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May 25, 2010

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HAND DELIVERED

Honorable Dennis M. Cavanaugh, U.S.D.J.
United States District Court
District of New Jersey
United States Post Office & Courthouse Building
1 Federal Square, Room 451
Newark, New Jersey 07101-0999

Re: United States of America ex. rel. Dr.
Helene Z. Hill v. University of Medicine and
Dentistry of New Jersey, Dr. Roger Howell and
Dr. Anupam Bishayee
Civil Action No. 03-4837

Dear Judge Cavanaugh:

I represent the Plaintiff/Relator, Dr. Helene Z. Hill in the above-captioned matter.

I am herewith providing you with courtesy hard copies of the following documents which were electronically filed with the Court this day, May 25, 2010:

1. Plaintiff's Notice of Motion for Summary Judgment.
2. Plaintiff's Statement of Undisputed Material Facts.
3. Certification of Sheldon H. Pincus, Esq.
4. Plaintiff's Brief in Support of Motion for Summary Judgment.
5. Proposed Order
6. Proof of Service

I am also supplying the court with three (3) CD-R discs containing the exhibits denoted as Hill S.J. Exhibits 1-112. These exhibits are more particularly identified in my certification, the Statement of Undisputed Material Facts; and, the brief filed in support of the Motion for Summary

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Judgment. Because of the number of exhibits, as well as the voluminous number of pages that those exhibits consist of, I was concerned about my ability to file all of those exhibits through the Electronic Court Filing (ECF) system. Consequently, I undertook to telephone the Help Desk for ECF and explained my concerns. The Help Desk confirmed that attempting to upload thousands of pages might well cause a system disruption. In light of that discussion, I requested to know whether I might file the Motion for Summary Judgment, Certification(s), Brief, and the Statement of Undisputed Material Facts electronically, but without any of the exhibits attached. As to those exhibits, I proposed to place them in .pdf form onto a CD and provide copies thereof to my adversary, the Court and the Clerk. The Help Desk clerk advised that it appeared to be a reasonable and prudent manner of proceeding, but that I should request permission to do so from Your Honor's chambers.

I thereafter spoke with Your Honor's Law Clerk, Robert A. Galuntucci, Esq., and to your Courtroom Deputy, Scott Cregan. Upon explaining the logistical concerns and recommendations that the ECF Help Desk had expressed to me, Mr. Cregan advised that it would be an acceptable filing procedure to electronically file the Motion for Summary Judgment, Certification(s), Brief, and the Statement of Undisputed Material Facts (without the Exhibits annexed) and to provide hard copies of these documents to the Court, the Clerk, my adversaries, and to the U.S. Attorney along with the CD's containing the exhibits in .pdf form. This has, in fact, been done.

Finally, I am also providing Your Honor with courtesy hard copies of Hill S.J. Exhibits Nos. 104 and 108. These exhibits are, respectively, the expert reports of Dr. Joel Pitt and Dr. Michael E. Robbins, respectively. I am doing so, because each of those reports contained charts/appendices that are in color and which did not transfer to .pdf form in color. I want Your Honor to have the benefit of the color charts when reviewing this motion. My adversaries already have the reports with the color charts, included.

Should you or your staff have any questions regarding this letter or the procedure followed, do not hesitate to contact me. Thank you for continued courtesy and cooperation.

Respectfully submitted,


Sheldon H. Pincus

/ls

cc: Scott Stephen Flynn, Esq.
John P. Leonard, Esq.
Susan J. Steel, U.S. Attorney
Dr. Helene Z. Hill
Clerk of the USDC (with discs only)