



Counseling and Advising Clients Exclusively on Laws of the Workplace

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September 25, 2015

VIA ELECTRONIC CASE FILING

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

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

Your Honor:

This firm is counsel to Defendants in the above-referenced matter. We write to provide additional information on Mr. Maynard's ability to meaningfully participate in the preparation for and attendance at the trial in the above referenced matter. It appears, at this time, that the stroke suffered by Mr. Maynard will not prevent him from proceeding to trial as scheduled. Although he is currently undergoing additional testing and treatment he has indicated his desire to proceed as planned.

Notwithstanding the Semitic comments of my adversary this is the first opportunity I have had to advise the parties of Mr. Maynard's status.

Respectfully submitted,

ZABELL & ASSOCIATES, P.C.



Saul D. Zabell

cc: Gregory Antollino, Esq.