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April 17, 2003

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Mr. Eugene Egdorf
 The Lanier Law Firm, PC
 6810 FM 1960 West
 Houston, Texas 77069

Re: No. 19785-BH02; *Kelly-Moore Paint Company, Inc. v. Dow Chemical Company, et al.*, In the 23rd Judicial District Court, Brazoria County, Texas

Dear Gene:

We are in receipt of your responses to The Dow Chemical Company's Second Set of Requests for Production of Documents. In Kelly-Moore's responses to Requests for Production Nos. 5 through 14, you refer to a number of documents that Dr. David Egilman possesses and claim that "[t]hese documents are available for review on Dr. Egilman's website at www.egilman.com." Many of the documents referenced in Dr. Egilman's Web site are not available.

A link in Dr. Egilman's opening webpage leads to the "Dow Lost Documents Program" (see Attachment A), which contains six additional links, purportedly links to additional documents referenced in your responses to Dow's Second Set of Requests for Production of Documents. The first link, entitled "Influence over ACGIH," states that this page cannot be found. Similarly, the links entitled "Dow Hidden Document Program," "DOW Nazi Consultant Otto Ambrose," "Found Documents," and "Tons of Dow Documents" (Attachments B-F, respectively) are also identified as pages that cannot be found. Similarly, the link alleging that Dow "did intentionally destroy or hide some to avoid liability," also leads to a page that cannot be found.

Also on the initial webpage for Dr. Egilman's site, is a link entitled "Document Center." This page states that it is "restricted access," and that "No one may access our restricted section without first requesting a user name and password from

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Dr. Egilman." There are other links in Dr. Egilman's Web site that purport to lead to Dow material, but require a passport for access (see Attachment G). As we do not wish to contact your expert directly, we request that we be given a user name and password to access this section of Dr. Egilman's Web site.

If you have any questions regarding the requests herein, please do not hesitate to contact me.

Very truly yours,



Scott D. Lassetter

SDL:mtc
Enclosures