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September 26, 2008

Dale G. Markland  
Markland Hanley LLP  
2200 Ross Avenue, Suite 4100W  
Dallas, TX 75201

Via Facsimile

Re: Cause No. 2006-81245; *Saychana Buoy, Individually and as Representative of the Estate of Andrew Buoy, Deceased, and as Next Friend of Karina Buoy, Matthew Buoy and Buoy Child, Unborn, and Koeung Buoy v. Idealease of Houston, Limited, Texas Truck Centers of Houston, Texas Truck Centers of Houston d/b/a Idealease of Houston, Texas Truck Centers, Inc., Idealease Management, LLC, Houston Distributing Company, Inc. and Russell H. Nettles*; In the 190<sup>th</sup> Judicial District Court of Harris County, Texas

Dear Dale:

I am sorry that a hurricane hit Houston.

I am sorry that I had no power or water at my house as a result of the hurricane.

I am sorry that I had to extend my stay out of state because of the hurricane.

I am sorry that CenterPoint Engery did not bend more quickly to your desires and restore power to my home so that I could return to it sooner.

I am sorry that upon returning to my home on Monday, September 22, 2008, I discovered a roughly 50 ft. x 6 ft. swath of human excrement, used condoms, and all the other niceties that come with a raw sewage leak in one's backyard which drains into one of the main bayous in Houston.

I am sorry that I had to threaten City of Houston officials with lawsuits and local news exposure in order to get them to even agree to meet with me about cleaning up the problem.

I am sorry that these city officials chose a date that interfered with our deposition and gave me no other options.

Dale G. Markland  
September 26, 2008  
Page 2

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I am sorry that the Houston Public Works Department had to use a fire hose to blow human feces out of my yard on the day our deposition was scheduled.

I am sorry that the city required my presence at the debacle noted immediately above. And, I am sorry that this debacle managed to uproot some more of my trees.

I am sorry that your office communicated that you would only "agree" to my rescheduling the deposition if we agreed to pay your travel expenses. I am also sorry they did not mention anything about attorney's fees in their voicemail. I am especially sorry that your associate, after I had agreed to pay your reasonable travel expenses, decided to put in writing that while the deposition was cancelled, it was "unilaterally cancelled," and that you did not "agree" to the cancellation. I am sorry that you either went back on your word or, more likely, just do not have a word.

I am sorry that you think the judge should be involved in this matter. I wonder if the judge will be sorry about that, too.

I am sorry that you are the only lawyer in this case that consistently goes out of his way to be unaccommodating and unprofessional with the other lawyers. I am sorry you are from Dallas.

Very truly yours,



Jeff Murphrey

JM/kj  
enclosure  
1949/11869

cc: Glen W. Wilkerson  
Larry P. Boyd  
Wade Reese  
Peter Blute  
Kent Adams  
W. Scott Red, Jr.  
Randy Fairless  
Larry Ottoway  
Thomas Bullion

*Via Facsimile*  
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