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February 20, 2003

Honorable Magistrate Judge William D. Wall, U.S.M.J.
United States District Court
Long Island Federal Courthouse
843 federal Plaza
Central Islip, New York 11722-4449

RECEIVED
IN CHAMBERS OF
HON. WILLIAM D. WALL
★ FEB 21 2003 ★
TIME A.M. 4:11:03
P.M.

Re: Novak v. Active Window Pub, et al No. Cv 01- 3566 (DRH-WDW)


Your Honor:

Now more than 75 days have transpired since the Courts Order of December 5th 2002.

In a telephone conference with Judge Hurley's chambers on January 28, 2003, Ms. Kouril claimed her client was near bankruptcy and I feel that this action may be delayed purposely on the basis of her client's inability to pay the legal fees.

Ms Kouril has requested a copy of the letter dated January 22, 2003 requesting the Court to declare the defendants discovery discontinued for failure to act in a reasonably expeditious manner. The January 22, 2003 letter was faxed this date.

Respectfully Submitted.



Robert Novak

CC: Robert L. Folks & Assoc by fax 845-8779

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