

Michael M. Buchman

December 31, 2008

VIA U.S. MAIL

James Rogers, Esq.
Deputy Attorney General,
Jason Lillien, Esq.
Chief of the Charities Bureau,
New York State Attorney General's Office
120 Broadway
New York, New York 10005

Re: *In re Congregation Shaare Zedek/Bayside Cemetery*

Dear Messrs. Rogers and Lillien,

This will serve to confirm my conversation on Monday, December 29, 2008 with Stephen M. Axinn, Esq., wherein he conveyed that he was in the process of retrieving from Bayside Cemetery the boxes identified in the Francisco Declarations. He further advised that he will be making these boxes available for your inspection in his office. If this is incorrect, please let me know.

While we understand and fully appreciate that your review of these boxes is part of your on-going investigation into this matter, we believe that the events which transpired over the past weekend may warrant judicial intervention.

In light of the foregoing, we write to respectfully request that your office bring this matter to the immediate attention of Chief Judge Dearie or Magistrate Judge Azrack if the boxes do indeed contain relevant documents or information since no formal document preservation order has been entered in this case.

Thank you for your continuing assistance in this matter.

Respectfully submitted,



Michael M. Buchman

c: Stephen M. Axinn (Counsel for Defendant Congregation Shaare Zedek)