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EMPLOYMENT COUNSELING, LITIGATION, LABOR & BENEFITS LAW

Counseling and Advising Clients Exclusively on Laws of the Workplace

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December 1, 2014

VIA ELECTRONIC CASE FILING

The Honorable Joseph F. Bianco
United States District Court Judge
United States District Court
Eastern District of New York
100 Federal Plaza
Central Islip, NY 11722

Re: Donald Zarda v. Altitude Express, Inc. and Raymond Maynard
Case No.: 10-CV-04334 (JFB)(GRB)

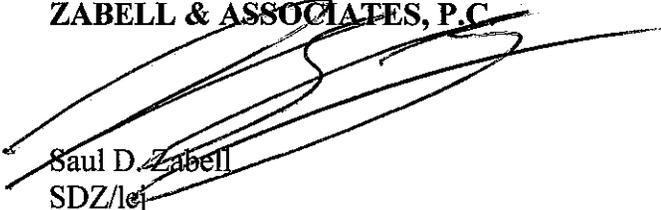
Your Honor:

We are counsel for Defendants in the above referenced matter. We write to consent to the substitution of Plaintiff's Estate for the deceased Plaintiff, Donald Zarda. We further request an in-person conference to discuss potential trial dates, *in limine* motions, and, perhaps, revisiting the issues raised on summary judgment as the testimony must be limited to the late Mr. Zarda's deposition testimony.

We understand that conferences such as this are typically held telephonically, but we specifically request an in person conference to address these very serious matters.

Respectfully submitted,

ZABELL & ASSOCIATES, P.C.


Saul D. Zabell
SDZ/lej

cc: Gregory Antollino, Esq. (via Electronic Case Filing)
client