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November 7, 2007

Via Hand Delivery

Hon. Richard J. Sullivan
U.S. District Court, Southern District of New York
United States Courthouse
500 Pearl Street
New York, NY 10007-1312

USDS SDNY
DOCUMENT
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Re: *Bilello v. JPMorgan Chase Retirement Plan, et al.*; Civ. No. 07-7379


Dear Judge Sullivan:

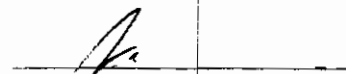
We represent Plaintiff Frank Bilello in this action. Pursuant to this Court's October 30, 2007 Scheduling Order, a pre-motion conference is set for this Friday, November 9, to discuss Defendants' request to file a motion to dismiss. We understand that the conference has been rescheduled with your Case Manager to commence at 2:30 p.m.

I write to request permission for me and co-counsel from Schiffrin Barroway Topaz & Kessler, LLP, Joseph Weeden, to appear telephonically for this conference. Our co-counsel who practice in New York will appear at the pre-motion conference in person.

If a telephonic appearance would be acceptable to the Court, we would be happy to either call the Court together at the scheduled time, or to await a call from the Court. Thank you for considering this request.

Respectfully,


Amy Williams-Derry
Counsel for Plaintiff


Joseph Weeden
Counsel for Plaintiff

cc: All Counsel of Record
Ms. Eileen Levine (via email)

SO ORDERED
Dated: 11/2/07

RICHARD J. SULLIVAN
U.S.D.J.

Counsel to call Chambers @ 202-805-0264