

Exhibit B

[Print](#) | [Close Window](#)

Subject: RE: Re-noticing Jan. 4, 2008 hearing
From: victoria@vkhall-law.com
Date: Thu, Nov 01, 2007 6:01 pm
To: Scott Jerger <scott@fieldjerger.com>

Scott,

I will state to the court that you asked that I move the hearing to Jan. 11, 2008, but upon finding that the date was closed, that you opposed my filing a motion to ask the court to re-set the hearing to that date.

That is an accurate statement of your position. It's a rather curious position to take, but it's what you said.

Regards,

Victoria

----- Original Message -----
Subject: RE: Re-noticing Jan. 4, 2008 hearing
From: "Scott Jerger" <scott@fieldjerger.com>
Date: Thu, November 01, 2007 5:54 pm
To: <victoria@vkhall-law.com>

And by relevant document I mean the motion. Obviously, you do not need to send me the memorandum of law.

Scott

From: Scott Jerger
Sent: Thursday, November 01, 2007 5:51 PM
To: 'victoria@vkhall-law.com'
Subject: RE: Re-noticing Jan. 4, 2008 hearing

Victoria:

While I consent to a hearing date on January 11th, I don't consent to your filing a motion to reschedule the hearing on a "Closed" date. Obviously, neither you nor I were aware that the date was closed when we discussed the 11th.

I'm becoming very concerned with your mischaracterization of my position over and over again. For example, agreeing that you can "file" an amended complaint under Rule 15 does not mean that "I agree that certain elements of your complaint are not futile" (per your previous email). This is a very basic legal concept.

Before you submit anything to the Court in writing regarding my position on a motion, etc., I request that you send me a copy of the relevant document for approval first.

Thank you,
Scott

From: victoria@vkhall-law.com [mailto:victoria@vkhall-law.com]
Sent: Thursday, November 01, 2007 5:20 PM
To: Scott Jerger
Subject: Re-noticing Jan. 4, 2008 hearing

Scott,

As it turns out, the judge's calendar has closed for Jan. 11, so I cannot re-notice the hearing for that date. I will instead file a motion seeking to move the hearing from Jan. 4 to Jan. 11. That will be in the administrative motion I will file re Settlement Conference and CMC. Per your previous emails stating that Jan. 11 was acceptable for you, I will state that you consent to moving the hearing to Jan. 11.

Regards,

Victoria

Copyright © 2003-2007. All rights reserved.