

GREGORY ANTOLLINO
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RE: Zarda v. Altitude Express, 10-cv-4334

Dear Judge Bianco,

In response to Mr. Zabell's letter, I'll have you know I contacted his office three times to discuss this matter, but Mr. Zabell's modus operandi is to ignore opposing counsel. That way, I must ask for judicial intervention – and risk looking like a pest – or accede to his incivility.

The pre-trial order does not in any way in any court require listing over 50 potential rebuttal or impeachment witnesses, therefore I ask that Mr. Zabell remove them, and if good cause is shown, you will allow them to testify. As of now they are there for no purpose except for some speculative reasons, and to make me wonder what they will testify to. The purpose of JPTO is to put all parties on notice as to what the witnesses and exhibits will show. I'm in the dark about 50 witnesses, and so are you – that's a major problem. I therefore ask for an order in accordance with my motion, and though I am almost done with my portion of the order, until this issue is resolved, I can't effectively complete my portion.

Sincerely,

/s/

Gregory Antollino

Cc: Saul Zabell (by ecf)