

*by e-filing and hard copy*

April 6, 2005

Chief Magistrate Judge Michael L. Orenstein  
c/o Chief Clerk, United States District Court  
P.O. Box 9014  
Central Islip, New York 11722-9014

Re.: Maloney v. Spitzer (CV- 03-786)  
(Spatt, J.)(Orenstein, M.)

Dear Honorable Sir:

I am counsel of record for New York State Attorney General Eliot Spitzer, named Defendant in the above-captioned case. We are awaiting a decision from Judge Spatt on a fully-briefed motion for summary judgment in the above case. There are no outstanding discovery issues to be resolved. Plaintiff and I hereby request that the conference scheduled for Monday, April 11, 2005 be adjourned, *sine die*, or until some later date at the Court's convenience, pending a decision by Judge Spatt on the summary judgment motion.

Thank you for your kind consideration of our request.

Very truly yours,

Dorothy Oehler Nese (DON9327)  
Assistant Attorney General

cc.: James M. Maloney  
Attorney at Law and Plaintiff *pro se*  
33 Bayview Avenue  
Port Washington, New York 12224-0341