

Date : 9/19/2023 5:31:37 PM

From : "Alphonse Talarico"

To : "T Kost" , "Paul Dulberg"

Subject : Re: sample Allstate Surreply and sample Baudin Motion to Reconsider.

Gentlemen,

regarding the "sur-reply"

I am sad to inform you that what you have sent me is not a counter-affidavit in form or contents

Additionally, it is not a sur-reply because you have not shown where Allstate raises issues that were not raised in Allstate's Motion for Summary Judgment nor raised in Dulberg response to Allstate's Motion for summary judgment..

Whether it is 4 or 5 or 6 pages I strongly caution that what you have written, is a motion to amend the pleadings and should be carefully reviewed and properly supported by relevant case law.

At this point I have used up most of the time I set aside to prepare for the hearing on September 21, 2023.

If i am to use tomorrow to fix the problem and get a motion on file, I will not have time to review at all.

Rather than appear and let the judge question me about things I have not prepared for, I think another approach would be advisable.

I am sorry that the representation has come to this point but sanctions and contempt citations are a tool the Honorable Judge has available.

I am not the attorney for going forward as I am swimming against your current and i have not gone forward with my attempt to hire a part-time attorney or retain co-counsel.

Respectfully,

Alphonse A. Talarico esq.

From: T Kost <tkost999@gmail.com>

Sent: Tuesday, September 19, 2023 2:09 PM

To: Paul Dulberg <Paul_Dulberg@comcast.net>; Alphonse Talarico <contact@lawofficeofalphonsetalarico.com>

Subject: sample Allstate Surreply and sample Baudin Motion to Reconsider.

Each document is only 4 or 5 pages.

The theory in each document is that we can introduce newly discovered information. This information is so newly discovered that Mr Talerico hasn't even seen it yet.

Mr Talerico, please consider this approach and let me know what you think.