

EXHIBIT 1

MORRISON | FOERSTER

425 MARKET STREET
SAN FRANCISCO
CALIFORNIA 94105-2482

TELEPHONE: 415.268.7000

FACSIMILE: 415.268.7522

WWW.MOFO.COM

MORRISON & FOERSTER LLP
NEW YORK, SAN FRANCISCO,
LOS ANGELES, PALO ALTO,
SACRAMENTO, SAN DIEGO,
DENVER, NORTHERN VIRGINIA,
WASHINGTON, D.C.
TOKYO, LONDON, BRUSSELS,
BEIJING, SHANGHAI, HONG KONG

November 9, 2012

Writer's Direct Contact

415.268.7061

CChao@mofocom

Via E-mail (*Kathryn.Wyer@usdoj.gov*) and U.S. Mail

Kathryn L. Wyer
Trial Attorney
U.S. Department of Justice
Civil Division, Federal Programs Branch
P.O. Box 883
Washington, DC 20044

Re: *City of Oakland v. Holder, et al.*, Case No. CV 12-5245 MEJ

Dear Kathryn:

As you know, the Court has ordered that December 20, 2012 is the last day for the parties to meet and confer pursuant to Rule 26(f) of the Federal Rules of Civil Procedure "regarding initial disclosures, early settlement, ADR process selection and discovery plan."

I would like to move forward expeditiously, particularly with respect to initial disclosures and discovery. Moreover, it is in the parties' mutual interests to avoid scheduling problems around the holidays.

On Monday and Tuesday, November 19-20, I will be in Washington, DC. Although I have other business, I would like to schedule a mutually acceptable time to begin our Rule 26(f) meet and confer process. I can meet either at your offices or at Morrison's Washington DC offices, located at 2000 Pennsylvania Avenue NW, Suite 6000, Washington DC. Please let me know your windows of availability on Monday afternoon, November 19, from 2pm forward and on Tuesday, November 20. If we are not able to meet in person on November 19-20, then I request we schedule a telephonic Rule 26 conference call on November 27 or 28. Thank you.

Very truly yours,


Cedric C. Chao

cc: Barbara Parker

sf-3215310