

March 10, 2004

VIA FAX & CERTIFIED MAIL/RRR

Mr. Eric Bogdan
Bogdan Law Firm
8866 Gulf Freeway, Suite 515
Houston, TX 77017

Lawrence Madeksho
8866 Gulf Freeway, Suite 440
Houston, Texas 77017

Re: Letter from Myron J. Bromberg dated November 20, 1978

Dear Mr. Bogdan and Mr. Madeksho:

Please let this letter serve as Asarco, Inc.'s ("Asarco") formal demand that you return all copies of the confidential and privileged letter from Myron J. Bromberg to Lawrence Miller, dated November 20, 1978. To the best of our knowledge, this letter was obtained without the knowledge or consent of Asarco or its counsel, and you are thereby ethically bound to return all copies of the aforementioned letter to Asarco. See ABA Comm. on Ethics and Prof'l Responsibility, Formal Op. 94-382 (1994); RESTATEMENT (Third) OF THE LAW GOVERNING LAWYERS 60 cmt m. Further, Asarco hereby reclaims this document in accordance with Rule 193.3(d) of the Texas Rules of Civil Procedure.

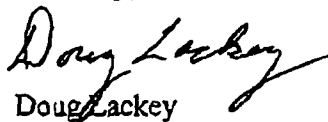
Asarco also requests that you disclose the names and addresses of all parties to whom you have shown this letter. Asarco also requests that you disclose the facts and circumstances relating to your acquisition of this document. If you obtained this document from a third-party, please disclose the identity of that individual or company. If you obtained this information from the internet, please disclose the exact URL address of the webpage from which the document was obtained.

Should this letter be further distributed, Asarco will hold you both personally responsible and exercise all of its rights in law and equity. Further, Asarco will consider filing a formal complaint with the State Bar of Texas.

Should you fail to comply with the terms of this demand by March 15, 2004, Asarco will file a motion seeking the return of all of Asarco's privileged materials in your possession as well as a motion for sanctions.

If you have any questions, please feel free to contact me.

Sincerely,


Doug Lackey

GDL:jjt

icc: Jason J. Irvin
Danny Guerra

THE MADEKSHO LAW FIRM, PLLC

8866 GULF FREEWAY, SUITE 440

HOUSTON, TEXAS 77017

TOLL FREE: 1-800-432-6048

TELEPHONE: 713-910-8000

FACSIMILE: 713-910-0250

March 13, 2004

Mr. Doug Lackey
Brown McCarroll, LLP
111 Congress Avenue, Ste 1400
Austin, Texas 78701

Re: Letter From Myron J. Bromberg Dated November 20, 1978

Dear Mr. Lackey:

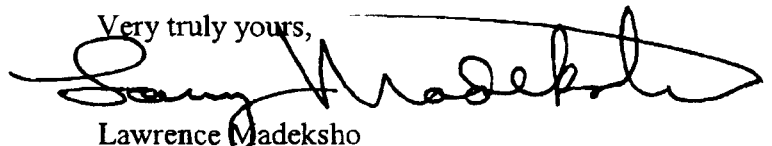
This letter is in response to your letter that we received several days ago in which you threatened to file a complaint with the State Bar of Texas against Mr. Eric Bogdan and myself, as well as to seek a motion for sanctions. I am considering filing the same actions on the above matter.

I believe that this letter is still on the Internet at Dr. David Egilman's website for the entire world to see and I suspect that hundreds, if not thousands, of people from coast to coast have copies. Dr. Egilman uses the documents on his website in teaching his classes at Brown University on corporate corruption. Who knows? The Professor may have been conducting a special project on ASARCO.

Therefore, we are confounded as to why you feel that that this letter is subject to some alleged privilege. If you plan on chasing everyone in the world that has a copy and access to the letter, you have a long, hard road ahead. I look forward to any hearing with the court and the State Bar of Texas.

I remain,

Very truly yours,

A handwritten signature in black ink, appearing to read "Lawrence Madeksho", written over a horizontal line.

Lawrence Madeksho

LM:em

cc: Mr. Eric Bogdan
Mr. Jason Irvin
Mr. Danny Guerra

THE MADEKSHO LAW FIRM, PLLC

8866 GULF FREEWAY, SUITE 440

HOUSTON, TEXAS 77017

TELEPHONE 713-910-8000

FACSIMILE 713-910-0250

PLEASE DELIVER

FACSIMILE TRANSMITTAL SHEET

TO:
Doug Lackey
Jason J. Irvin
Danny Garcia

FROM:
Lawrence Madeksho

COMPANY:
Brown McCarroll

DATE:
MARCH 11, 2004

FAX NUMBER:
512-479-1101

TOTAL NO. OF PAGES INCLUDING COVER:
2

PHONE NUMBER:
512-472-5456

SENDER'S REFERENCE NUMBER:

RE: ASARCO FRAUD LETTER
~~XXXXXXXXXXXXXXXXXXXX~~

YOUR REFERENCE NUMBER:

NOTES/COMMENTS:

CONFIDENTIALITY NOTICE

The information in this facsimile message is attorney-client privileged and confidential information, intended for the use of the individual or entity named above. Any dissemination, distribution or copy of this communication is strictly prohibited. If you have received this communication in error, please immediately notify us at 1-800-432-6048 and return the original message to us at the above address at our expense. Thank you.