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September 13, 2006

Via Facsimile and US Mail

India Minchoff
Russo & Minchoff
123 Boston Street
Boston, MA 02125

Stephen J. Kuzma
75 Federal Street, 17th Floor
Boston, MA 02110

RE: **HOFER, STEPHANIE/DOUGLAS V. THE GAP, INC., ET AL**
OUR FILE NO. PAG-121179

Dear Ms. Minchoff and Mr. Kuzma:

I am not going to engage in a battle of faxes and personal attacks. As the Court said, at the end of the day, this is a slip and fall and an alleged broken flip-flop case. I only am looking for the documents and evidence that has already been agreed should be produced.

I understand that the exemplars have been at your office, and I understand that we have photographed them. It does not make sense to fly someone from California to your office to look at the sandals. That is why Steven, you and I agreed that one pair of the three could be released to us pursuant to the protective order that we also agreed to in principal. I would like to expedite this process so that you can have a meaningful set of GAP depositions. I am only asking for what Steven and you have already agreed to produce.

Please forward the sandals, the authorization, and the psychiatric records to us as soon as possible. I do not want file a motion with the court.

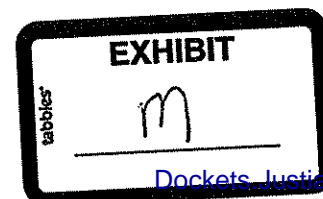
Very truly yours,

**SULLIVAN, WARD,
ASHER & PATTON, P.C.**

Scott D. Feringa
Scott D. Feringa

SDF/sav
W0475663.15

cc: Sean J. Milano, Esq. (via facsimile and US Mail)
Thomas T. Reith, Esq. (via facsimile and US Mail)



* * * COMMUNICATION RESULT REPORT (SEP. 13. 2006 11:34AM) * * *

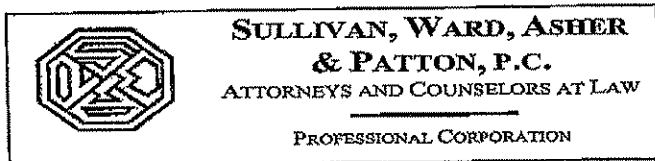
FAX HEADER 1: SULLIVAN WARD ASHER
FAX HEADER 2:

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		Morrison Mahoney LLP	OK	2/2
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From: Scott D. Feringa **Date:** September 13, 2006

To: India Minchoff **Facsimile No.:** 617-740-7310
Telephone No.: 617-740-7340

To: Stephen J. Kuzma **Facsimile No.:** 617-426-2102
Telephone No.: 617-338-3020

To: Sean Milano **Facsimile No.:** 617-342-4938
Telephone No.: 617-439-7500

To: Thomas Reith **Facsimile No.:** 617-345-3299
Telephone No.: 617-854-4000

Our File No.: PAG-121179

Message: _____

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