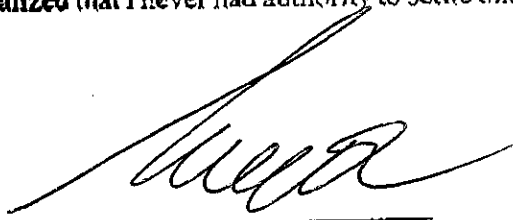


5. Although I stated on the record at the July 20, 2005, hearing that the case was settled, and, at the time and I believed that in good faith to be true, I did not have actual authority to settle the case.

6. I was under the mistaken impression that I had authority to settle the case but after refreshing my recollection with respect to the communications I had with the client leading up to the hearing as well as the day of the hearing, I realized that I never had authority to settle this case in any fashion.



Gerald Orseck

Sworn to before me this
16th day of September, 2005

Linda P. Fabal #01FA4622292
NOTARY PUBLIC lido 11/31/06
Westchester Co.