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December 5, 1984

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Reply to Stockton

Certified: P 371 030 203

Richard Berberian
605 Hamden Lane
Modesto, CA 95350

RE: Berberian v Berberian
FILE: 40,749

Dear Richard:

With respect to your telephone call the other day, I have a copy of the letter to which you referred. I have read the letter and now have it in my file.

I have been a long time in coming to the decision which I now feel is mandatory insofar as I and this office are concerned. In thinking about the matter and discussing it with my partners, it is clear that our office is not going to be able to handle this matter for you to conclusion.

Many factors come into play with respect to this. One is that we no longer have the assistance of Mr. Bilawski, but that is not crucial or the deciding factor. It now appears that the time requirements necessary to prosecute this case will constitute a substantial strain on the resources of our office and could result in a less than full and vigorous prosecution of your matter. This office is presently handling some extremely complex litigation which will make substantial demands on our time.

It would be ultimately very unfair to you and to other clients of our office whose cases demand our time for us to continue to attempt to prosecute more of these type of actions than we have time to aggressively prosecute.

At the present time, the condition of your litigation is extremely good. We are up-to-date in the matter. We have filed and served the complaints, we have taken care of the law and motion matters pertaining to the complaints and now have answers from all the parties.

As you know, interrogatories were sent to Haig Berberian and we are awaiting answers on those interrogatories. We recently have received interrogatories from the defendants to you which are now in the process of being answered. I believe that you have been contacted by our office relative to those particular interrogatories.

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As soon as we have Haig's answers back, the next step would be to schedule Haig's deposition in this matter and then force the matter as quickly as possible to trial.

It is not my desire to see your litigation languish, or go by the wayside. I believe that you have a viable case against the defendants that we have named, and perhaps against others including Pete Jepson. His involvement should become even more clear after Haig's deposition and at that time consideration should be given to including him in the litigation.

I believe that you will be well served by our making this decision at this time instead of waiting until we are farther down the line and additional tactical decisions have been made which might be different than those made by another firm handling this matter.

I will cooperate in every way that I can in order to insure a smooth transition of your case from this office to any other office of your choosing. Should you require and request assistance in locating another attorney, I will be more than happy to do whatever I can.

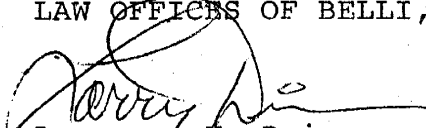
I would appreciate it if you would give some thought to how you would like to accomplish this particular transition and substitution of attorneys. If you desire to discuss the matter with me, please either call or make an appointment to come in and discuss it with me.

I assure you that I have had absolutely no contact in any form with your father or anyone else who is concerned in this litigation since the time that your father accompanied you to this office. To my knowledge it is the only time that I have ever spoken with your father concerning this, or any other matter. Further, I want to assure you that Mr. Bilawski has not discussed his withdrawal from the case with me, nor has he supplied me with anything that would bear upon my decision to perfect a substitution of attorney in this matter. The sole reasons for this decision on the part of my office is as set forth above.

Again to reiterate, I believe that you have a good case and of course, I will help you in any way that I can consistent with the decision of this office to obviate the successful completion of this matter on your behalf.

Very truly yours,

LAW OFFICES OF BELLI, DRIVON & BAKERINK



Laurence E. Drivon
LED:mlb