



August 14, 2023

David Koenig



RE Case No. 23CV15424

Based on the facts as we see them, you violated the Court's order by publicly filing a document designated confidential. Your violation appears to be willful, as your own declaration acknowledges that you knew of the Court's order, and of the confidentiality designation, and chose to file the document anyway. Under these circumstances, we intend to move for an order to strike and seal the filing, and for sanctions, and for an order holding you in contempt. Please let us know if the motions are opposed.

Based on the facts as we see them, you served requests for admission while special motions to strike remain pending. You previously received notice that discovery is stayed pending the resolution of a special motion to strike under ORS 31.152(2), and chose to serve your requests anyway. Under these circumstances, unless you agree to voluntarily withdraw your requests, we intend to seek an order from the Court striking them.

Thank you,

s/ Michael Fuller
Partner

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