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June 3, 2008

BY FEDERAL EXPRESS

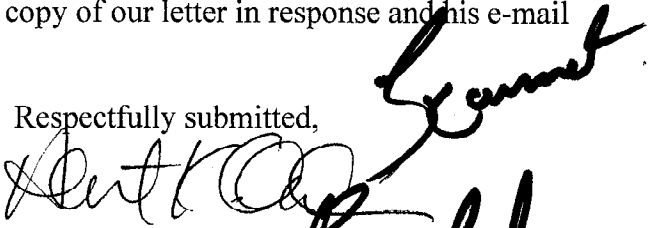
Honorable Shira A. Scheindlin
United States District Judge
Southern District of New York
Daniel Patrick Moynihan United States Court House
500 Pearl Street, Room 620
New York, NY 10007

Re: *Bernstein, et al. v. Appellate Division, First Department
Departmental Disciplinary Committee, et al.*, Index No. 07 Civ.
11196 (SAS)

Dear Judge Scheindlin:

Our firm represents defendants Foley & Lardner LLP, Steven C. Becker, Douglas A. Boehm, William J. Dick, and Michael W. Grebe in the above-captioned action. We enclose a copy of our letter dated June 3, 2008 in response to plaintiff Eliot I. Bernstein's e-mail "to all sued parties" of May 31, 2008. Since Mr. Bernstein's e-mail was copied to the Court, we are providing a copy of our letter in response and his e-mail for the Court's convenience.

Respectfully submitted,


Kent K. Anker

cc: Eliot I. Bernstein (Via Federal Express)
P. Stephen Lamont (Via Federal Express)
All Defendants' Counsel (Via Federal Express)

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June 3, 2008

BY FEDERAL EXPRESS

Mr. Eliot I. Bernstein
39 Little Avenue
Red Bluff, CA 96080

Re: *Bernstein, et al. v. Appellate Division, First Department
Departmental Disciplinary Committee, et al.*, Index No. 07 Civ.
11196 (SAS)

Dear Mr. Bernstein:

As you know, our firm represents defendants Foley & Lardner LLP, Steven C. Becker, Douglas A. Boehm, William J. Dick, and Michael W. Grebe in this action. I am writing in response to your e-mailed demand of Saturday, May 31, 2008 to "all sued parties" for disclosure of "insurance agreements" under Rule 26 of the Federal Rules of Civil Procedure. Pursuant to the time provisions in Rule 26(a)(1)(C), parties make initial disclosures (including of insurance agreements) "at or within 14 days after the parties' Rule 26(f) conference unless a different time is set by stipulation or court order, or unless a party objects during the conference that initial disclosures are not appropriate in this action and states the objection in the proposed discovery plan." There has been no Rule 26(f) conference in this matter, nor has there been any time set by stipulation or court order. Given the pending motions to dismiss, I believe that it makes sense to defer any such conference until after resolution of the motions.

Sincerely yours,


Kent K. Anker

cc: Mr. P. Stephen Lamont (Via Federal Express)
Defendants' Counsel (Via Federal Express)

Anker, Kent K.

From: Eliot Ivan Bernstein [iviewit@iviewit.tv]
Sent: Saturday, May 31, 2008 12:57 PM
To: Anker, Kent K.
Cc: Caroline Prochotska Rogers, Esquire; Marc R. Garber Esq. @ Flaster Greenberg PC; Michele M. Mulrooney Esq. - Jackoway Tyerman Wertheimer Austen Mandelbaum & Morris; 'Andy Dietz'; 'Barry Becker'; P. "Patrick" Stephen Lamont
Subject: Case # 07 Civ. 11196 (SAS) Eliot I. Bernstein, et al. v. Appellate Division First Department, Department Disciplinary Committee et al.

From the desk of: Eliot I. Bernstein

May 30, 2008

Kent Kari Anker
Friedman, Kaplan, Seiler & Adelman LLP
1633 Broadway
New York, NY 10019-6708

To All Sued Parties,

Re: F.R.C.P. Rule 26 Demand: Bernstein, et al. v. Appellate Division
First Department Departmental Disciplinary Committee, et al. (07CV11196)

Dear Sirs and Madams,

As a defendant in a federal lawsuit in the United States District Court Southern District of New York, as required under F.R.C.P. Rule 26, kindly provide Plaintiffs with copies of all liability insurance agreements involving: (a) your individual defendants in their official, professional and individual capacities; and (b) your organizations and firms policies, the courts policies for any court sued in these matters regarding coverage for state actors, as, accordingly to Rule 26, these insurance carriers may be liable to satisfy part or all of a judgment which may be entered into in the above referenced action, and to indemnify or reimburse for payments made to satisfy any forthcoming judgment.

Consistent with Rule 26, you are hereby advised that we do not have any insurance agreements, and request your compliance within five (5) business days to turn over all applicable policies for your defendants, at which time if such is not received we will research the propriety of moving the Court to secure same.

Thank you in advance for your expected and timely compliance to the demand made herein.

Best regards,

Eliot I. Bernstein, Pro Se

cc: P. Stephen Lamont, Pro Se
Shira A. Scheindlin

Eliot I. Bernstein
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