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July 15, 2005

## VIA HAND DELIVERY

Honorable M. Joseph Donald  
Circuit Court Branch Probate  
Milwaukee County Courthouse, Branch 2  
901 North Ninth Street  
Milwaukee, WI 53203

**Re: In the Matter of the Institutional Created by the  
William V. Benjamin Trust  
Case No.: 04 PR 1348**

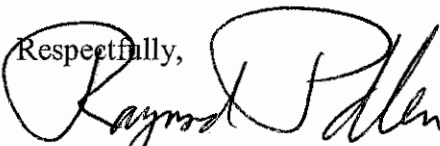
Dear Judge Donald:

This letter follows receipt of Mr. Davidian's motion. The Village of Shorewood was added as a party to this case in the fall of 2004 even though the "standing" of the Village or any other entity beyond the Foundation and the Attorney General had not been previously put before the Court. This Court addressed that issue on January 20, 2005 and dismissed the Village of Shorewood from the case. I am aware of no challenge to that decision. Sometime after that (according to the docket available on CCAP) the Court received a request from counsel for the Foundation for approval of fees and after consideration the Court allowed payment through its order in April 2005.

Based upon the present record I am aware of no basis for which the Village of Shorewood may make further appearances in this case nor speak to the matters at issue in the "Notice of Hearing" presented by Mr. Davidian which he has scheduled for hearing on July 20, 2005. As a result the Village will not make an appearance at that time.

At the Court's request I can provide further information regarding the Village's position with respect to this motion to intervene and seek reconsideration.

Respectfully,



RAYMOND J. POLLEN  
RJP/wlr

cc: Ms. Jennifer D'Amato  
Mr. Geoff Davidian