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June 22, 2010

Rosenn, Jenkins & Greenwald
15 S. Franklin St.
Wilkes-Barre, PA 18711
Attn: Atty. Donald H. Brobst

**Re: Reisinger v. City of Wilkes-Barre, et. al.
3:09-cv-210; Scheduling of Depositions**

Dear Don:

I am sending this letter to you in regard to your correspondence to me dated June 18, 2010, related to the above-captioned case and matters. I will not be able to attend any of the depositions that are scheduled for this week related to the above due to medical reasons.

As context, I have been wearing contact lenses for over 25 years, and I have never had any significant complications until now. However, last Thursday, June 17, 2010, I experienced discomfort with the use of my contact lenses, in particular with my right eye, which became more apparent as the day progressed, and by mid-afternoon, I knew that I had a substantial problem with my right eye.

However, in regard to the above, since I was out of my office at the above time attending to client appointments, I could not then remove my contact lenses, or otherwise address the above situation until I returned to my office later that afternoon.

However, when I did return to my office after my last scheduled client appointment last Thursday, due to the extreme discomfort at that time in my right eye, I immediately removed my

contact lenses, at which time it became very obvious to me that there had been a substantial amount of damage caused to my right eye as evidenced by the amount of the then pain I was in, the volume of the tearing and the swelling of my right eye.

Further, in response to the above, early Friday morning, June 18, 2010, with my right eye then almost swollen completely shut and with virtually no sleep, I attempted to reach my ophthalmologist, Dr. David DeRose, for an emergency appointment. However, Dr. DeRose was scheduled for that day to attend to all of the needs of his patients in his Hazleton office, and because of the substantial visual impairment that I had at the above time, I could not drive to Hazleton to attend an emergency appointment with him.

Further, since Dr. DeRose lives in Mountain Top, it was not possible for Dr. DeRose to first attend to my needs in his Wilkes-Barre office, before he went to Hazleton to attend to the above patients.

As a consequence of all of the above, I then requested an immediate emergency appointment with my attending optometrist, Dr. Patricia Butler, in reference to the above problems that I was having with my right eye. Fortunately, Dr. Butler was able to schedule an appointment for me midday, last Friday, June 18, 2010.

At the above appointment, Dr. Butler conducted an extensive examination and performed a substantial amount of tests on my right eye to assess its then current condition and functional capacity. Also, after the above examination, etc., Dr. Butler concluded that I had suffered a serious corneal abrasion, which resulted in my right eye becoming infected. Further, at the time of her above examination, she could not determine, due to the amount of the abrasions, etc., whether there had actually been a tear to my cornea.

Also, at the time of her above examination, she did not know if my above problem was caused by the use of a bad saline solution, an imperfect lens with a slice in it, or whether there had been some caustic substance on my finger when I had inserted the lens into my right eye on Thursday morning, June 17, 2010. Dr. Butler then prescribed various medications for me to take for seven days that Dr. Butler believed would address the above injuries and infection that I had to my right eye.

Additionally, Dr. Butler advised me that I would not have the normal use of my right eye, or have all of the related pain abated, for at least seven days, which is the period of time that she believed it was going to take for the sight in the my right eye to be fully restored, etc., assuming no complications, etc.

Further, as context, it is important to note that I have approximately 20 years of experience with sinus infections and have already had sinus surgery. Additionally, whenever I have had any significant dental surgery because of dental infections in the past, there has usually been a sinus infection component that ultimately accompanies the above. Therefore, it was the expectation that a sinus infection would accompany the above infection in my right eye, which in fact has now happened.

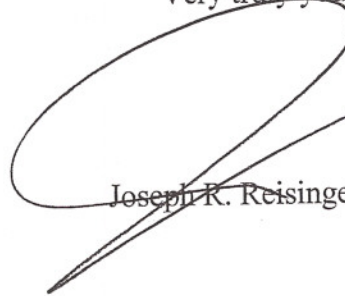
Finally, I am writing this letter to you at this time with a functioning left eye, an infected right eye, and a sinus infection. Further, I am still presently under the influence of medication for the above problems and still considerably sleep deprived, due to the pain caused by the above injuries.

In sum, at this point, because of the fact that I, based on the above diagnosis, will be substantially incapacitated for most of this week, because of the loss of my normal vision and related complications, I will therefore be unable to attend the depositions that you have

scheduled in reference to the above this week. Consequently, because of the above, I am requesting that you reschedule the depositions scheduled for this week to next Thursday afternoon, July 1, 2010, or Friday afternoon, July 2, 2010.

In closing, kindly contact me after you have had an opportunity to review this letter to advise me in reference to the above.

Very truly yours,

A large, stylized handwritten signature in black ink, consisting of a large loop and a long horizontal stroke extending to the right.

Joseph R. Reisinger, Esq.

Cc: Atty. Kevin Fogerty