

EXHIBIT 1

October 20, 2011

**BY EMAIL**

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

Dear Counsel:

Please find attached two additional documents, YOD000958-59, that are responsive to Defendants' document requests.

Sincerely,



Benjamin M. Rattner

Attachments

cc: Gregg T. Johnson, Esq.  
Michael T. Mervis, Esq.  
Jason D. Gerstein, Esq.  
Daniel P. Goldberger, Esq.  
Lori H. Windham, Esq.  
Eric C. Rassbach, Esq.  
Eric N. Kniffen, Esq.

Dear friend.  
Greetings of love, and  
Best wishes. This sort of a  
winty snowy day.  
I got a letter today that  
Miss L Swart on Stone Rd.  
And Dan L Swart on  
387 Center Rd. agt. Bath  
got a ticket. Court case  
is Feb. 7~~th~~ at 5:00 o'clock.  
Hope to see you.

Peter D Swartentuber  
280 Ireland rd  
Hammond N.Y 13646

# NORTHERN NEW

Watertown Daily Times

## BRIEFLY

### Case against Amish farmer over permit is dismissed

Hammond Town Justice Elsa A. Proven has dismissed the town of Hammond's complaint against Amish farmer Joseph Swartzentruber over his failure to obtain a building permit for his home on County Route 1.

The justice found that Mr. Swartzentruber was never served with "a valid and sufficient accusatory instrument," and that such failure was grounds for dismissal under state case law because her court lacks jurisdiction. She cited Shirley vs. Schülman and People vs. Roslyn Sephardic Center as her precedents.

This is the second time Mr. Swartzentruber has faced a complaint in Hammond and won. He was convicted of failing to obtain a building permit in 2008, but that was subsequently vacated because he did not properly understand the court proceedings.

### U.S. Coast Guard Auxiliary in Ogdensburg is honored

The U.S. Coast Guard Auxiliary flotilla in Ogdensburg received two awards recently at the annual USCG Auxiliary Ninth District Eastern Region conference in Batavia.

The flotilla received the Flotilla Meritorious Achievement award for the most significant contributions to the auxiliary program in 2007. The flotilla, which supports the Alexandria Bay Coast Guard station, also placed third for the Sheehy award for flotilla of the year.

## Sister gives brother

'PERFECT MATCH': Dexter man to undergo his second kidney transplant in early May

By KELLY L. REYNOLDS  
TIMES STAFF WRITER

Raymond L. Biccum Jr. sat on the couch with his sister by his side, weak after a day of kidney dialysis.

In May, Mr. Biccum, 50, Dexter, will get another chance at a normal life. He will be the recipient of his sister's kidney. This is Mr. Biccum's second kidney transplant—the first came from his mother.

In high school he was diagnosed with chronic glomerulonephritis, when the immune system attacks the kidneys and destroys their filters, which remove waste from the bloodstream. When the filters cease to work, the waste builds up in the body.

After his first kidney trans-

plant in 1995, Mr. Biccum lived normally for about four years.

In 1999, he was diagnosed with histoplasma, a pneumonia caused by a fungus, which he contracted from work sites where he came in contact with bird droppings.

In 2001, because of the histoplasma, the transplanted kidney began to fail.

Another transplant wasn't an option at the time, because the disease was affecting his health and daily life.

In 2007, after medications got the histoplasma under control, Mr. Biccum's doctors said a transplant would be a viable option.

"I was really excited," he said.

See KIDNEY B5

*Hello folks,  
Here is the  
article from  
the paper,*

*Thanks for  
letting me  
copy the  
Cand Paper.*

*Let me know  
if I can be  
of help again*

*Marcus Frier*

## SHOW OF HANDS

