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June 16, 2005

VIA TELECOPIER AND U.S. MAIL

James P. Walsh, Esq.
Davis Wright Tremaine LLP
One Embarcadero Center, Suite 600
San Francisco, California 94111-3611

Re: MARS Cable Project/ACSF

Dear Mr. Walsh:

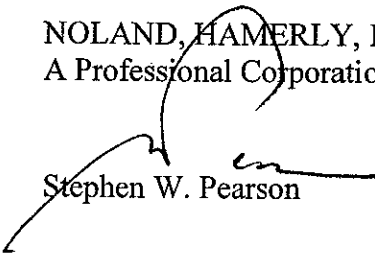
This follows up to our letter of June 2, 2005, containing our client's proposals for the contents of an agreement between MBARI and your clients.

Although we have had no response from you or your clients, our client continues to be willing to work toward a definitive agreement. To that end, we propose a meeting at a mutually convenient time, date and location next week in an attempt to conclude this matter.

Please let us know if your clients are interested in a meeting.

Very truly yours,

NOLAND, HAMERLY, ETIENNE & HOSS
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Stephen W. Pearson

SWP:ccs

cc: Deirdre Hall, Permit Coordinator
Monterey Bay National Marine Sanctuary
Michelle Brown, California State Lands Commission
Alison Dettmer and Audrey McCombs, California Coastal Commission
Monica DeAngelis, Marine Mammal Biologist,
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