



R. MATTHEW CAIRNS

214 North Main Street
P.O. Box 1415
Concord, NH 03302-1415

Ph: (603) 228-1181
Fax: (603) 224-7588
cairns@gcglaw.com

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Via Electronic Mail (Rules_Comments@ao.uscourts.gov)
and U.S. Mail

Peter G. McCabe
Rules of Practice and Procedure Committee
Judicial Conference of the United States
Thurgood Marshall Federal Judiciary Building
Washington, DC 20544

Re: Amendments to Rule 26 and 56 – Testimony on November 17, 2008

Dear Mr. McCabe:

I wish to give testimony before the Rules Committee on November 17 regarding the proposed amendments to Rules 26 and 56 of the Federal Rules of Civil Procedure. At that time I will be serving as First Vice President of DRI – The Voice of the Defense Bar which, on behalf of its over 22,750 members, has developed positions on these amendments that I would like to share with the committee.

For scheduling purposes, I would prefer a morning time and am willing to be very brief.

Thank you for your attention to this matter. If you have any questions, please do not hesitate to contact me.

Sincerely,

A handwritten signature in black ink that reads "R. Matthew Cairns". The signature is written in a cursive, flowing style.

R. Matthew Cairns

RMC:lm