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August 9, 2011

VIA ELECTRONIC CASE FILING

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

Re: **Zarda v. Altitude Express, Inc., et al.**
Case No.: CV-10-4334 (JFB)(ARL)

Your Honor:

This firm is counsel to Altitude Express, Inc., d/b/a Skydive Long Island, and Ray Maynard, Defendants in the above-referenced action. We write out of an abundance of caution.

Discovery in this matter is scheduled to conclude on September 9, 2011. However, as a result of unresolved motions currently pending before Your Honor (i.e., Plaintiff's Motion to Compel, Defendants' Motion to Compel, Plaintiff's Motion to Disqualify Seeking Sanctions and Contempt, as well as Defendants' Anticipated Motion to Quash), it seems unlikely the parties will be able to conclude discovery by September 9, 2011. Thus, Counsel for Defendants respectfully requests Your Honor consider this issue and extend discovery accordingly.

Counsel remains available should Your Honor require additional information regarding this submission.

Respectfully submitted,

ZABELL & ASSOCIATES, PC

Saul D. Zabell

cc: Gregory Antollino, Esq. (via electronic case filing)