

"Exhibit E"

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AS A CIVIL TRIAL ADVOCATE

MICHAEL A. KAPLAN (NJ,DC)  
CERTIFIED BY THE SUPREME COURT OF NEW JERSEY AS A  
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March 16, 2005

ADAM M. STARR (NJ,PA)

Mr. Keivu Knox  
Kmart Incident Center  
Segwick Claims Management Services, Inc.  
P. O. Box 5058  
Troy, MI 48008-5058

Re: Kevin Meiswinkel v. Kmart Corp.  
DOA: 10/7/00  
Your File No.: 20001007829

Dear Mr. Knox:

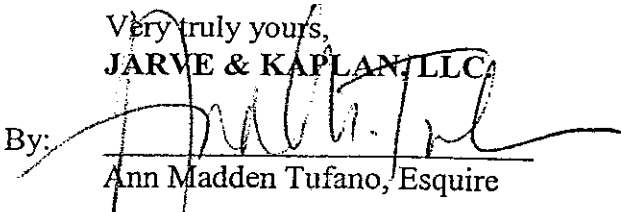
As you know, this office represents the interests of Mr. Meiswinkel in connection with a claim for personal injuries he sustained at Kmart. In furtherance of the telephone message I left for you today, we are, and have been, anxious to bring this matter to a resolution as quickly as possible as this case appears to have been languishing for too long as a result of Kmart's bankruptcy.

The last correspondence in my file indicates that you agreed to the appointment of the Honorable Barry Weinberg as the mediator in this matter. Please advise when we can get this matter scheduled for mediation. Further, I note that the attorneys of record for the bankruptcy matter, Skadden Arps, have a Wilmington, Delaware office. Consequently, it should certainly be practical for one of the attorneys there to handle the mediation in New Jersey where Judge Weinberg's office is located.

I look forward to your prompt response so that we may move this matter forward.

Very truly yours,  
JARVE & KAPLAN, LLC

By:

  
Ann Madden Tufano, Esquire

cc: Kevin Meiswinkel