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From: Thompson, Melissa
Sent: Thursday, July 13, 2006 9:43 AM
To: 'Bruce Asay'
Cc: Dethlefs, Thomas
Subject: Notice of Deposition

Bruce,

After much cooperation and courtesy between the lawyers in the Qwest/Union matters, I was greatly surprised and disappointed to receive the above-referenced Notice with no call from you or consultation regarding availability and scheduling. This is particularly true after Qwest accommodated Union's request for the meeting in the afternoon on July 18th. Qwest's lawyers are not available in the morning on July 18th, and not on a scant 13-days notice. The certificate of service attached to the Notice says "June 29th", but the postmark is June 30th and the Notice did not arrive here until July 5th. You have served Qwest with other documents electronically. Why not this one? It appears to be a deliberate attempt to provide Qwest with as little notice as possible. Furthermore, I have been out of my office on vacation and the Notice came only to me -- not to the other attorney in the docket, Tom Dethlefs.

Is Union willing to schedule a reasonable and mutually agreed upon date for the deposition? I believe we could agree on an acceptable date, and then argue over whether a deposition is appropriate.

Finally, if I must file a motion for protective order and motion for expedited ruling today, and/or if the deposition goes forward on the 18th, Qwest will be forced to cancel the meeting with Union in the afternoon on July 18th.

Sincerely,

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