



Counseling and Advising Clients Exclusively on Laws of the Workplace

Zabell & Associates, P.C.
1 Corporate Drive
Suite 103
Bohemia, New York 11716
Tel. 631-589-7242
Fax. 631-563-7475
www.Laborlawsny.com

Saul D. Zabell
Email: SZabell@laborlawsny.com

August 6, 2012

VIA ECF

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:

We represent defendants in the above-referenced matter. Defendants' Opposition to Plaintiff's Request for the Admission of Expert Testimony and Payment of Preparation Fees Owed by Defendant Preparation [*sic*] was due on Friday, August 3, 2012. Unfortunately, due to technical difficulties, ECF was unable to process our filing. Subsequently, per your chambers instructions, we are filing our opposition today. We informed plaintiff's counsel of the delay and served a copy of our opposition, *via* electronic mail, on Friday.

We remain available should you have any further questions regarding this matter.

Respectfully submitted,

ZABELL & ASSOCIATES, PC



Saul D. Zabell
SDZ/KB

cc: Gregory Antollino, Esq. (*via* ECF)