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August 26, 2008

Albritton v. Cisco Systems, Inc. et al

Doc. 78 Att. 1

*Via Facsimile*  
Mr. James A. Holmes  
605 South Main Street, Suite 203  
Henderson, TX 75654

Re: Civil Action No. 6:08-CV-89; *Eric Albritton v. Cisco Systems, Inc. and Richard Frenkel*; In U.S. District Court, Eastern District of Texas, Tyler Division

Dear Jamey:

There are several categories of documents that appear to be missing from Eric Albritton's document production. Please produce the following documents:

- All attachments to the email Bates numbered EMA 0838-39;
- All documents demonstrating how Eric Albritton received the email Bates numbered EMA 0838-39;
- Eric Albritton and the Albritton Law Firm's tax returns for 2002 through the present;
- A copy of the credit card statement that shows the charge for the filing of the ESN lawsuit on October 15 or 16, 2007;
- Annual and interim balance sheets, income statements, and statements of cash flows for the Albritton Law Firm for 2002 through the present;
- Documents evidencing Eric Albritton's damages;
- Documents evidencing Eric Albritton's mental anguish;
- A medical authorization for Eric Albritton's medical records (a form is attached);
- All documents relating to the filing of Civil Action No. 5:07-CV-00156, styled *ESN, LLC v. Cisco Systems, Inc.*, in the United States District Court for the Eastern District of Texas (the "ESN Lawsuit");
- All documents relating to communications with the United States District Court or any of its employees regarding the filing of the ESN Lawsuit and/or whether subject-matter jurisdiction existed in the ESN Lawsuit;
- All documents relating to communications between or among ESN, LLC (including its attorneys, agents, or anyone acting on its behalf) and any other person relating to the filing of the ESN Lawsuit. Include communications between ESN, LLC, Eric M. Albritton, T. John Ward, Jr., McAndrews Held & Malloy, Ltd., and anyone purporting to act on their behalf;

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- ESN, LLC's pre-filing due diligence, investigation and analysis relating to filing the ESN Lawsuit; and
- Documents evidencing all of Albritton's new matters or clients since October 16, 2007, including but not limited to engagement letters concerning such clients and matters.

Very truly yours,

  
Charles L. Babcock

cc: George L. McWilliams