



Vito C. Caruso  
Justice

State of New York  
Supreme Court Chambers  
612 State Street  
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November 28, 2005

Jeanne B. Haelen  
Principal Law Clerk

Juanne M. Mann  
Secretary to Justice

Mr. Terence Finnan  
P.O. Box 354  
Keene, NY 12942

RE: Terence Finnan - 11/18/05

Dear Mr. Finnan:

Your November 18, 2005 letter was received in Chambers the same day. Upon review, it was referred to me for response.

I have been advised that following the September 16, 2005 oral argument, the Court issued a bench decision and directed plaintiff's counsel, Ara Asadourian, to submit a proposed order which embodied that decision. It is common practice for a Court, after issuing a verbal decision, to direct one of the parties to prepare and submit to the Court, on notice to all other parties, a proposed order which embodies that decision. The decision has not been reduced to an order as of yet because the Court has been awaiting Mr. Asadourian's submission. It is my understanding that Chambers has contacted Mr. Asadourian about this situation.

Very truly yours,

Jeanne B. Haelen  
Principal Law Clerk to Hon. Vito C. Caruso

JBH/jmm

cc: Hon. Vito C. Caruso  
Ms. Marilyn F. Jordan

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**Exhibit B**