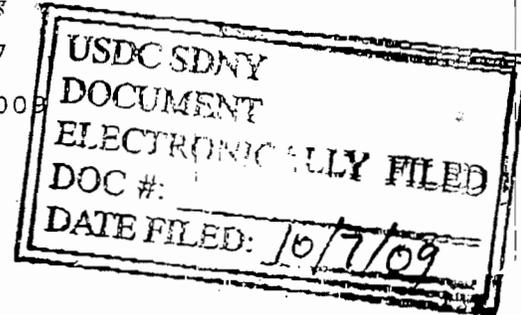


U.S. Department of Justice

United States Attorney  
Southern District of New York

The Silvio J. Mollo Building  
One Saint Andrew's Plaza  
New York, New York 10007

October 6, 2009



BY HAND

Honorable Alvin K. Hellerstein  
United States District Court  
Southern District of New York  
500 Pearl Street  
New York, New York 10007

Re: United States v. David G. Friehling  
09 Cr. 700 (AKH)

Dear Judge Hellerstein:

The Government respectfully submits this letter to request a three-week adjournment of the pre-trial conference currently scheduled for October 8, 2009, to allow additional time for the parties to discuss a pre-trial resolution of this case. The Government also requests that the Court enter an order, pursuant to the Speedy Trial Act, 18 U.S.C. § 3161(h)(7), excluding time from the date of the order up to and including the date of the next conference, and finding that the ends of justice served by granting the continuance outweigh the best interest of the public and the defendant in a speedy trial. Andrew Lankler, Esq., counsel for the defendant, joins in the request for an adjournment and has informed the Government that he consents to the exclusion of time.

*The conf. is adjourned  
and time is reserved,  
to Nov 3, 2009  
at 11:00AM  
10/7/09  
Alvin Hellerstein*

Respectfully submitted,

PREET BHARARA  
United States Attorney

By: Lisa A. Baroni  
Lisa A. Baroni  
Marc Litt  
Assistant U.S. Attorneys  
(212) 637-2405 / 637-2295

cc: Andrew Lankler, Esq.