



Proskauer Rose LLP 1585 Broadway New York, NY 10036-8299

August 26, 2010

By ECF

Daniel P. Goldberger
Attorney at Law
d 212.969.3174
f 212.969.2900
dgoldberger@proskauer.com
www.proskauer.com

The Honorable George H. Lowe
United States Magistrate Judge
U.S. District Court for the Northern District of New York
P.O. Box 7346
Syracuse, New York 13261-7346

Re: Yoder, et al. v. Town of Morristown, et al., Civil Case No.: 09-cv-00007 (NPM/GHL)

Dear Judge Lowe:

We, along with the Becket Fund for Religious Liberty, represent the Plaintiffs in the above-referenced matter. We write, jointly with Defendants, in response to the Court's August 16, 2010 Text Order, to request that the September 2, 2010 conference be held in person, in Albany.

We held a meet and confer with Defendants on August 25, and while we resolved some of the discovery issues, we did not resolve all of them. However, both parties remain eager to continue settlement negotiations, and believe that they are best accomplished in person with Your Honor.

We thank the Court for its attention to this matter.

Respectfully,

Daniel P. Goldberger

cc: All By ECF

Gregg T. Johnson, Esq.
Jacinda H. Conboy, Esq.
Lori H. Windham, Esq.
Eric C. Rassbach, Esq.
Michael T. Mervis, Esq.
Russell L. Hirschhorn, Esq.
Jason D. Gerstein, Esq.
Rachelle L. Laroche, Esq.