

# SIEBMAN, REYNOLDS, BURG, PHILLIPS & SMITH

A Registered Limited Liability Partnership  
ATTORNEYS AT LAW



CLYDE M. SIEBMAN  
Board Certified Civil Trial Law -  
Texas Board of Legal Specialization  
BRYAN H. BURG  
LAWRENCE A. (LARRY) PHILLIPS  
MICHAEL C. SMITH  
SUSAN M. FISHER

CAROL A. WILSON - Of Counsel  
Also Practicing Individually

Federal Courthouse Square  
300 North Travis Street  
Sherman, Texas 75090  
(903) 870-0070 Telephone  
(877) ED TEXAS (338-3927)  
(903) 870-0066 Facsimile  
[siebman@siebman.com](mailto:siebman@siebman.com)

Plano Office  
4949 Hedgecove Rd., Suite 230  
Plano, Texas 75024

Lufkin Office  
120 South 2<sup>nd</sup> Street  
Lufkin, Texas 75902

Marshall Office  
713 S. Washington Ave.  
Marshall, Texas 75670

PLEASE REPLY TO SHERMAN

September 4, 2009

SENT VIA E-MAIL  
TO ALL COUNSEL OF RECORD

Re: Albritton v. Cisco Systems, Inc. et al., Motion to Quash; No. 6:08-cv-00089-RAS

Dear Counsel:

I wanted to update you regarding a change in Michael Smith's trial conflicts as it relates to the motion to quash trial subpoena we filed in the above referenced case. We have learned that Mr. Smith's trial setting that was set to begin on September 21, 2009 in the 71<sup>st</sup> Judicial District of Harrison County, Texas, along with the jury selection in that matter that was set for September 16, 2009 have been continued. I do not believe this change impacts the merits of our motion to quash as Mr. Smith's other trial conflict remains set to begin at 9:00 a.m. on September 14, 2009 at the United States District Court in Marshall, Texas. Please feel free to share this information with the Court in any pleading you may file in response to our motion to quash. Should you desire, I will be glad to notify the Court directly of this minor change of circumstances. Please feel free to contact me with any questions you may have.

Sincerely,  
SIEBMAN, REYNOLDS, BURG,  
PHILLIPS & SMITH, L.L.P.

By:

Larry A. Phillips

