

Stempfer, Robert P.

From: Edward B. Detwiler [EBD@columbus.rr.com]
Sent: Wednesday, February 20, 2008 5:32 PM
To: Victoria Garry
Cc: Stempfer, Robert P.
Subject: Result of Federal Lawsuit
Attachments: Leader Shareholder letter dated 05 24 07.pdf; Order Granting Motion to Dismiss.pdf

Vicki,

In your response to my public records request dated 1/30/2008, you mentioned the following document that was NOT sent:

"I have not included the documents as they are not public records.

May 24, 2007 Breach of Attorney-Client Privilege et al

-This is from Michael T. McKibben to Shareholders. The document contains trade secrets and is not a public record pursuant to R.C. 1333.61"

For your quick reference, I have attached my copy of that letter in which Mr. McKibben references the filing of a federal lawsuit.

I know Mr. McKibben took the opportunity to notify you and the Leader shareholders when the lawsuit was filed; however given the outcome, I think it unlikely you would be notified of what then happened. To ensure you have all information, I have attached the "Order Granting Motion to Dismiss" by Judge Frost.

Ed

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Mr. Detwiler fails to mention the dismissal was "without prejudice" meaning it was not heard on the merits of the case. Leader is a client of ODOD, so Leader has a business purpose in communicating information ODOD. On the contrary, Mr. Detwiler has no business purpose in disrupting Leader's relationship with ODOD.

2/20/2008