December 9, 2014

Via Electronic Service

ALL COUNSEL

Our Matter No. 18079

Dear Counsel:

As you are aware, emergency repairs are underway at two locations in Building B (Stair 7 and Unit 319). I have been informed that a small group of experts and counsel were present today. However, these experts and counsel have not restricted themselves to the locations of the repair, and instead have taken it upon themselves to inspect the property generally beyond the protocols for these observations. This is completely inappropriate and will not be allowed. Defense counsel and experts are being allowed access to the property only for purposes of observing those specific locations under repair. We ask that you and your experts respect this basis limitation. Please be advised that if persons are observed outside of these two limited areas they will be asked to leave the site immediately.

I have also been informed that individuals (counsel and experts) are asking the repair contractor or others for documentation or information concerning the project and/or the repairs. Please refrain from these communications.

In the next day or so we will be setting additional protocols and processes concerning defense access to the repair locations to avoid interference with the repairs and to eliminate the issues above. I will not set these protocols, but rather will rely on the repair contractor and the Avelar office to advise what is best and allows site observations by the defense as well as avoids unwarranted delays in the completion of these repairs.

Thank you for your attention to the above and continued cooperation in this matter.

Very truly yours,

JON B. ZIMMERMAN

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