

Badger Flats Gazette

Wednesday, September 17th, 2008

Mr. Benjamin Ratliff
Weakley Ratliff Arendt & McGuire LLP
1630 East Shaw Avenue, Suite #176
Fresno, CA 93710

FAXED ONLY

Re: #150880/Jordan Forte Deposition/Failed Meet & Confer

Dear Mr. Ratliff:

I write this letter as a follow up to our meet and confer today concerning your taking the deposition of my son, Master Jordan Forte. As you know I have been accommodating as possible concerning your conducting discovery of the statements made by my son in his declaration. As example, upon being left a phone message by a person by the name of Mary at Appleby Process Servers on September 9th, 2008 I promptly called back and left her a message to arrange having the subpoenas easily served upon both my wife, Eileen Forte and Master Jordan. The service was completed on September 10th, 2008.

As a meet and confer I requested today that you stipulate to your conducting the deposition of Master Jordan in written form with the questions limited to the events of May 5th, 2007 and the content of his declaration.

I informed you that my request was based upon the fact that Master Jordan had spoken to me and told me of his stress and angst over sitting before a court reporter in a formal atmosphere. A fifteen year old boy has no idea what the process is about.

Your first response was that you said it would be allot of work for you to write out the questions. You next said that it would be impossible for you to assess Master Jordan's credibility and that he may lie during the deposition necessitating you to conduct follow up questions. I submit that my son is certainly not your client, who under sworn testimony can't recall more than one friends' name after he said he had hundreds in Los Banos. Mr. Jones proffers during the deposition that he is a Christian which he obviously thinks gives him a god given pass to lie through his teeth.

With that said, you were informed that I would be seeking a protective order and sanctions against you and your client to have the deposition conducted in written form and narrowly limited to the events of May 5th, 2006 and his declaration. The order will also seek to have the deposition conducted only on Saturdays so that Master Jordan's studies and school attendance is not disrupted.

Thank you.

Sincerely,



Gene Forte