

RECEIVED
1/7/05

Hedani, Melainie

From: Hedani, Melainie
Sent: Thursday, January 06, 2005 4:50 PM
To: 'Peter_McCabe@ao.uscourts.gov'
Cc: 'James_Ishida@ao.uscourts.gov'
Subject: FW: Jan 12 Hearing of Civil Rules Committe

04-CV-027
Cannot Testify
1/12 San Francisco
Will send comment.

-----Original Message-----

From: Hedani, Melainie
Sent: Thursday, January 06, 2005 4:40 PM
To: 'Peter_McCabe@ao.uscourts.gov'; 'James_Ishida@ao.uscourts.gov'
Cc: Kramer, Karin; Lee, Bill Lann
Subject: FW: Jan 12 Hearing of Civil Rules Committe

James Finberg received today by fax the schedule for the Public Hearings on Proposed Amendments to the Federal Rules of Civil Procedure, scheduled on January 12, 2005, in San Francisco. He is slated as witness No. 3. Below is Jim Finberg's December 30, 2004 e-mail sent to your offices with Mr. Finberg's withdrawal to testify at this hearing.

Please revise your hearing schedule to exclude Mr. Finberg's testimony on January 12, 2005. Again, we apologize for any inconvenience.

Thank you.

Melainie Hedani
Admin. Assistant to James M. Finberg

Lieff Cabraser Heimann & Bernstein, LLP
275 Battery Street, 30th Floor
San Francisco, CA 94111
415/956-1000 Fax 415/956-1008

-----Original Message-----

From: Finberg, James M.
Sent: Thursday, January 06, 2005 4:09 PM
To: Hedani, Melainie
Subject: FW: Jan 12 Hearing of Civil Rules Committe

-----Original Message-----

From: Finberg, James M.
Sent: Thursday, December 30, 2004 3:24 PM
To: 'Peter_McCabe@ao.uscourts.gov'
Cc: 'James_Ishida@ao.uscourts.gov'; Lee, Bill Lann; 'mwhetstone@sfbar.org'; 'jlarkin@impactfund.org'; Kramer, Karin; 'gw3835@sbc.com'; Nanci Clarence; James Donato; Finberg, James M.; Joan Haratani; Martha Whetstone
Subject: Jan 12 Hearing of Civil Rules Committe

Dear Mr. McCabe,

I only recently received your letter of December 13 requesting comments by December 22, 2004, since by the time it arrived at my office on December 20, I had left for vacation. Unfortunately, I am still not in a position to testify on behalf of the Bar Association of San Francisco, since the board has not yet been able to consider the issue and approve a position. I will place this issue on the agenda for the board's January 26 meeting, and hope to submit written comments on behalf of the board before your February 15, 2005 deadline. Accordingly, I regretfully withdraw my request to testify before the committee on January 12 when it is in San Francisco. I apologize for any inconvenience this causes you.

Very truly yours,
Jim Finberg



"Finberg, James M."
<JFINBERG@lchb.com>

11/29/2004 07:08 PM

To <Peter_McCabe@ao.uscourts.gov>

"Lee, Bill Lann" <Blee@lchb.com>, "Kramer, Karin"
cc <kkramer@lchb.com>, <jlarkin@impactfund.org>,
<mwhetstone@sfbar.org>

Subject Jan 12 hearing

RECEIVED
11/30/04

04-CV-027,
Request to Testify
1/12 San Francisco

Peter McCabe, Secretary
Committee on Rules of Practice and Procedure
Administrative Office of the U.S. Courts

Re: January 12, 2005 Hearing on Proposed Federal Rules
Amendments
Request To Testify

Dear Mr. McCabe:

I am requesting to testify at the January 12, 2005 hearing in San Francisco, California, on the proposed amendments to the Federal Rules of Civil Procedure dealing with the electronic discovery. Please let me know if I will be able to attend and speak, and if you need any further information. Please also let me know the time and location of the hearing. In addition to oral testimony, I expect to submit written comments. Please let me know when they are due and where I should send them.

Thank you.

James M. Finberg
President of the Bar Association of San Francisco
Partner, Lieff, Cabraser, Heimann & Bernstein, LLP
415/956-1000
415/956.1008 fax