

# HOGAN & HARTSON

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October 22, 2008

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*BY ELECTRONIC MAIL & FIRST CLASS MAIL*

Special Master Kristin L. Myles  
Munger, Tolles & Olson, LLP  
560 Mission Street, 27<sup>th</sup> Floor  
San Francisco, CA 94015

Re: *South Carolina v. North Carolina*, No. 138, Original (U.S.)  
Intervenor City of Charlotte's Progress Report

Dear Special Master Myles:

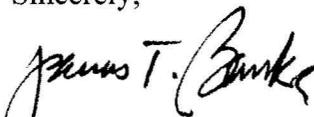
We write on behalf of the City of Charlotte in advance of the status conference scheduled for Friday, October 24, 2008, to provide information on the status of discovery involving Charlotte.

To date, Charlotte has received, and provided objections and responses to, South Carolina's First Set of Requests for Documents. At Charlotte's request, Charlotte and South Carolina held a meet and confer conference to initiate a discussion concerning the parameters of South Carolina's requests and Charlotte's collection and production of documents. Charlotte anticipates that it will shortly make a production to South Carolina, and that it will thereafter make further productions on a rolling basis.

South Carolina also has issued its First Set of Interrogatories to Charlotte. Charlotte timely served it objections and verified responses on September 4, 2008.

At this time, Charlotte has not issued any discovery requests to South Carolina.

Sincerely,



James T. Banks

Cc: Service List