

# GREGORY ANTOLLINO

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February 28, 2015

U.S. District Judge Joseph F. Bianco  
Long Island Federal Courthouse  
814 Federal Plaza  
Central Islip, New York 11722

RE: Zarda v. Altitude Express, Inc. & Ray Maynard, 10 Civ 4334 (JFB)

Dear Judge Bianco:

I represent the Estate of Zarda in this matter and write for a couple of reasons: an extension of time and a request that you not to schedule the trial for the week of July 6 until such time as I can guarantee the production of a witness. As to the first issue, I had an unexpectedly long trial in People v. Gillam, before the Honorable Mario Mattei, Richmond County Criminal Court, last week. (I knew the trial was going forward when we set dates in this case, but I did not know that it would be so many days in a row. With the time it takes me to get back and forth to Staten Island, I have been unable even to touch the Zarda transcript.) The trial continues into March 2, then I have two depositions in Ware v. Manhattan Motorcars, a case in which discovery ends in March and has already been extended once. I have not been able yet to start reviewing the deposition of Mr. Zarda, and would ask for another week to designate the portions and order of his deposition. I appreciate your consideration.

As to the second issue, one of plaintiff's witness, Ira Helfand, might not be available the week of July 6th - one of the two dates you designated for trial - because of a conference that is being considered for that date in London in which he is expected to give a presentation. The date for his conference is not set in stone. He might call me in two days and say it is open, and I will report back. However, I would hate for you to pick the 6th until he is certain. The 23rd is open, however. Thank you for your consideration, and if you were to pick the 23rd, there will be no problem, but the 6th right now is iffy. I'll let you know as soon as I know that it is impossible or viable as soon as Mr. Helfand lets me know.

Sincerely,



Gregory Antollino

Cc: Saul Zabell by ecf