

Telephone: (702) 385-4202

BRADLEY & MERRELL
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300 South Fourth Street, Seventh Floor
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Fax: (702) 385-1655

July 22, 1993

VIA TELEFAX

Arvin Maskin, Esq.
Konrad Cailteux, Esq.
Weil, Gotshal & Manges
767 Fifth Avenue
New York, New York 10153

Steven R. Kuney, Esq.
David Kiernan, Esq.
Robert Shaughnessey, Esq.
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 Counsel:

This is to advise you that Monsanto has arranged a hearing tomorrow regarding two 30(b)(6) Notices it has sent to Nevada Power. We have informed the Court that our Motion for Protective Order regarding these Notices will be accompanied by a Motion to Compel more adequate responses in regard to Monsanto's answers to our interrogatories on (1) statute of limitations and (2) contentions. Our position is that Monsanto is attempting to obtain through a 30(b)(6) the types of information that it has refused to provide us in the statute of limitations interrogatories and in its contentions, e.g., that we have no defense contentions regarding what defendants perceived as the shortcomings of our damages calculations, and that Monsanto is attempting improperly to obtain through a 30(b)(6) deposition the same types of information defendants have already obtained an order on, confining us to interrogatories.

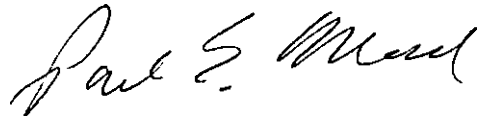
You should be aware that the Court's ruling regarding Monsanto's interrogatories responses will undoubtedly have an effect on your own responses to the same interrogatories.

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We will also ask the court to instruct Monsanto and Nevada Power to meet and confer further regarding these issues rather than bothering the Court with them, as I have repeatedly asked Monsanto to do.

Sincerely,

BRADLEY & MERRELL

A handwritten signature in cursive script, appearing to read "Paul E. Merrell".

PAUL E. MERRELL
Coordinating Attorney

PEM:dd
cc: John Tatlock, Esq.

cvg\cor\maskin.102

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MESSAGE FROM XEROX 7024: (702) 385-1655

DATE: 7/22/93

TO: Weil, Gotschal & Marges **FAX #:** 212/310-8007

PHONE #:

FROM: Paul Merrell

CLIENT/MATTER: Nevada Power v. Monsanto

CLIENT/MATTER NO.: 11927.2

DOCUMENT(S) DESCRIPTION: Letter

NUMBER OF PAGES (including cover page): 3

MESSAGE:

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TO: Williams + Connolly **FAX #:** 202/434-5029

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