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*NOT ADMITTED TO THE NEW YORK BAR

February 25, 2008

BY ECF

The Honorable Steven M. Gold
United States Magistrate Judge
225 Cadman Plaza East
Brooklyn, NY 11201

Re: *Charles C. Howland v. Eric E. Resteiner, et al.*,
No. 07-CV-2332 (ILG) (E.D.N.Y.)

Dear Judge Gold:

We represented Prime Minister and Marietta Mitchell in this action. We received Mr. Abrams' February 19 letter apprising Your Honor of the status of the case, and noting that the only matter presently pending is plaintiff's default application against defendant Resteiner. We write to make clear the Mitchells' position regarding that default application.


As Your Honor is aware, on December 5, 2007, Judge Glasser dismissed this case against the Mitchells without prejudice after the U.S. Government filed a Suggestion of Immunity on behalf of the Prime Minister, and plaintiff consented to the dismissal of his claims against both the Prime Minister and Mrs. Mitchell. No certificate of default or default judgment has been sought or entered against the Mitchells. For these reasons, the Mitchells are not participating in the default proceeding against defendant Resteiner that is presently before the Court, and we believe the Mitchells are under no obligation to do so. To the fullest extent possible, the Mitchells' absence from that

The Honorable Steven M. Gold

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proceeding should in no way be construed as a waiver of any rights, claims, or defenses they may have with respect to plaintiff Howland.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Koren L. Bell". The signature is written in a cursive, flowing style.

Koren L. Bell

cc: Daniel L. Abrams, Esq. (by pdf)
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