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May 10, 2011

BY FEDEX

Harry P. Susman, Esq.
Susman Godfrey LLP
1000 Louisiana, Suite 5100
Houston, Texas 77002

MAY 11 2011

Re: Fortress VRF I LLC et al. v. Jeepers, Inc., JAMS Ref. No. 1425006537

Dear Harry:

I have enclosed a copy of the transcript of Daniel Zwirn's deposition in the Gruss matter, bates-stamped DZ_FTC 000754 - DZ_FTC 000872.

As agreed between and among the parties, the enclosed materials will be treated as confidential and subject to the terms of the Confidentiality Agreement and Order that was sent to you on October 7, 2010 by counsel for the claimants (the "Confidentiality Agreement"), despite the fact that the Confidentiality Agreement has not been fully executed. If that is not your understanding, please let me know as soon as possible.

Very truly yours,



Daniel E. Reynolds

cc: Allan Arffa, Esq.
William O'Brien, Esq.

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