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Attorney at Law

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Thursday, September 11, 2008

Hon. Edward C. Reed, Jr.  
Senior United States District Judge  
United States District Court  
400 South Virginia Street  
Reno, Nevada 89501

By U.S. Mail and CM/ECF

Re: Kroll vs IVGID, 3:08-cv-166: LR-7-6(b) and 16-2

Dear Judge Reed:

This letter is written pursuant to LR-7-6(b) authorizing a party to "submit and serve a letter to the court at the expiration of sixty (60) days after any matter has been, or should have been, submitted to the court for decision if the court has not entered its written ruling."

Three motions pending in the above referenced case fall within these parameters:

**Defendants' Motion to Dismiss Complaint** filed 4/30/2008 (#8); Defendants' Response to Opposition was filed on 5/30/2008 (#20). **Elapsed time to date without written decision: 102 days.**

**Plaintiff's Motion to Strike two Affidavits** supporting Defendants' Motion to Dismiss filed 5/3/2008 (#9); Plaintiff filed his Reply to Defendants' Opposition on 5/23/2008 (#19). **Elapsed time to date without written decision: 109 days.**

**Plaintiff's Emergency Motion for Permanent Injunction** against defendant IVGID Policy 136 Regulating Speech filed on 5/6/2008 (#11) and supplemented on 5/15/2008 (#13); Plaintiff's Reply to Defendants' Opposition was filed on 6/10/2008 (#24). **Elapsed time to date without written decision: 91 days.**

Your Honor will note that one of these motions (#11 and #13) deals with First Amendment rights alleged to have been infringed by the governmental entity defendant IVGID, and the upcoming national and local elections make this issue particularly worthy of this Courts prompt attention.

A fourth Motion to Compel Discovery has not yet been submitted, but Plaintiff also respectfully requests pursuant to LR 16-2 that this Court order a Pretrial Conference to expedite resolution of delays and unnecessary complications raised in that motion which threaten to derail a fair and efficient jury trial of this case in the absence of direct Court involvement.

Thank you for your consideration of these requests.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "S. E. Kroll".

Steven E. Kroll, Esq.  
Attorney for Plaintiff

cc: Stephen C. Balkenbush, Esq. (by email and US Mail)