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December 13, 2005

Via ECF

Honorable Michael L. Orenstein
United States District Court - Eastern District of New York
100 Federal Plaza
Central Islip, New York 11722-4443

Re: S & L Vitamins, Inc. v. Australian Gold, Inc.
05 CV 01217 (JS)(MLO)

*12/14/05
conference adjourned or
rescheduled to 12/20/05
at 4:00 PM.
so Ordered*

Magistrate Orenstein:

We represent defendant/third-party plaintiff, Australian Gold, Inc., in the above-referenced action. We write to request that the Court reschedule the December 23, 2005 conference to a date earlier that week. We have conferred with opposing counsel and all parties are available on the following dates:

USMJ

- December 20, 2005 (After 2:00 pm)
- December 21, 2005 (All Day)
- December 22, 2005 (All Day)

We are available at the Court's convenience if the Court has any questions concerning this application.

Respectfully,

Francis Earley
Francis J. Earley

cc: David Stein, Esq. (via ECF)
Scott Matthews, Esq. (Via ECF)