

4. Among other issues, Joy and I wish to get to the bottom of (a) why court staff told us in September and October 2008 that they could not locate anywhere the 11 to 12 pounds of sealed MidCountry records, (b) why no one notified us when those records were finally found, (c) why those records were surrendered to Plaintiffs' counsel when the district judge had ordered them to be returned to MidCountry, (d) why those records were surrendered on December 16, 2008, and the receipt for such was entered on December 23, as if Plaintiffs' counsel and the court had conspired to prevent us from realizing that the MidCountry records were part of the record on appeal, and (e) why the receipt and accompanying docket text were so ambiguous.

5. At the present point in time, Joy and I are waiting until the conclusion of the two investigations initiated by our complaints, and until the resolution of our recent motions in the district court, before deciding whether to file a claim with the U.S. Court of Federal Claims.

FURTHER DEPONENT TESTIFIES NOT.

Signed and sealed this 3rd day of February, 2010.

/s/ Bob Pickle

Bob Pickle
Halstad, MN 56548
Tel: (218) 456-2568

Subscribed and sworn to me
this 3rd day of February, 2010.

/s/ Lori J. Rufsvold

Notary Public—Minnesota

My Commission Expires Jan. 31, 2015