

November 20, 2008

Joel B. Voran, CEO
Lathrop & Gage L.C.
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Suite 2800
Kansas City, MO 64108
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RE: *Lipari v Novation LLC et al*, 16th Cir. Case no. 0816-cv-04217

Dear Mr. Voran,

It is unfortunate you were out of town this morning at 10:00 am when it was convenient for me to meet. I have grown concerned that you have lost oversight of our litigation where Lathrop & Gage L.C. is attempting to represent itself *pro se*. The reason for my concern is that in my action against your law firm for concerted activity violating Mo.Stat. Ann. § 416.031.1 et seq. in an attempt to monopolize Missouri's hospital supply market through unlawful no-bid state contracting and fraudulent disbursement of Medicaid funds to Republican donor Neil Patterson of Cerner Corp. and Novation LLC under the failed Insure Missouri plan, Lathrop & Gage L.C. is continuing the criminal and ethical misconduct that violated my rights and made your law firm and now yourself civilly liable to me as antitrust co-conspirators with an independent stake and recognizable interest in the Novation LLC monopoly.

On November 6, 2008 your employees William G. Beck, Peter F. Daniel, and J. Alison Auxter with full knowledge of the unlawfulness of Lathrop & Gage L.C.'s previous interference with my business relations and expectancies, the deprivation of counsel and other conduct to insure I cannot even enjoy the rights of incorporating my business or otherwise entering the market for hospital supplies, committed further acts of restraint of trade and to deprive me of business property through sham petitioning exempt from Noerr-Pennington doctrine¹ antitrust immunity in a motion to the court fraudulently misrepresenting my complaint and attempting to cause the court's extortion under color of official right to deprive me of business relations and expectancies.

I will prove the Insure Missouri plan involved the illegal conduct of the state's business through the Republican Party of Missouri and Republican National Committee servers' email and other electronic communications by Governor Matt Blunt under the counsel of Lathrop & Gage L.C. and since the scheme and acts in furtherance were clearly unlawful, you and your firm are liable under for intentional violations of Missouri's antitrust statutes under *Defino v. Civic Center Corp.*, 780 S.W.2d 665 (Mo. App. E.D., 1989).

Since William G. Beck, Peter F. Daniel, and J. Alison Auxter have again sought to exploit Lathrop & Gage L.C.'s extortion to deprive me of counsel as Lathrop & Gage L.C. through Brian T. Fenimore has done to the similarly situated victim Dustin Sherwood for the purpose of obtaining property for Lathrop & Gage L.C. through extrinsic fraud and land for the Republican National Committee contributor James E. Hasler, I will seek to address what is yet another Missouri constitutional crisis created by the unchecked misconduct of Lathrop & Gage L.C.'s attorneys and seek prospective injunctive relief against the State of Missouri Board of Bar Governors so that you will not be able to continue to prey on unrepresented parties through the terrible power Lathrop & Gage L.C. has repeatedly employed through the firm's advice and counsel to state officials including Governor Matthew Roy Blunt; Edward R. Martin, Jr.; Henry T. Herschel; and Richard Aubuchon or the State of Kansas Office of Attorney Discipline that gives your law firm the power to have Missouri attorneys disciplined or restrained from admission to the bar for exemplarily virtuous ethical conduct like that of Scott Eckersley, Donna L. Huffman and my former counsel Bret D. Landrith.

¹ This doctrine derives from the decisions *Eastern Railroad Presidents Conference v. Noerr Motor Freight, Inc.*, 365 U.S. 127, 81 S.Ct. 523, 5 L.Ed.2d 464 (1961), and *United Mine Workers v. Pennington*, 381 U.S. 657, 85 S.Ct. 1585, 14 L.Ed.2d 626 (1965).

In the mean time, I caution you to refrain from destroying any evidence, deleting any electronically stored information from its original searchable electronic format or otherwise engaging in the forms of misconduct member attorneys of your firm have employed to accomplish Lathrop & Gage L.C.'s various enterprises including the suppression of minority voting; effecting the deletion of lawful electors from the voting rolls; recording over email storage tapes to violate Missouri sunshine laws; obstructing federal investigations into licensing offices and Medicare fraud by encouraging honest and competent US Attorneys to be fired or whatever else you may personally think constitutes the practice of law because in my industry of distributing hospital supplies, Lathrop & Gage L.C. has crossed the line with the November 6, 2008 felony of Beck, Daniel, and Auxter and as a competitor in Missouri's market for hospital supplies I will vindicate the Legislature's provisions for eradicating the Novation LLC cartel's monopolization of the hospital supplies to the detriment of Missouri citizens and the competitiveness of Missouri's legitimate industry.

Sincerely,

Samuel K. Lipari
Medical Supply Chain