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April 11, 2016

VIA ECF and FAX 212-805-6737

Hon. George B. Daniels
United States District Judge
Southern District of New York
United States Courthouse
500 Pearl Street, Room 1310
New York, N.Y. 10007

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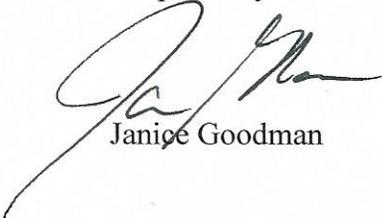
Re: Cargian v Breitling USA, Inc.
15 CV 01084 (GBD, HP)

Dear Judge Daniels:

I represent Plaintiff in the above matter and write in opposition to Defendant's request for oral argument on its summary judgment motion. Summary judgment motions are quintessentially fact intensive inquiries, not dispute over a legal theory. In this case there are literally thousands of pages of competing documents, deposition testimony and affidavits, which the court must sift through to determine if Defendant has met its burden of proving that there are no material contested facts therefore entitling it to judgment as a matter of law. I suggest these issues will not be elucidated through oral argument, and that such argument would not be particularly helpful to the Court..

I concur with Defendant that the April 26th status conference is not needed. I had hoped that if the court deemed oral argument necessary that it could be on that day which we all had reserved many months ago. However, since defendant now inserts a need to defer because of the Jewish holiday, I suggest that the Court set any date during the first two weeks of May to minimize any delay in consideration of the motion.

Respectfully submitted,



Janice Goodman

cc: Glenn Grindlinger, Esq. (Via ECF)
Zev Singer, Esq. (Via ECF)

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