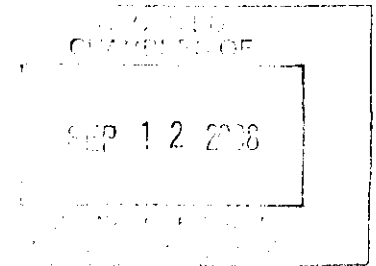


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September 12, 2008

(via facsimile and hand delivery)

The Honorable James C. Mahan
United States District Court Judge
333 Las Vegas Blvd. So.
Las Vegas, Nevada 89101

Re.: Phase II Chin, LLC v. Forum Shops, et al., Case No. 2:08-CV-162-JCM-GWF

Dear Judge Mahan:

Next Wednesday, September 17, 2008, this case is scheduled before you for a hearing. Mr. Philip Heller of Fabelbaum & Heller from Los Angeles, who is lead counsel, will be here to represent our client, Phase II Chin.

I am local counsel. However, I am scheduled to be traveling to New York that day and ask whether you might excuse my presence?

Respectfully submitted,

HUNTERTON & ASSOCIATES


C. Stanley Hunterton

CSH/jma

cc: Samuel S. Lionel, Esq.
Harold Gewerter, Esq.
Kristina Pickering, Esq.

T/c Dawn 9/12