



Honorable Justices  
Re: *Eagle Broadband, Inc. v. Mould*

September 4, 2007  
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*Stephens v. Kobayashi* (1912) 20 Cal.App. 153, 155 (cited in 5 Witkin, *Cal. Proc.* 4th (1997) Plead, § 695, p. 155, which is cited in Eagle's appellant's reply brief at 3) ("it is sufficient to recite [in the complaint] the English meaning of the foreign language alleged to be slanderous.").

*1-800 Contacts v. Steinberg* (2003) 107 Cal.App.4th 568, 593 ("Discovery may not be obtained merely to 'test' the opponent's declarations.").

Sincerely,



Mark Goldowitz

MG/jr

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cc: Karineh Khachatourian, Jeffrey Ratinoff