

**Scott, Sandi L.**

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**From:** Binek, William W.  
**Sent:** Wednesday, March 01, 2006 1:45 PM  
**To:** Scott, Sandi L.  
**Subject:** FW: continuance

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**From:** Randall Bakke [mailto:rbakke@smithbakke.com]  
**Sent:** Wednesday, March 01, 2006 1:08 PM  
**To:** Carol Larson; Kuntz, Dan; Binek, William W.  
**Cc:** Whitman, Charles C.  
**Subject:** RE: continuance

Carol;

The city is not interested in a continuance of the hearing scheduled for tomorrow.

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**From:** Carol Larson [mailto:cklarson@srt.com]  
**Sent:** Wednesday, March 01, 2006 10:57 AM  
**To:** Randall Bakke; 'Kuntz, Dan'; 'Binek, William W.'  
**Subject:** continuance

Randy, Dan, and Bill:

I am in the process of preparing a motion for continuance. I attempted to call Randy to discuss the same, but his office line was busy, so I thought I would try email to communicate at promptly as possible.

As you are aware by reading the briefs we are not on the same page as to what "issue" is being addressed at the hearing tomorrow. For this reason I am seeking a continuance. I also have two motions pending, which in my view, require a determination, prior to a trial on the merits. It is not my intention to interject confusion into these proceedings, I am trying to obtain clarification of the proceedings to allow this case to move along expeditiously.

Please advise as to whether you will consent to a continuance. It would be my goal to convert the hearing tomorrow to a scheduling conference and obtain clarification going forward. Thank you for your consideration.

Carol