

ATTACHMENT

7. Appropriate Dispute Resolution

a. Other:

The parties agreed to have their respective accountants meet in an effort to determine the exact amount of money owed to the plaintiff based upon available records, documents and other pertinent evidence. In June 2001, the accountants issued a report that the full amount of plaintiff's claim, namely \$34,221.26, was owed. Since that time in August 2001, the defendants have in fact paid that amount to plaintiff. Remaining is the issue of interest on the unpaid amount.

On or about September 6, 2001, the parties agreed on an amount to settle the interest issue, and a check in that amount was delivered to plaintiff's counsel. This matter was then continued to October 4, 2001, to give the check time to clear.

The check has now been submitted twice only to be returned for "insufficient funds." It is not presently clear why this has occurred since the defendant contends that there is ample money in the account.

Plaintiff does not believe that this is an intentional failure to pay and requests additional time to allow the funds to be transferred.