



# ANDERSON & BOTTRELL

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COPY FOR YOUR  
INFORMATION

Clerk of Court  
Cass County Courthouse  
P.O. Box 2806  
Fargo, ND 58108-2806

RE: John Doe v. Ed Falk (Court File No. 09-05-C-543)  
Sierra Corporate Design, Inc. v. David Ritz and Ed Falk (Court File No. 09-05-C-01660)

Dear Clerk:

Enclosed for filing please find the following:

1. Notice of Motion and Motion to Consolidate by Ed Falk and Motion to Continue Sierra Corporate's Evidentiary Hearing for Default Judgment Against Defendant Ed Falk;
2. Brief in Support of Motion to Consolidate by Ed Falk and Motion to Continue Sierra Corporate's Evidentiary Hearing for Default Judgment Against Defendant Ed Falk;
3. Proposed Order;
4. Affidavit of Service by Fax.

**Please present this Motion to Judge Racek as soon as possible as an evidentiary hearing is scheduled in the Sierra Corporate case with Judge Irby on Wednesday, November 16 at 10:15 a.m.** The enclosed documents request that these cases be consolidated and that the hearing before Judge Irby be continued. Your prompt attention is greatly appreciated.

Thank you.

Very truly yours,

Michelle M. Donarski

MMD/art  
Enclosures  
cc: Christopher J. Hamisthal (w/Enc.)  
Timothy M. O'Keeffe (w/Enc.)  
Michael D. Hultink (w/Enc.)  
Michelle C. Winkis (w/Enc.)  
#5440/court ltr 11-11-05