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February 9, 2006

Mr. and Mrs. Frederick Biggs
206 County Route 29
Canton, New York 13617

Re: *Biggs vs. O'Neill*

Dear Fred and Pat:

This afternoon Judge Demarest called me and indicated that he hoped, even after all of the time that has passed, that this matter would settle. In that regard, he had pressed for and received a concession from David Antonucci, resulting in a settlement offer of \$10,000.00.

I am duty bound to convey that offer to you.

We are presuming, although we don't know, that that would mean that you would retain the \$6,000.00 in escrow and you would certainly save further attorney's fees during the trial. Also, the Judge seemed aware of your other suit and indicated that was without prejudice to your rights in the other suit, which means that nobody is tying that lawsuit into this one.

Very truly yours,

CASE & LEADER, LLP


Henry J. Leader, Esq.

HJL:jw