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Fax: (702) 385-1655

July 16, 1993

VIA TELEFAX

Robert J. Shaughnessy
Williams & Connolly
725 12th Street, N.W.
Washington, D.C. 20005

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

Dear Bob:

This is to confirm that we have, at G.E.'s request, agreed to continue the deposition of Dr. John Brown of G.E. until a later date and that G.E. has stipulated that his deposition could take place following the fact deposition cut-off date of July 23. This will require permission of the Court and I ask that you prepare the stipulated order.

This is also to confirm that Nevada Power has requested that the following depositions of G.E. officials be retaken because of lack of witness preparation and/or tardy provision of documents for the deposition:

1. PMK on warnings to trade associations, etc.
2. PMK on record retention/destruction.
3. Dr. Brown.

We hope that you might also stipulate to more timely production of relevant documents should the witnesses review any further documents before any of the above depositions take place.

We have called Judge Leavitt's chambers and he is unavailable on Monday. We are advised that the Judge may be available Monday at 2:30 p.m. PST and is relatively free on Tuesday until 1:30 PST if we are unable to resolve these matters before then. If a hearing is needed, we will initiate the conference call.

Robert J. Shaughnessy, Esq.
July 16, 1993
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I understand that you and/or Steve Kuney will be calling me tomorrow to discuss these matters.

Sincerely,

BRADLEY & MERRELL

PAUL E. MERRELL
Coordinating Attorney

PEM:lsg

cc: Steven R. Kuney - via telefax
Arvin Maskin - via telefax
J. Bruce Alverson - via telefax
John L. Thorndal - via telefax
Bruce A. Featherstone - via telefax

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MESSAGE FROM XEROX 7024: (702) 385-1655

DATE: July 16, 1993

TO: Robert J. Shaughnessy, Esq. FAX #: (202) 434-5029

PHONE #: (202) 434-5843

FROM: Paul E. Merrell, Esq.

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

CLIENT/MATTER NO.: 11927.2

DOCUMENT(S) DESCRIPTION: July 16, 1993 letter re: depositions of Dr. John Brown and G.E. officials; possible telephonic hearing next Monday or Tuesday

NUMBER OF PAGES (including cover sheet): Three (3)

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