IN THE DISTRICT COURT OF THE VIRGIN ISLANDS
DIVISION OF ST. THOMAS AND ST. JOHN

THE BOARD OF DIRECTORS OF SAPPHIRE BAY CONDOMINIUMS WEST

Plaintiff,

-v-

GEORGE R. SIMPSON, et al.

Defendant.

Civil Number: 2004-62

GEORGE R. SIMPSON

Plaintiff,

-v-

ANDREW CAPDEVILLE and
ALAN R. FEUERSTEIN

Defendant.

Case Number: 2007-51

ALAN R. FEUERSTEIN

Plaintiffs,

-v-

GEORGE R. SIMPSON

Defendant.

CIVIL NUMBER: 2004-134

GEORGE R. SIMPSON

Plaintiff,

-v-

GEORGE WOOD

Defendant.

Civil Number: 2007-102

NOTICE TO THE COURT THAT PLAINTIFF'S MOTIONS FOR SANCTIONS DATED DECEMBER 21, 2007 AND JANUARY 7, 2008 HAVE NEVER BEEN FILED WITH THE COURT THEREFORE DEFENDANT IS UNABLE TO FILE A RESPONSE (GEORGE R. SIMPSON V. ANDREW CAPDEVILLE AND ALAN R. FEUERSTEIN, CASE NUMBER 2007-51)

To Honorable Ronald Buckwalter
Senior United States District Court Judge for the
Eastern District of Pennsylvania

Respectfully submitted,
FEUERSTEIN & SMITH, LLP
Alan R. Feuerstein, Esq.
Attorneys for Defendant
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00805-2008

TO: George R. Simpson, pro se
Post Office Box 775
Hampton Bay, New York 11946

DATED: February 4, 2008

The Plaintiff in this case has mailed to Defendant's counsel two (2) separate pleadings:

a. The first pleading dated December 21, 2007 entitled "Plaintiff's Motion for Sanctions Against Attorney Feuerstein and his Law Firm re: F.R.Civ.P. Rule 11 (George R. Simpson v. Andrew Capdeville and Alan R. Feuerstein, case number 2007-51);

b. The second pleading dated January 7, 2008 entitled "Plaintiff's Motion for Sanctions Against Attorney Feuerstein and his Law Firm re: F.R.Civ.P. Rule 11 (George R. Simpson v. Andrew Capdeville and Alan R. Feuerstein, case number 2007-51) RE: Defendant's Opposition to Plaintiff's Motion to Strike Defendant Andrew Capdeville and Alan R. Feuerstein's Entire Motion to Dismiss Complaint (George R. Simpson v. Andrew Capdeville and Alan R. Feuerstein, case number 2007-51).

The Defendant intends to respond to theses Motions however, it is impossible to respond to the Motions because upon inquiry from the Clerk's Office in the District Court of the Virgin Islands Division of St. Thomas and St. John. The Clerk's Office has indicated that neither of these Motions have ever been filed.

The Defendant's counsel has checked the docket with respect to both matters and has learned that the Plaintiff has never filed said Motions.

Therefore, the Defendants' counsel gives Notice to the Court that the Defendant is unable to respond and oppose the Motions brought that are described above.

WHEREFORE, the Defendant respectfully submits that the Court should take notice of the above because the Plaintiff has failed to file his papers although has served them by mail upon Feuerstein & Smith, LLP.

DATED: February 4, 2008

Respectfully Submitted,
FEUERSTEIN & SMITH, LLP

BY: s/Alan R. Feuerstein
Alan R. Feuerstein

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CERTIFICATE OF SERVICE

I, Alan R. Feuerstein, HEREBY CERTIFY that I am over 18 years of age, not a party to this action and on the 4th day of February, 2008 served the Notice to the Court that Plaintiff's Motions for Sanctions Dated December 21, 2007 and January 7, 2008 Have Never Been Filed With the Court Therefore, Defendant is Unable to File a Response (George R. Simpson v. Andrew Capdeville and Alan R. Feuerstein, case number 2007-51) by depositing a true copy of the same in a post-paid US Mail envelope in an official depository under the exclusive care and custody of the United States Post Office, directed to the following:

Mr. George R. Simpson
Post Office Box 775
Hampton Bay, New York 11946

s/Alan R. Feuerstein
Alan R. Feuerstein, Esq.