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E-MAILED AND MAILED

Stephen.Houston@skofirm.com

March 30, 2010

Stephen A. Houston, Esq.
Stoll Keenon Ogden, PLLC
2000 PNC Plaza
500 West Jefferson Street
Louisville, Kentucky 40202

Re: American Saddlebred Horse Association, Inc. v. Edward R. Bennett, et al.
Case No. 09-CI-05292 (Fayette Cir. Ct.)

Dear Mr. Houston:

This will acknowledge receipt of your e-mail of yesterday enclosing the Notice to Take the Deposition of Alan Balch on April 14, 2010, along with a Subpoena which you have asked me to accept on behalf of Mr. Balch.

First, the date previously given to you, April 14th, is no longer available either to me or to Mr. Balch. As you may know, Mr. Balch has taken a new position in California and must be in that state during the entire week of April 12th.

I understood from Jeff Streepey that you informed counsel for the American Saddlebred Horse Association, Inc. (the "ASHA") that Mr. Balch's deposition had been taken off the schedule for April 14th and would possibly be rescheduled at a later time. As a result of receiving that information, both Mr. Balch and I scheduled other matters for April 14th.

If you still desire to take Mr. Balch's deposition, I understand that he would be available on Friday, April 30, 2010, here in our offices in Lexington. Please check your schedule and coordinate with counsel for the ASHA to determine whether that date would be feasible and get back to me.

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In light of the foregoing, I obviously cannot accept service of a Subpoena for an April 14th deposition of Mr. Balch. Nor am I in a position to accept the service of a Subpoena on behalf of Mr. Balch at any time.

Should you have any questions regarding the foregoing matters, please feel free to call me at your convenience. With best regards, I remain

Sincerely yours,



Richard A. Getty

RAG/kjl

cc: Mr. Alan F. Balch
Joe F. Childers, Esq.
Jefferson K. Streepey, Esq.
Edward H. Stopher, Esq.

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