

MICHAEL A. KALISH
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September 11, 2006

VIA FACSIMILE

Jon W. Green, Esq.
Green Savits & Lenzo, LLC
35 Airport Road
Suite 350
Morristown, N.J. 07960

Re: Rost v. Pfizer Inc, et al.
05 CV 10384 (GBD)

Dear Jon:

The following documents produced by plaintiff in response to defendants' document requests remain posted on your law firm's website, notwithstanding defendants having designated them as "Confidential" in a letter dated August 25, 2006 in accordance with the terms of the Protective Order signed by Judge Daniels:

- P1284, available at <http://greensavits.com/Jan18,2003.pdf>
- P1285, available at <http://greensavits.com/Jan21,2003.pdf>
- P1304, available at
[http://greensavits.com/Feb3,2003\(redactionsbyPharmacia\).pdf](http://greensavits.com/Feb3,2003(redactionsbyPharmacia).pdf)
- P1306, available at <http://greensavits.com/Feb2,2003.pdf>
- P1318 to P1321, available at <http://greensavits.com/Feb6,2003.pdf>
- P1377, available at <http://greensavits.com/Apr17,2003.pdf>
- P1378, available at <http://greensavits.com/Apr18&21,2003.pdf>
- P1402, available at <http://greensavits.com/Apr30,2003.pdf>

- P1411, available at <http://greensavits.com/May23,2003.pdf>
- P1462 to P1464, available at <http://greensavits.com/May28&Jun9,2003.pdf>
- P1540 to P1541, P1558, and P1563, available at <http://greensavits.com/Sep17-Nov11,2003Phonemonitoring.pdf>
- P1719, available at <http://greensavits.com/Apr2,2004.pdf>.
- P1721, available at <http://greensavits.com/Apr152004.pdf>.
- P1724, available at <http://greensavits.com/Apr25,2003.pdf>
- P1784, available at <http://greensavits.com/Sep9-12,2004.pdf>
- P1914, available at <http://greensavits.com/Dec1st2005.pdf>
- P4021, available at <http://greensavits.com/Oct28,2002.pdf>
- P4024-P4025, available at <http://greensavits.com/Nov13,2002-Jan17,2003.pdf>

Accordingly, you are in violation of the Protective Order, which limits the disclosure of these documents. Please confirm at once that you have come into compliance with the Protective Order by removing the above documents from your firm's website, and provide a copy of your server logs reflecting any access to or downloads of the aforementioned documents.

Additionally, those documents on your website (to which readers of your client's new book are enthusiastically directed) provide the key to unlock whatever confidentiality your client's use of pseudonyms in his new book purported to give Pfizer employees and others.¹ To the extent your violation of the Protective Order is not viewed by you or your client as sufficient reason to remove the Confidential documents from your website, perhaps the loss of whatever protection your client had hoped to gain from his use of pseudonyms will cause you to act promptly. Given that the book's official release date was yesterday, we suggest "promptly" should be construed as "immediately."

Very truly yours,

Michael A. Kalish

¹ Be advised that we are in the process of evaluating the extent to which this book likewise violates the Protective Order and expect to be communicating with you on that issue shortly.

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September 13, 2006

VIA FACSIMILE

Jon W. Green, Esq.
Green Savits & Lenzo, LLC
35 Airport Road
Suite 350
Morristown, N.J. 07960

Re: Rost v. Pfizer Inc, et al.
05 CV 10384 (GBD)

Dear Jon:

I write to follow up on my letter dated September 11, 2006. I thank you for your prompt attention in changing the web page, <http://greensavits.com/rostvpfizer.shtml>, which no longer directs the reader to documents covered by the Protective Order. However, the documents nevertheless remain available on your website by simply going directly to each individual document's website address (for example, one document is available at <http://greensavits.com/Apr18&21,2003.pdf>).

Accordingly, you continue to violate the Protective Order, which prohibits such disclosure. Please confirm at once that you have come into compliance with the Protective Order by actually removing the documents referenced in my September 11 letter from your firm's website, rather than simply removing links to these documents. In addition, please provide a copy of your server logs reflecting any access to or downloads of the aforementioned documents, requested in my September 11 letter, but heretofore unproduced, and confirm in writing that the documents covered by the Protective Order are no longer available on your website.

Very truly yours,

Michael A. Kalish