

P. Stephen Lamont
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By Certified Mail

February 2, 2009

Hon. Jonathan Lippman
Presiding Justice
New York State Supreme Court,
Appellate Division First Department
27 Madison Avenue
New York, New York 10010

Re: Matters of Denis J. Timone and Albert A Capellini, Docket No.'s 2009.0146 and 2009.0147 in the Departmental Disciplinary Committee of the Appellate Division, First Department ("DDC").


Dear Hon. Lippman:

On advise from Gary L. Casella, Chief Counsel of the State of New York Grievance Committee for the Ninth Judicial District and staff attorney, Matthew Lee-Renert, the Ninth Judicial District has transferred the above matters to the DDC.

Moreover, in light of the attorney disciplinary complaint of Iviewit Holdings, Inc. ("Iviewit"), and in my capacity as Chief Executive Officer, against Alan W. Friedberg (filed September 28, 2008) and the Petition of P. Stephen Lamont, on behalf of shareholders of Iviewit -- In the Matter of an Attorneys and Counselor-at-Laws Thomas J. Cahill and Alan W. Friedberg naming Roy L. Reardon as one of the Respondents (filed January 13, 2008), it is not appropriate for me to contact the DDC directly, but only through their counsel not known to me at this time.

Lastly, please confirm the existence of the above referenced docket numbers under your Court, and it is my hope that the DDC follows the rules of your Court under your guidance in their proper disposition of these matters.

Very truly yours,


P. Stephen Lamont