

## Chris Harris

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**From:** Ian Carleton <icarleton@sheeheyvt.com>  
**Sent:** Friday, March 17, 2017 11:03 AM  
**To:** 'Linda'; Steven Adler  
**Cc:** Chris Harris  
**Subject:** RE: Kane - JCB - Replication to Board Counsel Reply re Motions in Limine

Chairman Adler,

Respondent's counsel continues to misrepresent the facts. He was notified of the Moore deposition weeks before it happened, but overlooked or ignored the notice. Then, when the case did not settle he mentioned his 3/10 jury trial in a letter to the Board and to the undersigned in a letter dated 3/9 – the day before the Moore deposition. He is hardly in a position to complain. His self-inflicted last minute scheduling conflict is hardly a basis for canceling the deposition.

Nevertheless, Respondent's counsel should be advised that the deposition did NOT in fact take place; Attorney Moore is a willing participant in this matter. The cost of deposition was unnecessary.

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**From:** Linda [mailto:lhill104@comcast.net]  
**Sent:** Friday, March 17, 2017 10:26 AM  
**To:** SAdler@AdlerandMcCabe.com  
**Cc:** lhill104@comcast.net; Ian Carleton; 'Chris Harris'  
**Subject:** Kane - JCB - Replication to Board Counsel Reply re Motions in Limine