

Richard W. Daily LLC  
ATTORNEY AT LAW

December 18, 2009

Mr. Thomas Wright  
11455 Dallas Road  
Peyton, CO 80831-6704

Re: Your demand to “Cease and Desist Disclosure of Personal Information”

Dear Mr. Wright:

By letter dated December 16, 2009, Clara Romero, Esq., of Riggs, Abney, Neal, Turpen, Orbison & Lewis’s Denver office, sent a “Demand to Cease and Desist Disclosure of Personal Information” to Mr. Ronald Pace. She sent a copy of that letter to me, and asked that I direct future correspondence directly to you.

I represent Ronald Pace.

For a short period of time, ending on December 10, Mr. Pace had posted a Lexis-Nexis comprehensive public record compilation concerning your wife, Debra Jean Wright, on “recallwoodmenhills.com,” a website he regularly uses. He obtained this report from me.

I do not know whether this report is posted on a website controlled by David Hightower. Neither Mr. Pace nor I have any control over Mr. Hightower’s activities.

I caused this report to be prepared, and furnished a copy to Mr. Pace.

I did so because there is a factual basis for believing that Debra Wright was in active concert and participation with Janice Pizzi, A. Michael Pizzi, Larry D. Bishop and Woodmen Hills Metropolitan District, when they set about to damage or destroy Mr. Pace’s reputation, and to use apparently fabricated evidence to obtain a Civil Protection Order.

Mr. Pace’s believes that he has a very substantial damage claim against Mr. and Mrs. Pizzi, based on the following facts:

1. In late January, 2009, Mr. Pizzi sent a number of e-mails to Mrs. Pizzi in which he set out his assertion that Ronald Pace had, during the November 20, 2008 meeting of the Board of Directors of the Woodmen Hills Metropolitan District, stated to him that “he ought to get an AK-47 and blow these assholes away.”

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2. Mr. Pizzi sent these e-mails to Mrs. Pizzi knowing that Mrs. Pizzi would immediately publish them to one or more officials of the Woodmen Hills Metropolitan District.
3. Both Mr. and Mrs. Pizzi knew and intended that the e-mails containing the "AK-47 Threat" would be used as evidence by the Woodmen Hills Metropolitan District in seeking to obtain legal relief against Mr. Pace.
4. In fact, the "AK-47 Threat" was described at Paragraph 4(b) of the Verified Complaint I Motion for Civil Protection Order as "the most serious incident that causes [Mr. Bishop and the District] to ask for a Civil Protection Order. . . ."
5. Mr. Bishop and the District had a full and fair opportunity to litigate the issue of whether the "AK-47 Threat" was ever made.
6. As Board Chair of the Woodmen Hills Metropolitan District, Mrs. Pizzi was directly responsible for making interim policy decisions on behalf of the Woodmen Hills Metropolitan District (subject to ratification by the full Board), and for supervising Mr. Bishop.
7. During the course of the trial of the Civil Protection Order case, Mrs. Pizzi showed her willingness to fabricate evidence, when she contended that Mr. Pace had made a "murder threat" or a "death threat" against members of the Board and their spouses at the February 26, 2009 meeting of the Board of Directors of the Woodmen Hills Metropolitan District.
8. Judge Chittum found that the "AK-47 Threat" was not made.
9. Judge Chittum found that the February 26, 2009 "murder threat" was not credible and did not occur.

We have not yet had any opportunity to conduct discovery into Mrs. Wright's activities. Based on Mrs. Wright's testimony at the trial of the Civil Protection Order case, however, it appears that Mrs. Wright conferred with Mrs. Pizzi concerning alleged threats by Mr. Pace to harm Board Members and their spouses. Mrs. Pizzi testified, under oath, that these were "death threats" and "murder threats."

Mrs. Wright made notations on a number of the documents in Mr. Bishop's "Pace File," including the note that a particular paper distributed by Mr. Pace at the February 26, 2009 Board Meeting was the one containing the threat against spouses.

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Mr. Pace will be making a judgment, in conjunction with his attorneys, concerning whether these activities alone warrant making Mrs. Wright a defendant in the civil rights lawsuit that he is preparing.

Because of this background, I feel completely justified in having obtained the report on Debra Wright.

I have examined the report, and I do not believe that it contains any personal information about Mrs. Wright, or about you or your children, that is not readily available to any member of the public. If have information to the contrary, you should feel free to identify it to me.

I am reasonably familiar with the standards for the issuance of injunctions in state and federal court in Colorado. Given the completely public character of the information in the report, the intense public interest has unfortunately grown surrounding Mr. Pace's activities and his claims against the District and certain of its officials, as well as the purely speculative nature of any possible injury, I cannot imagine your obtaining injunctive relief against Mr. Pace.

If you are aware of any specific ground upon which you would likely prevail in such a proceeding, I would be interested to learn of it.

Very truly yours,

Richard W. Daily

cc: Ronald Pace  
Clara Romero, Esq.