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UNITED STATES DISTRICT COURT
DISTRICT OF DELAWARE

Peter T. Dalleo
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August 12, 2005

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RE: Kyphon, Inc. v. Disc-O-Tech Medical Technologies, Ltd, et al.
Civil Action No. 04-204 JJF

Dear Counsel:

The Clerks Office is returning and/ or disposing of exhibits located in its storage are, in accordance with the Court's Local Rule 79.1(b)(2). We presently possess trial exhibits for the above referenced case. As this case is closed, we would like to remove these exhibits from our storage area.

Please advise me no later than August 26, 2005 whether you wish to retrieve the exhibits or have them discarded. I the latter, I will need written consent. Retrieval of the exhibits may be arranged by contacting me at 573-6137.

Very truly yours,
Peter T. Dalleo, Clerk

Anita Bolton
Courtroom Deputy