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December 9, 2014

*Via Electronic Filing*

Honorable Kenneth M. Hoyt  
United States District Judge  
United States Courthouse  
515 Rusk, 11<sup>th</sup> Floor, Room 11-144  
Houston, Texas 77002

Re: Civil Action No. 4:12-cv-01227; *MM Steel, LP v. Reliance Steel & Aluminum Co., et al*; In the United States District Court for the Southern District of Texas, Houston Division

Dear Judge Hoyt:

Pursuant to the Court's direction at the December 8, 2014 hearing, JSW Steel (USA) Inc. encloses a proposed amended form of Supersedeas Bond. JSW has obtained authority from the involved Surety to use this form of Supersedeas Bond if it is approved by the Court.

JSW believes this form of Supersedeas Bond resolves any concerns regarding the liability of the Surety on the Supersedeas Bond and fully complies with 31 C.F.R. § 223.11(a):

(a) Coinsurance. Two or more companies may underwrite a risk on any bond or policy, the amount of which does not exceed their aggregate underwriting limitations. Each company shall limit its liability upon the face of the bond or policy, to a definite specified amount which shall be within its underwriting limitation.

In this form of Supersedeas Bond, North American Specialty Insurance Company, as Surety, is liable for a maximum penal sum of thirty million dollars (\$30,000,000.00), and Westport Insurance Corporation, as Surety, is liable for a maximum penal sum of fifty million dollars (\$50,000,000.00), for a total amount of eighty million dollars (\$80,000,000.00).

JSW is available for an additional conference with the Court if requested.

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Respectfully submitted,

*/s/ Hunter M. Barrow*

Hunter M. Barrow

Enclosures

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### **CERTIFICATE OF CONFERENCE**

I hereby certify that on December 9, 2014, I spoke with Marc Tabolsky, counsel for Plaintiff, regarding the amended form of Supersedeas Bond attached to this Letter. Mr. Tabolsky stated that Plaintiff opposed approval of the amended form of Supersedeas Bond attached to this Letter.

/s/ Hunter M. Barrow

Hunter M. Barrow

### **CERTIFICATE OF FILING AND SERVICE**

I hereby certify that on December 9, 2014, the foregoing document was transmitted to the Clerk of Court using the ECF System for filing. Based on the records currently on file, the Clerk of Court will transmit a Notice of Electronic Filing for this filing to all registered counsel of record.

/s/ Hunter M. Barrow

Hunter M. Barrow

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