



U.S. Department of Justice

United States Attorney
Southern District of Florida

500 South Australian Ave., Suite 400
West Palm Beach, FL 33401

Facsimile: [REDACTED]

January 24, 2007

DELIVERY BY HAND

Michael Salnick
One Clearlake Centre
250 South Australian Avenue
Suite 1203
West Palm Beach, FL 33401-5014

Re: Federal Grand Jury Subpoena

Dear Michael:

I am in receipt of your letter regarding Janusz Banasiak. As I mentioned earlier, Mr. Banasiak is not a target of the grand jury investigation and he has been subpoenaed solely as a witness. During our last conversation, you stated that Mr. Banasiak would be willing to speak with investigators pursuant to a *Kastigar* letter. Please let me know if that is the case and, if so, when you and Mr. Banasiak are available. If Mr. Banasiak is no longer amenable to an informal meeting, he must still appear pursuant to the subpoena so that I may ask him questions. If Mr. Banasiak improperly invokes any Fifth Amendment privilege, I intend to move to compel his answers. If you or your client is unavailable on February 6, 2007, please let me know of another Tuesday when you are available.

I also am concerned about a potential conflict of interest in your representation of Mr. Banasiak. In case of future litigation regarding this issue, please provide me with information regarding who is paying (directly or indirectly) for your services on behalf of Mr. Banasiak, the scope of your representation, and whether you are taking direction on this matter from anyone other than Mr. Banasiak. If any formal or informal joint defense agreements exist, whether in writing or otherwise, please provide a copy of such agreements. If the agreement is purely oral, please provide a written summary of its terms.

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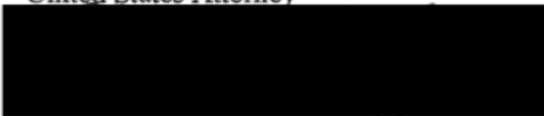
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MICHAEL SALNICK, ESQ.
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I look forward to your response.

Sincerely,
R. Alexander Acosta
United States Attorney

By:



Assistant United States Attorney

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