

BRADLEY & MERRELL
c/o JONES, JONES, CLOSE & BROWN, CHARTERED
Seventh Floor -- Bank of America Plaza
300 South Fourth Street
Las Vegas, Nevada 89101-6026
(702) 385-4202

MESSAGE FROM XEROX 7024: (702) 385-1655

DATE: 8-4-93

TO: Konrad L. Calteux

FAX #: (212) 310-8518

PHONE #: (212) 310-8904

FROM:

Telebank, M. Alkaner

CLIENT/MATTER: Nevada Power v. Monsanto, et al.

CLIENT/MATTER NO.: 11927.2

DOCUMENT(S) DESCRIPTION:

Letter

NUMBER OF PAGES (including cover page):

3

MESSAGE:

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TRANSMISSION REPORT

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TOTAL PAGES SCANNED : 3

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1	CALTEUX	8- 4-93 12:09PM	1' 12"	3/ 3	EC	COMPLETED 9600

TOTAL 0:01'12" 3

NOTE:

No. : OPERATION NUMBER 48 : 4800BPS SELECTED EC : ERROR CORRECT G2 : G2 COMMUNICATION
PD : POLLED BY REMOTE SF : STORE & FORWARD R1 : RELAY INITIATE RS : RELAY STATION
JB : SEND TO MAILBOX PG : POLLING A REMOTE MP : MULTI-POLLING RM : RECEIVE TO MEMORY

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Las Vegas, Nevada 89101-6026
(702) 385-4202

MESSAGE FROM XEROX 7024: (702) 385-1655

DATE: 8-4-93

TO: Konrad L. Cailteux

FAX #: (212) 310-8516

PHONE #: (212) 310-8904

FROM: Robert M. Cailteux

CLIENT/MATTER: Nevada Power v. Monsanto, et al.

CLIENT/MATTER NO.: 11927.2

DOCUMENT(S) DESCRIPTION:

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Telephone: (702) 385-4202

BRADLEY & MERRELL
c/o Jones, Jones, Close & Brown
300 South Fourth Street, Seventh Floor
Las Vegas, Nevada 89101-6026

Fax: (702) 385-1655

August 4, 1993

Via Fax

Konrad Cailteux
Weil, Gotshal & Manges
767 Fifth Avenue
New York, NY 10153-0119

Re: Nevada Power Company v. Monsanto Company, et al.
USDC, District of Nevada Case CV-S-89-555-LDG (LRL)

Dear Konrad,

I was frankly surprised to receive your August 2, 1993 letter regarding postponement of the Ron Lawrence and Roger Wills depositions. When I spoke with you after you received my July 28, 1993 letter confirming that the Wills and Lawrence depositions would not go forward, you did not state or indicate that the cancellation was untimely or would inconvenience the deponents or counsel. In fact, you stated that the change was fine.

As to the basis for postponing the Wills depositions, I have enclosed a copy of a Westinghouse privilege form, which Westinghouse submitted to the court as part of its in camera submission, for a document in which Mr. Wills is copied. Westinghouse's privilege claim and pending motion undoubtedly raise a controversy which should be resolved prior to the deposition of Mr. Wills.

If Mr. Lawrence and Mr. Wills were inconvenienced, it is indeed regrettable. We will try to work within their schedules to the extent possible when these depositions are rescheduled.

Sincerely,

BRADLEY & MERRELL



DEBORAH N. MAILANDER

DNM:bms

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PRIVILEGE REVIEW FORM

Document Type: Company Memorandum

Date: November 9, 1981

Author:

Name: Rudolph, L.G.

Affiliation: Westinghouse

Addressee:

Name: Saltman, S.I.
Bickerstaff, C.W.

Affiliation: Westinghouse
Westinghouse

Copies:

Name: **Affiliation:**

1. Wills, R.E., Esquire; Westinghouse
2. Carlson, K.R.; Westinghouse
3. Weinstock, J.M.; Westinghouse

Subject Matter: Request for legal advice of
Westinghouse in-house counsel re:
CAL OSHA compliance

Category of Privilege: Attorney Client Privilege
Work Product Doctrine