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January 24, 2011

Via Fax to (512) 428-6418

John P. Henry
The Law Offices of John Henry, P.C.
P.O. Box 1838
Round Rock, Texas 78680

Re: Civil Action No. 10-CV-664-JRN; *DELIVERANCE POKER, LLC v. MICHAEL MIZRACHI*; In the United States District Court for the Western District of Texas, Austin Division

Dear Mr. Henry:

Thank you for your email this morning. After re-reading your email, however, I am still at a loss as to when we can expect initial disclosures from Tiltware or exactly what it is you intend to amend and what discovery responses it will address or when we can pick up the documents your client has agreed to produce. As I indicated in my letter on Friday, I really hate to seek the Court's intervention without at least discussing the discovery issues with you. I'll wait until tomorrow afternoon, but I really feel I have to get these issues resolved or file a motion with the Court. As you know, as the party with the burden of proof, I doubt the Court will have much sympathy for us if we complain later that we don't have the discovery we need if we can't show that we've been diligent in getting the discovery we need. Please give me a call.

Sincerely,

Gray & Becker, P.C.

John D. Jacks



TRANSACTION REPORT

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TO: John P. Henry

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