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November 18, 2010

Via Email

Todd A. Holleman, Esq.
Miller, Canfield Paddock & Stone, PLC
150 W. Jefferson, Suite 2500
Detroit, MI 48226

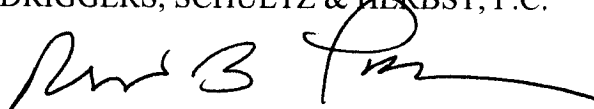
Re: Experi-Metal Inc. v Comerica Bank
2:09-cv-14890

Dear Todd:

Enclosed please find a copy of the Subpoena served yesterday on Daniel McCarty .

Sincerely,

DRIGGERS, SCHULTZ & HERBST, P.C.



Richard B. Tomlinson

RBT/ccm
Enclosure

UNITED STATES DISTRICT COURT

for the

Eastern District of Michigan

Experi-Metal Inc.

Plaintiff

v.

Comerica Bank

Defendant

Civil Action No. 2:09-cv-14890

(If the action is pending in another district, state where:)

SUBPOENA TO TESTIFY AT A DEPOSITION IN A CIVIL ACTION

To: Daniel J. McCarty, 1702 Greenwich Drive, Troy, MI 48098-6614

Testimony: YOU ARE COMMANDED to appear at the time, date, and place set forth below to testify at a deposition to be taken in this civil action. If you are an organization that is not a party in this case, you must designate one or more officers, directors, or managing agents, or designate other persons who consent to testify on your behalf about the following matters, or those set forth in an attachment:

Place: Miller, Canfield, Paddock and Stone
150 West Jefferson Avenue, Suite 2500
Detroit, MI 48226

Date and Time:

11/23/2010 2:00 pm

The deposition will be recorded by this method: stenographic

Production: You, or your representatives, must also bring with you to the deposition the following documents, electronically stored information, or objects, and permit their inspection, copying, testing, or sampling of the material:

Any and all documents relating to the phishing emails directed to Experi-Metal Inc. on January 21 and 2, 2009, and the phishing incident directed at Experi-Metal Inc. on January 22, 2009 including but not limited to calendars, diaries, notes, emails and any other documents.

The provisions of Fed. R. Civ.-P. 45(c), relating to your protection as a person subject to a subpoena, and Rule 45 (d) and (e), relating to your duty to respond to this subpoena and the potential consequences of not doing so, are attached.

Date: 11/17/2010

CLERK OF COURT

OR

Signature of Clerk or Deputy Clerk

Attorney's signature

The name, address, e-mail, and telephone number of the attorney representing (name of party) Experi-Metal Inc.

, who issues or requests this subpoena, are:

Richard B. Tomlinson, Driggers, Schultz & Herbst, P.C., 2600 West Big Beaver Road, Suite 550, troy, MI 48084
248.649.6000 rtomlinson@driggerschultz.com