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April 7, 2009

Via Federal Express

Mr. Charles R. Fulbruge III
Clerk of the Court
United States Court of Appeals for the Fifth Circuit
600 S. Maestri Place
New Orleans, LA 70130

Re: Oceanic Exploration Co., et al. v. ConocoPhillips, et. al, No. 08-20338
March 30, 2009 calendar before Judges Barksdale, Dennis and Elrod

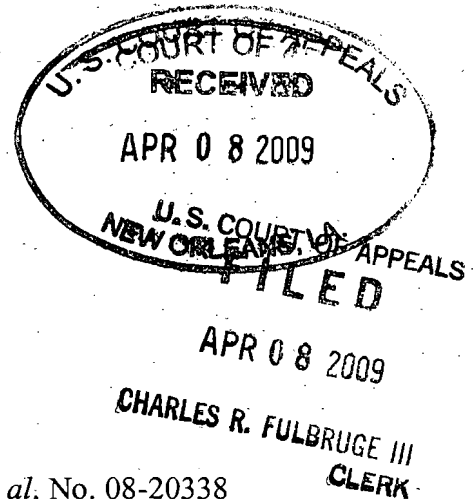
Dear Mr. Fulbruge:

We write to provide to the Court certain citations requested or referenced at oral argument. As requested by Judge Barksdale:

- The citation for the concession made by Plaintiffs-Appellants below is to be found at p. 11 n.12 (R6639) of Plaintiffs' brief in opposition to the motion.

As to the consequence of there potentially not being a plaintiff to bring action for the RICO predicate act of "bribery of a government official," the citations referenced by the undersigned in response to the question by Judge Barksdale are:

- The Oregon Laborers decision (citing to AGC) is at 185 F.3d 957, 964 (9th Cir. 1999);
- The Texas Carpenters decision (citing, inter alia, to Oregon Laborers) is at 199 F.3d 788, 790 (5th Cir. 2000); and



Mr. Charles R. Fulbruge III

April 7, 2009

Page 2

- The Supreme Court statement (as to constitutional standing) is at Schlesinger v. Reservists, 418 U.S. 208, 227 (1974).

We hope these references are helpful to the Court.

Very respectfully submitted,



Herbert M. Wachtell

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