Hanger - Squire Sanders / Miami, FL; Rolando Diaz - Kubicki Draper / Miami, FL; Russ Wheeler / Cozen O'Connor / New York; Sherril Colombo - Cozen O'Connor / Miami, FL; Hentoff, Tom

**Subject:** Blaszkowski, et al. v. Mars, Incorporated, et al.

Dear Mr. Keegan,

Please see the attached letter from Phil Sechler.

Regards,

Patrick

**Patrick J. Houlihan**  
Williams & Connolly LLP  
725 12th Street, N.W.  
Washington, D.C. 20005  
(202) 434-5238  
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<<Sechler to Keegan (7.10.08).pdf>>

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NOTICE:

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July 11, 2008

## VIA EMAIL

Philip A. Sechler, Esq.  
WILLIAMS & CONNOLLY LLP  
725 Twelfth Street, N.W.  
Washington, D.C. 20005-5901

**Re: Blaszkowski v. Mars, Incorporated, et al.**  
**U.S. District Court, Southern District of Florida**  
**Case No.: 07-21221-CIV**  
**Our File No.: 7009**

Dear Mr. Sechler:

This letter is in response to your letter dated July 10, 2008, in response to my letter dated July 9, 2008 requesting clarification and confirmation of my availability for teleconference on July 15<sup>th</sup> concerning Plaintiffs' June 30, 2008 responses to Defendant Mars Incorporated's first sets of Interrogatories and Documents, and Defendant Natura Pet Products' first set of interrogatories.

I will make myself available to confer with you on July 15<sup>th</sup> by conference call at 12:00 p.m. PT/3:00 p.m. ET. To clarify, I believe that the discovery issues and depositions noticed by Defendant Mars Incorporated, and every other defendant in this case except those that relate to the claims of named plaintiffs Jennifer Damron, Renee Blaszkowski, Cindy Trejoe, Susan Peters, and JoAnn Murphy regarding solely their purchases of pet food brands of Defendant Natura Pet Products, are moot given the preliminary approval of the class action settlement in *In Re: Pet Food Products Liability Litigation* (Civil Action No. 07-2867 (NLH) which is currently pending in the United States District Court, District of New Jersey (the "Menu Foods Case"). Therefore, we request that all named defendants agree to a discovery stay as to all other named plaintiffs (except for Jennifer Damron, Renee Blaszkowski, Cindy Trejoe, Susan Peters, and JoAnn Murphy) and all claims asserted against all other named defendants (except for Defendant Natura Pet Products) in this case until after the final approval hearing is held and an order issued determining whether or not the Menu Food Case class action settlement is granted final approval.

July 9, 2008

Philip A. Sechler, Esq.

**Re: Blaszkowski v. Mars, Incorporated, et al.**

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It would be an obvious waste of the parties' resources and judicial resources of the Miami Court for Defendant Mars Incorporated, and every other defendant in this case except for Defendant Natura Pet Products, to continue to seek written discovery responses, issue subpoenas of related third parties, and take the depositions of the named plaintiffs other than Jennifer Damron, Renee Blaszkowski, Cindy Trejoe, Susan Peters, and JoAnn Murphy if the claims of these other named plaintiffs could be released in the Menu Food Case if the Menu Foods Case settlement is finally approved by the New Jersey Court in November of this year. Accordingly, the named plaintiffs ask all named defendants to voluntarily agree to such a discovery stay and to inform us by no later than July 15<sup>th</sup> at 10:00 a.m. PT/1:00 p.m. ET if you would agree to stipulate to such a stay. We look forward to your response.

Sincerely,

Dictated, but not read

Patrick N. Keegan, Esq.

PNK/sj

cc: Catherine J. MacIvor, Esq. (by email)  
All Defendants' counsel (by email)