

August 19, 2009

Sent via U.S. Mail, email, and facsimile

Karen Bierman (karen.bierman@courts.state.mn.us)
Lyon County Court Administrator
607 West Main Street
Marshall, MN 56258

Neal Eisenbraun (rattler@earthlink.net)
Neal A. Eisenbraun, Chartered
731 58th Avenue Northeast
Fridley, MN 55432

Richard Maes (RickMaes@co.lyon.mn.us)
Lyon County Attorney's Office
607 West Main Street
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Re: Olga Marina Franco del Cid v. State of Minnesota; Court File No. 42-CR-08-220

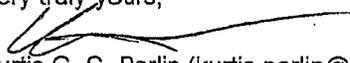
Dear Ms. Bierman, Mr. Eisenbraun, and Mr. Maes:

As outlined in the Postconviction Relief Scheduling Order, Judge Peterson ordered that any Petition for Postconviction Relief would need to be filed on or before July 29, 2009. As outlined in that same Scheduling Order, pursuant to Minnesota Statutes section 590.03, any Answer would need to be filed within twenty (20) days. That Scheduling Order was sent to each of you via email, and a hardcopy was delivered to the Court Administrator's Office in Lyon County. I believe that you all received it.

On July 29, 2009, I received the Petition for Postconviction Relief, Affidavit, and Exhibits via email. I believe that Ms. Bierman and Mr. Maes both received those documents on that date via email and/or fax as well. I believe that the original documents, including two exhibits that could not be faxed, were received at the Court Administrator's Office within a couple of days.

I am writing the three of you to inquire regarding whether an Answer has been filed. I believe an Answer from either the Lyon County Attorney's Office or the Attorney General's Office should have been filed, unless the State did not intend to file an Answer.

Very truly yours,



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