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MEMORANDUM ENCL. July 11, 2012

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #: _____
DATE FILED: 7/12/12

**BY FACSIMILE**

The Honorable Gabriel W. Gorenstein  
United States Magistrate Judge  
Daniel Patrick Moynihan  
United States Courthouse  
500 Pearl Street, New York, NY 10007-1312

Re: Eastside Medical Radiology, PLLC v. CareCore National, LLC  
11 Civ. 9494 (VM) (GWG)

Dear Magistrate Judge Gorenstein:

We represent plaintiff in the above-captioned matter. We write again requesting that Your Honor So Order the East River defendants to produce documents related to the sale by East River of its ownership shares in CareCore

At a hearing on June 4, 2012—approximately six weeks ago—Your Honor ordered the East River Defendants to produce documents related to the sale by East River of its ownership shares in CareCore, including valuation documents related to the sale, the tender offer package, the actual contract of sale, and related correspondence. East River failed to produce these documents in a timely fashion. We wrote a letter to Your Honor on June 25, stating that the East River defendants had failed to produce the documents. Your Honor asked that we speak to East River and write if necessary.

East River agreed to produce the ordered documents, but on July 3, 2012, East River only produced a single, incomplete document regarding the sale of its interest. It failed to produce the executed tender or "Annex C" to one of the documents. In addition, none of the documents produced were bates stamped. On July 5 and again on July 9, plaintiff asked East River to produce all of the documents in accordance with Your Honor's ruling. Despite agreeing to produce the documents, East River stated in an email this afternoon that they would only produce such documents at an unspecified future date "in the ordinary course of business."

Plaintiff again requests that Your Honor order the production of all of the documents related to the sale by East River of its ownership shares in CareCore by Monday, July 16, 2012.

Respectfully submitted,

Axel A. Bernabe

cc: All counsel (via e-mail)

*This letter is not being filed  
Please follow paragraph 2A of  
my practice. Talk to them by phone +  
decide their position etc. Give as much detail  
as possible.*

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SO ORDERED: DATE 7/12/12  
  
GABRIEL W. GORENSTEIN  
UNITED STATES MAGISTRATE JUDGE