

SWINDLE LAW FIRM

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September 16, 2012

Honorable Victor Hill
Crittenden County Circuit Judge
Sixth Division
P.O. Box 768
West Memphis AR 72303

Via Facsimile: (870) 735-1567

Re: *Hicks, et al. v. The West Memphis, Ark., Police Dept., et al.*
Crittenden County Circuit Court, CV-2012-290-6

Dear Judge Hill:

The Appellants have previously filed proofs of service on the all Appellees except for Mr. Ellington, and those Appellants have responded. Please find attached a copy of the proof of service on Mr. Ellington. As the Court can see, Mr. Ellington was served on September 11, 2012, and his response is due by October 11, 2012. Although Mr. Ellington is certainly allowed to answer prior to October, 11, 2012, I do not expect that he will choose to do so. Ms. Hicks and Mr. Byers respectfully request a hearing within seven days of October 11, 2012. Ark. Code Ann. §25-19-107(b).

Thank you, in advance, for the Court's time and consideration to this matter.

Sincerely,



Ken Swindle

fc: Honorable David C. Peoples, Esq.
(870) 732-7514

Scott Ellington
(870) 336-4011

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