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November 18, 2008

Via First Class Mail

Personal and Confidential

Roger B. Smith, Jr.
1931 Rathmor
Bloomfield Hills, MI 48304

Re: Smith v Greenbury

Dear Roger:

When we spoke last week, I informed you that Denise Alexander wanted to take your deposition prior to entering into any type of meaningful settlement discussion. We have selected the date of Tuesday, December 9, 2008 at 1:30 p.m. at Denise Alexander's office for your deposition to be taken. Prior to that time, I want to meet with you to prepare you for that deposition and go over some of the questions that I have reason to believe that Denise will ask. For example, Denise informs me that Kay has reviewed a number of the documents that have to do with Spy Glass and the transfer of certain assets into a trust and has informed Denise that her signature has been forged on those documents. We need to discuss whether or not she was aware at the time that someone other than she signed them. Please call me to schedule an appointment prior to December 9th to prepare for the deposition.

I am also enclosing a copy of a letter which has been forwarded to me by Denise which Kay received by her physician in response to our request for the information contained in the letter. If there is any additional medical information you need, we can discuss it at our next meeting.

Sincerely,

Hanley M. Gurwin

HMG/cdd
Enclosure

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C o u n s e l o r s A t L a w

DETROIT BLOOMFIELD HILLS LANSING GRAND RAPIDS ANN ARBOR
WASHINGTON, D.C.