

December 13, 2016

David A. Lowe
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Re: LHF Productions v. Lewis, WD WA Case No. 16-cv-1017 RSM

Dear Mr. Lowe:

This law firm represents Larry C. Lewis with respect to the federal lawsuit your law firm has filed against him and personally served on him.

We reference our October 28, 2016 letter to you regarding James Collins, and our December 13, 2016 letter to you regarding Patricia Alexander, both accused in this same lawsuit. All the same defenses and issues we raised as to Mr. Collins and Ms. Alexander apply as to Mr. Lewis.

Like Mr. Collins and Ms. Alexander, Mr. Lewis is wholly innocent. He is a 76 year-old grandfather and a veteran of the United States Navy. Mr. Lewis had never heard of, nor used, Bittorrent, and he is not computer literate as to downloading technologies. Regrettably, Mr. Lewis is another innocent person who has been errantly named and served in a federal lawsuit at the direction of your foreign representatives.

We respectfully request that LHF voluntarily dismiss Mr. Lewis from the case. If he is dismissed by Noon on Monday December 19, 2016, we will not Answer the Amended Complaint, and we will not seek defense attorneys' fees or costs. If the case is not dismissed by Noon Monday December 19, 2016, we will Answer during the afternoon of December 19, 2016, and we will seek defense attorneys' fees when Mr. Lewis wins, which is a certainty given his innocence.



We can understand the frustration you, your client, and its foreign representatives must feel from having to oppose Mr. Lewis' three Motions to Quash. Mr. Lewis will not file any additional Motions to Quash, nor any Motions in bad faith, as Judge Martinez has warned.

Please understand that Mr. Lewis was confused about the paperwork that was repeatedly sent by Comcast. As Mr. Lewis understood those formal letters, the only recourse to prove his innocence was to move to quash, which was done *pro se*. You are correct that the Motions were cobbled together old pleadings from other cases – just like a lay person might do. Since more than one of these Comcast letters was received by Mr. Lewis, more than one Motion was filed. We understand this was not proper procedure, but it is the explanation for what happened. Plus, of course, some good points were made – these defendants did not know of each other's existence and did not work together. Your response that the data could be re-transmitted after disconnection might theoretically be true, but as we understand the functional limitations of the German software, there would never be any admissible evidence of that type of “peer-to-peer” transmission.

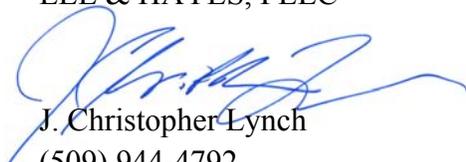
In any event, the Motions to Quash are now moot and we trust your client will understand the reasons for their filing. Please note that Dkt. #33 does indeed proclaim Mr. Lewis' innocence. We repeat that here – Mr. Lewis is wholly innocent.

Please consider our offer to not Answer, nor pursue defense attorneys' fees, if the case against Mr. Lewis is dismissed by Noon, Monday December 19, 2016. Otherwise, we will submit our Answer that afternoon and patiently work towards Mr. Lewis's full exoneration and the ruling on our request for defense attorneys' fees.

Thank you for your consideration of our position.

Very truly yours,

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c: Mr. Lewis
Kyle D. Nelson, Esq.