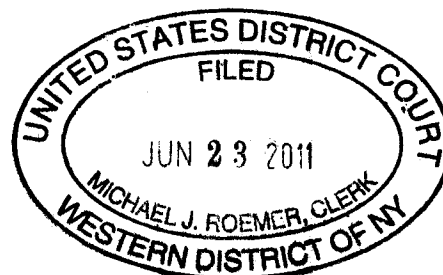


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June 22, 2011

*Via fax and mail*Honorable John T. Curtin  
United States District Judge  
U.S. Courthouse  
68 Court Street  
Buffalo, NY 14202Re: Hoyle v. Dimond, et al.  
08-CV-00347-JTC

Dear Judge Curtin:

On June 1<sup>st</sup> the Court directed plaintiff to file a motion to compel within twenty days if certain documents had not been produced by the defendants. Because I have been in good faith conversations with defendants' counsel, I have not made such a motion, although it may become necessary depending on the defendants' continued willingness to cooperate.

Under the circumstances, I request that the Court amend the June 1<sup>st</sup> Order to require the filing of a motion to compel on or before July 8, 2011, if compliance with outstanding document requests is not forthcoming.

Respectfully submitted,

K. Wade Eaton

cc: Charles Ritter, Esq.  
Elizabeth A. Kraengel, Esq.  
(*via fax and mail*)