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Sent: Wednesday, June 19, 2019 12:38 PM
To: jpkelly@mkm-law.com
Cc: steve@sjbrodylaw.com; Rob Hanlon
Subject: Gasser v Miller, et al

Today I learned that approval of my proposed settlement is not on the board agenda. Nothing could flabbergast me more than this News and frankly it further supports what I have been accusing you of for weeks, that for your own selfish reasons you do not want this settlement to happen. You have known that we have a Friday pretrial scheduled to finish off the settlement and all parties believed we would conclude it providing the budgets were first approved. The 1:30 pretrial with Judge Meyer was continued last Friday because evidently you "forgot" to check the notices for the budget hearing that was to occur last Wednesday, so last Friday's pretrial was continued to this Friday, a fact you are well aware of having been supplied the court order. Many of us have held this Friday available to finish it off at the scheduled court appearance,

With some amazement I saw nothing was on the Agenda for approval and of course we can not tell the court we have a deal until the Board approves payment in open session. You have made sure that won't happen. None of us have heard from the Attorney you evidently brought in and a week later he hasn't even filed an appearance. You, although having been ordered to file an appearance and having been given leave to do so by court order weeks ago have failed to do so.

You are well aware that the purpose of this settlement was to reduce the amounts of legal fees being generated. You are further aware that Mr. Hanlon has started very detailed discovery that needs to be responded to, which we have been delaying in hopes of getting this settlement through.

Did you ever tell the Board that you were going to be disqualified by Mr. Hanlon, if this matter proceeds and that's the real reason you brought in someone else? Start making full disclosures, Jim.

My client talked to you a few minutes ago, I'm told you wanted to put off his call, I told him you would try to dodge him and you did. You evidently told him that what was important was passing the budgets, that you didn't trust Mr. Hanlon, (this is the pot calling the kettle white), and you "don't know what to tell him (Bob) regarding the approval. You further told him that it's really not important as the board had agreed in executive session. You know perfectly well that they need to vote in public. So your final shot to my client, was "they will have to just schedule a special meeting" When they do Jim, how are you going to delay or stall that one?

Frankly I think the interests of all concerned would be better served were the board getting their advice from someone other than you or connected to you.

I always felt that I could trust you explicitly as you were a former member of the Office Corp of The United States Army and a Veteran, clearly in my opinion my belief in you was misplaced. Congratulations you have joined a very exclusive list of lawyers that I have created over 40 plus years of practice. You join less than 10 who I want no phone calls, emails, letters, texts or other forms of communication from unless I am in court or reading a court filed pleading. I doubt you care but you should.

What you should do is get a notice out for a special meeting, set it for 130 PM in Judge Meyers court room this Friday. If you think notice wont be sufficient then stall some more and set it early next week. In another life when I was both a Township Attorney and a Village Attorney I always made sure the agendas and notices were correct in ample time to proceed with business without additional fees due to special meetings. You might consider getting back to the basics.

Sincerely

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