

MINTZ LEVIN

Francis J. Earley | 212 692 6230 | fearley@mintz.com

Chrysler Center
666 Third Avenue
New York, NY 10017
212-935-3000
212-983-3115 fax
www.mintz.com

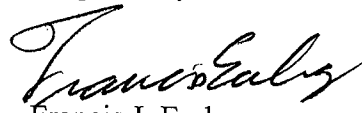
December 12, 2006

VIA ECFHonorable Michael L. Orenstein
United States District Court - Eastern District of New York
100 Federal Plaza
Central Islip, New York 11722-4443Re: S & L Vitamins, Inc. v. Australian Gold, Inc.
05 CV 01217 (JS)(MLO)

Dear Judge Orenstein:

Mintz Levin represents defendant/third-party plaintiff, Australian Gold, Inc., in the above-referenced action. Yesterday, both parties filed their respective motions for summary judgment and opposition papers are due January 2, 2006. Pursuant to the Court's instructions at the October 30, 2006 status conference, Australian Gold respectfully requests that Court adjourn the December 21, 2006 status conference. We have conferred with counsel for S&L Vitamins who has advised us that his client consents to this adjournment. This is the parties' first request for an adjournment.

Respectfully,


Francis J. Earley

cc: Ronald Coleman, Esq. (via ECF & Fax)

Mintz, Levin, Cohn, Ferris, Glovsky and Popeo, P.C.

NYC 373090v.1 BOSTON | WASHINGTON | RESTON | NEW YORK | STAMFORD | LOS ANGELES | LONDON