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April 15, 2005

**VIA FACSIMILE AND
FIRST CLASS MAIL**

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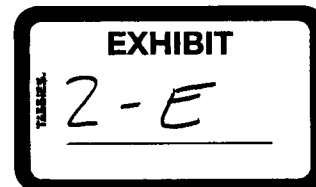
Re: *L-3 Communications Security and Detection Systems Corporation Delaware v.
American Science and Engineering, Inc.*
United States District Court for the District of Massachusetts
C.A. No. 04-10339-RWZ
Our File 1945/511

Dear Bob:

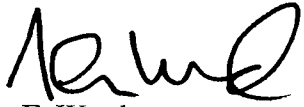
I write in response to your letter of April 13, 2005, concerning the non-party subpoena served upon Bromberg & Sunstein. First, at this time we have identified no additional documents responsive to L-3's requests 1-7. As you know, Bromberg & Sunstein has produced more than 1,200 responsive documents thus far to such requests. Of course, if we identify further responsive documents we will produce them to L-3.

Second, concerning L-3's requests 8-14, L-3's request for Bromberg & Sunstein's time charges, we stand behind the objections raised in our responses of April 8, 2005. The cases cited in your letter are not on point. The identity of Bromberg & Sunstein's client is not in dispute; thus the holdings in *Bailey* and *Saxholm* are inapposite. Further, because the documents you seek reflect attorney/client communications and/or attorney work product, the holdings in *Status Time Corp.* and *M.I.T support* our position, not L-3's.

Indeed, Bromberg & Sunstein's position is consistent with the relevant case law. *See, e.g., Ehrich v. Binghamton City School District*, 210 F.R.D. 17, 23 (N.D.N.Y. 2002) (holding that attorney billing statements are subject to the attorney-client privilege); *In re Grand Jury Witness*, 695 F.2d 359, 362 (9th Cir. 1982) (denying discovery of an attorney's bills, ledgers, statements, time records and the like).



Sincerely,

A handwritten signature in black ink, appearing to read 'JFW', with a stylized, cursive flourish at the end.

John F. Ward

JFW/
01945/00511 379242.1