

KIRKLAND & ELLIS

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1999 Broadway
Denver, Colorado 80202

To Call Writer Direct:
303 291-3034

303 291-3000

Facsimile:
303 291-3300

July 6, 1993

VIA FACSIMILE

Paul E. Merrell, Esq.
Bradley & Merrell
c/o Jones Jones Close & Brown
700 Bank of America Plaza
300 South Fourth Street
Las Vegas, NV 89101-6026

CONFIRMATION COPY OF A DOCUMENT
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Re: Nevada Power Company v. Monsanto Company, et al.

Dear Paul:

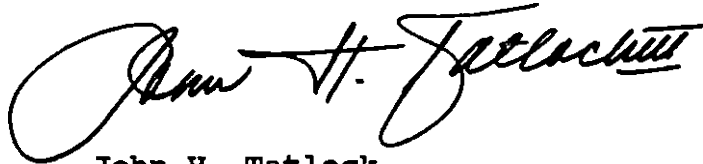
This letter responds to your June 28 letter concerning Mr. Mahoney and Dr. Kelly.

On February 10 Monsanto filed its Objection to the Magistrate Judge's January 26 Order concerning Mr. Mahoney. It is Monsanto's position that the Objection stays any attempt to depose Mr. Mahoney, and no further action is necessary pending a ruling by Judge George.

As for Dr. Kelly's physical condition, we will inquire about Dr. Kelly's condition and prognosis and his ability to sit for a deposition, and report back to you.

I will call you with information about Dr. Kelly as soon as possible.

Sincerely,



John H. Tatlock

JHT/tlk

cc: Bruce A. Featherstone

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1999 Broadway
Denver, Colorado 80202
(303) 291-3000
Facsimile Machines
(303) 291-3300

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TO: Paul E. Merrell

COMPANY: Jones, Jones, Close & Brown

FACSIMILE PHONE NO.: (702) 385-1655

COUNTRY: USA

VERIFICATION NO.: (702) 386-3377

FROM: John H. Tatlock

SENDER'S DIRECT DIAL NO.: (303) 291-3034

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