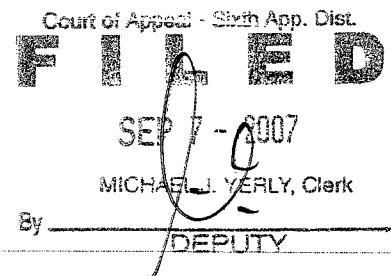


September 6, 2007

VIA FEDERAL EXPRESS

The Honorable Justices
California Court of Appeal
Sixth Appellate District
333 W. Santa Clara Street, Suite 1060
San Jose, CA 95113



Re: *Eagle Broadband, Inc., Plaintiff and Appellant, vs. Roy Thomas Mould
A/K/A Benderanddundat, Defendant and Respondent, Case No. H030169, and*

*Eagle Broadband, Inc., Plaintiff and Appellant, vs. Richard Williams, A/K/A
Richwill21, Defendant and Appellant, Case No. ~~H030169~~ 4030719*

Scheduled for Oral Argument on September 20, 2007, at 1:30 p.m.

Dear Honorable Justices:

On behalf of Appellant and Respondent Eagle Broadband, Inc. ("Eagle"), we hereby object to Respondent and Appellant Thomas Mould's and Richard William's August 31, 2007 and September 4, 2007 requests for leave to refer to additional legal authority during oral argument. There is absolutely no reason why Mould and Williams failed to raise this authority sooner, since briefing on each appeal closed, respectively, on January 17th and June 12th of this year. This is the third letter Mr. Goldowitz has submitted to the Court over the last few days concerning these appeals, and such attempts are nothing more than unauthorized additional briefing.

With respect to Mr. Goldowitz's August 31, 2007 letter, the four published opinions cited were issued on January 26, 2007, February 28, 2007, April 20, 2007, and June 4, 2007. With respect to Mr. Goldowitz's September 4, 2007 letter, Eagle's reply brief was filed on November 22, 2006, and the authority sought to be presented, have existed for many years, and one case in particular dates back to 1915. If Mould and Williams wished to bring additional authority to the Court's attention, they had ample opportunity to seek permission to file supplemental briefing months before now. Raising these issues two weeks before oral argument, in light of the wealth of briefing already conducted, is unnecessary and an

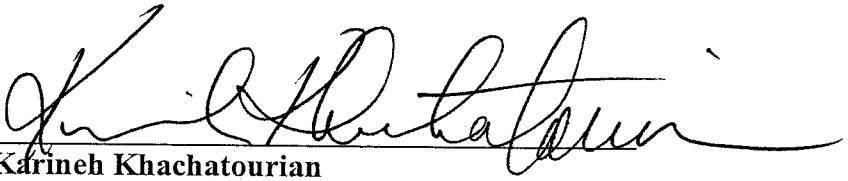
Honorable Justices
September 6, 2007
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undue burden on Eagle and the Court. Eagle therefore respectfully submits that Mr. Goldowitz's requests should be denied.

Thank you for your consideration of the foregoing matter.

Very truly yours,

BUCHANAN INGERSOLL & ROONEY LLP



Karineh Khachatourian

KK/sb

cc: Mark Goldowitz, Esq. (by U.S. Mail)