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OF COUNSEL
LYLE RIVERA

May 21, 1991

Clerk U. S. District Court
Box 53558
Jacksonville, Florida 32201

Re: Independent Life v. General Electric

Ladies and Gentlemen:

Please send the following documents in the above-referenced case:

1. Copy of Amended Complaint
2. Defendant's Motion for Summary Judgment, February 1987
3. Defendant's Alternative Motion for Summary Judgment, April 1987
4. Order denying both, August 1988
5. Amended Complaint
6. A certified copy of the most recent docket sheet in the above-referenced case.

Enclosed please find a check for \$56.50 to cover the cost.

Very truly yours,

JONES, JONES, CLOSE
& BROWN, CHARTERED

Charles H. McCrea, Sr.
Charles H. McCrea, Sr.

CHM:jlq

Enclosure

chm\clerk.ltt

JONES, JONES, CLOSE & BROWN, CHARTERED

GENERAL ACCOUNT
300 S. FOURTH ST. SUITE 700 (702) 385-4202
LAS VEGAS, NEVADA 89101-6026

VALLEY BANK OF NEVADA
P. O. Box 15427
Las Vegas, Nevada 89114
94-72/1224

NO. 4930

PAY **REGISTERED 56 DOLS 50 CTS**

DATE

AMOUNT

TO U. S. District Court Clerk

5/21/91

\$ 56.50

THE
ORDER
OF

Steven L. Miller

0004930 122400724

012121365

JONES, JONES, CLOSE & BROWN, CHARTERED

DETACH THIS STATEMENT BEFORE DEPOSITING.

4930

DATE	ACCOUNT OR INVOICE NO.	AMOUNT	DISC. OR DEDUCTION	NET AMOUNT	DATE	ACCOUNT OR INVOICE NO.	AMOUNT	DISC. OR DEDUCTION	NET AMOUNT
5/21/91			\$56.50			To. Obtain Amendments, Docket Sheet, ect.			
						11927/NV Power			
						2/PCB			
						62/CHM			

05-20-92 09:10

GORDON BALL

032 P01

TO: Randall Jones, Chuck McCrea, David McCrea, Bill Snyder
(Bill - please forward to the others)

FROM: Paul Merrell

DATE: May 20, 1992

RE: NEVADA POWER V. MONSANTO

I write to suggest that we alter our plans slightly. I no longer believe that a conspiracy cause of action is viable and we should not amend to bring it in. Aldabe v. Adams, 402 P.2d 34 (Nevada 1965) holds unequivocally at pp. 37-38 that the conspiracy cause of action runs from the discovery of injury rather than from discovery of the conspiracy, and has a four-year statute of limitations.

I'm also concerned that the case involved a fraud claim. While the statute of limitations issues were not applied to the fraud claim, the case certainly would provide the defendants with persuasive authority should they seek certiorari. I see no great advantage at this point in calling the defendant's attention to this case by moving to amend to bring in a conspiracy count, particularly when we are still within the period for a petition for certiorari.

Unless I hear differently from any of you, I won't be working on the amendment motion, and suggest we strike all mention of it from the memo that Randall has been drafting. I'll focus my efforts for the next couple of days on the motion for partial summary judgment on the issue of fraudulent concealment.

Paul

Port-it™ brand fax transmittal memo 7671		# of pages 1
To <i>Bill Snyder</i>	From <i>Paul Merrell</i>	
Co.	Co.	
Dept.	Phone #	
Fax #	Fax #	