

Exhibit B

Jay Heidrick

From: Jay Heidrick
Sent: Thursday, March 13, 2008 3:39 PM
To: 'Samuel Lipari'
Cc: Jay Heidrick
Subject: RE: Lipari v. US Bank- Plaintiff's First Requests for Production...

Sam-

I tried to call today, but you were not available. In your letter you state you believe your requests are proper and you intend to stand by them as written. We respectfully disagree. Therefore, I do not think a phone conference will do much in the way of resolving this dispute. Please let me know if you disagree or have a different idea. I will be out of the office until Monday but will check messages when I return. I hope you have a good weekend.

Jay

From: Samuel Lipari [mailto:Sam1@MedicalSupplyChain.com]
Sent: Monday, March 10, 2008 5:22 PM
To: Jay Heidrick
Subject: Re: Lipari v. US Bank- Plaintiff's First Requests for Production...

Please see attached reply, Best regards, S~

----- Original Message -----

From: [Jay Heidrick](#)
To: [Samuel Lipari](#)
Cc: [Mark Olthoff](#) ; [Jay Heidrick](#)
Sent: Monday, March 10, 2008 3:59 PM
Subject: Lipari v. US Bank- Plaintiff's First Requests for Production...

Sam-

I am writing regarding your first Requests for Production of Documents. It is our position that the requests are facially overly broad and unduly burdensome as to the types and categories of documents you request. Particularly, Courts have held that document requests that utilize the terms "All documents referring to..." or "All documents relating to..." are facially defective and justify a protective order. See *e.g., Aikens v. Deluxe Financial Services, Inc.*, 217 F.R.D. 533 (D.Kan., 2003). Therefore, we request that you revise your requests.

If you feel it would be productive, I would be happy to discuss this matter with your further. Unfortunately, I am in depositions all day Tuesday through Thursday and out of the office on Friday. However, if you are available before 8:00am or after 5:00pm sometime Tuesday - Thursday, I can discuss this with you. Or, if you are willing to grant us an extension until Friday, March 21, 2008, I am generally available anytime next week. However, if you do not feel a phone conference would be productive, please let me know so we may file our Motion. If I do not hear from you by Thursday, 3/13, I will file our Motion on Friday morning, 3/14, before I leave. Please consider this a good faith effort to resolve this dispute.

Please note also, that we feel the requests are objectionable on numerous other grounds such as relevancy, privilege, etc. However, those objections cannot be the subject of a protective order but rather, will be made in the individual responses. If you decide to revise your requests, we will re-consider our objections to the revised requests.

3/17/2008

Thanks for your attention to this matter. Please let me know if you have any questions.

Jay

 <p>SHUGHART THOMSON & KILROY P.C. LAW FIRM</p>	<p>Jay Heidrick <i>Attorney At Law</i></p> <p>Shughart Thomson & Kilroy 32 Corporate Woods, Suite 1100 9225 Indian Creek Parkway Overland Park, KS 66210 tel: 816-691-3743 fax: 816-222-0519 http://www.stklaw.com jheidrick@stklaw.com</p>
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