

**PLUNKETT & GIBSON, INC.**

ATTORNEYS AT LAW  
RENAISSANCE PLAZA, SUITE 1100  
70 N E LOOP 400  
SAN ANTONIO, TX 78216  
TELEPHONE (210) 734-7092  
FACSLINE: (210) 734-0379

E-Mail: [hellerj@plunkett-gibson.com](mailto:hellerj@plunkett-gibson.com)

**JOHN A. HELLER**  
BOLLrd Certified, Labor & Employment  
Texas Board of Leglll Spccillization

September 11, 2009

David P. Griffin  
P.O. Box 1013  
Johnson City, TX 78636

*via electroinic mail*  
*and CMRRR #7160390J 984832499281*

RE: Cause No. D-1-GN-09-00202S; *David P. Griffin v. City of Austin, et. al.*; 126'h  
Judicial District; Travis County, Texas; Our File No. 3995-012

Dear Mr. Griffin:

I am in receipt of your letter dated August 20, 1009 in which you request a response and request a meeting to discuss this case and how to proceed. In your letter, you indicate that if you do not hear back within a reasonable amount of time, you would be contacting the defendants. Please be advised that you are formally on notice that the defendants are represented by counsel. Any communication regarding this case should be directed to the attorneys representing defendants. You should not contact any defendant that I represent (and I believe the City's Attorney would share this point of view). By copy of this letter, I am advising each of the defendants represented by me to refuse any communication from you and refer it directly to me. Just because you represent yourself in this matter, you should not be relieved from following the normal procedures of respecting the fact that these defendants are represented by counsel. If you dispute your obligation to direct all communication to me, please let me know and we can present this matter to the Court. I am thanking you in advance for your cooperation in this matter.

You have requested a meeting with the attorneys for defendants and yourself. Based upon your pleadings and your responses to Defendants' Request for Disclosure, there are several preliminary matters that should be resolved before any further discovery should proceed in this matter. I would be happy to discuss those with you. Please submit some dates when you would be available to schedule such a meeting. By copy of this letter, I am notifying the City'S Attorney to also review her calendar when such a meeting could be scheduled.

Due to the location of the lawsuit and the convenience of the parties, it would be more appropriate to schedule such a meeting in Austin. You have suggested that the meeting be held either at the City's Attorney's office or the Texas Chili Parlor. The City Attorney can address whether she would be able to host this meeting. If not, other arrangements might be made to hold the meeting in a business environment, rather than discussing private business in a more public setting. There are several attorneys with offices in Austin who might be willing to accommodate a meeting with a small number of attendees, as a courtesy to the parties or their lawyers.

I will await your response providing some days on which you would be available to meet so that we can coordinate the schedules of those attending.

Thank you for your attention to this matter.

Sincerely,

PLUNKETT & GIBSON, INC.

By:   
\_\_\_\_\_  
JohnA.Hefler

JAH/ps  
#360498

cc: Robin Sanders (*via regular mail*)  
Helen Caudill (*via email*)  
Jackie Goodman (*via email*)  
Celia Hughes (*via email*)  
Cathy Beaudoin (*via email*)  
Linda Litowsky (*via email*)

Deborah L. Hill (*via email*)  
Daniel Scardino (*via email*)  
Garry Wilkison (*via email*)  
Emanuel Limuel (*via email*)  
Oscar Palomo (*via email*)  
Clark Richards (*via email*)