



Undertakings and your pace of activity

Wednesday, February 14, 2007 7:10 AM

From: "NEGA MEZLEKIA" <negamezlekia@rogers.com>

To: dfoulds@davis.ca

David,

I am hugely disappointed by how you have been handling things, since you agreed to revive the lawsuit in October 2006.

In her last email, dated February 2, 2007, your junior partner and assistant, Stephanie Fell, began by saying, with an apparent seriousness, "The next round of undertakings is ready for you."

Exactly what was it that took her over three months to prepare? What were undertakings #26 and #27? The answer to both is the document--Noah Richier's tab 67--which the defence submitted three years ago, a copy of which I have had for the last two years. I placed my copy and the one Stephanie emailed me before me and compared them word for word, and there was not a comma that either you or she added to it.

In the same email, she said, "We will have one more for you to answer...we will work on that one once this "round" is complete." I gave her my response within a day; it took me barely a couple of hours to answer the questions. I have yet to hear from her, regarding the 'last round'.

As I told your assistant, this piecemeal work is costing me untold sum of money and, more importantly, time. It has been four years since you took the case, and at this rate I can't see it ending in my lifetime.

I have done everything you asked; I have been paying you in advance for your services. If the reason behind your tardiness is concern about running my 'Trust Fund' in deficit, you can rest assured by the time the case gets to court--as we both know once the case is filed in court, it will languish waiting to reach the judges--I will have settled your outstanding fees.

I know that I am at your mercy and there is not a thing I can do about that. But there must be a higher power that you fear, and I petition you in the name of that power to do the right thing and breath life into the case. My life is wasted waiting for this case to be resolved.

Sincerely,

Nega Mezlekia