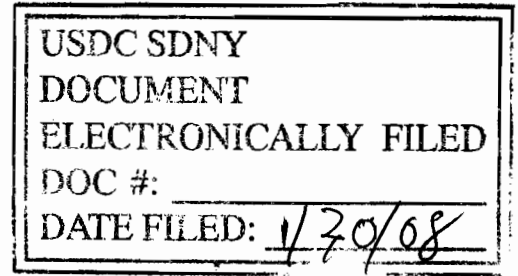


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Gary Elias, Esq.
Of Counsel

January 29, 2009

VIA FACSIMILE
The Honorable Alvin K. Hellerstein
Judge, U.S. District Court, Southern District
U.S. Courthouse
500 Pearl Street
New York, New York 10007

Sentencing adjourned
to March 14, 2008
at 11:30 a.m.
1-29-08
[Signature]

RE: United States v. Hector Duran
Criminal No. 07-CR-00709

Dear Judge Hellerstein:

The above captioned matter has been scheduled for sentencing on February 1, 2008. Unfortunately, I am scheduled for bypass surgery on January 31, 2008. I have been informed that recovery will take approximately four to five weeks. I am therefore, asking the Court, to reschedule Mr. Duran's sentencing to the second week of March 2008. I have spoken with AUSA Marshall Camp, who does not oppose this request.

If your Honor has any questions, please do not hesitate to call me.

Very truly yours,

MEMO ENDORSED

[Signature]
CARLOS A. MARTIR, JR

cc: AUSA Marshall Camp