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October 19, 2016

VIA EMAIL

The Honorable Ralph I. Lancaster Jr.
Special Master
PIERCE ATWOOD LLP
Merrill's Wharf
254 Commercial Street
Portland, ME 04101

Re: Response to Georgia's Letter Regarding Testimony of Dr. Havens & Dr. Pine

Dear Special Master Lancaster:

Although particular questions and answers in Dr. Pine's and Dr. Havens' depositions may be objectionable, Florida has no general objection to Georgia's use of deposition designations at trial for Dr. Pine and Dr. Havens, so long as neither is also testifying live.

On Tuesday evening (October 18), Georgia inquired as to whether Florida would require these individuals to testify live. Florida had earlier noted that Georgia had listed Dr. Pine as a live witness and also indicated that it would use his deposition testimony at trial. Florida objected to what it perceived as a proposal to use both the deposition designation and live testimony. Florida was preparing to respond in more detail on these issues at the time it received Georgia's letter around noon today. Once again, Florida remains willing to discuss any and all of these issues with Georgia at any time.

Very truly yours,

/s/ Philip J. Perry
Philip J. Perry
of LATHAM & WATKINS LLP

cc: Counsel for Georgia