

Ex. A

Subject: Something odd about sealed docs in our case

From: Bob

Date: Tue, 28 Oct 2008 09:02:08 -0500

To: "G. Arthur Joy"

I checked today on Docs. 28 and 88. Doc. 22 is also missing and I assume the same is true about it.



I was told by ECF help desk that 28 and 88 are sealed. Can't find out who filed them. Can't find out if there was a motion to seal. Was told that there would be no ECF notification of such filings.

However, my filing of Doc. 93 under seal was requested by motion, and does appear in the docket as an entry, along with the motions to file under seal.

What is going on?

The one for Doc. 28 is between 8/27/07 and 10/24/07, so it could have to do with the IRS investigation or your bankruptcy. You were told there was a notice on the record about your bankruptcy, but why would they seal something like that? I believe you were told on 9/17 about the notice when you went in to the courthouse.

Doc. 22 would be between 7/27 and 8/13. That was about the time of the electronic discovery dispute.

Doc. 88 would be on July 16 or 17, 2008, and is just before the March 7, 2008, transcript which contained Hayes' remark about the criminal investigation.