



May 6, 2008

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Dear Counsel:

In the midst of participating in the depositions you are currently taking in Liberia, several of my clients received concrete threats from Firestone employees, and in one instance, from your local counsel. Among the specific threats received were:

– On Sunday, April 27, the headman for tank 27, Henry David, called Aaron Kollie and told him that he would regret “bringing the human rights lawyers” to Liberia, and that he would be fired for causing problems.

– After that threat from Henry David, Aaron Kollie was summoned to meet with his supervisor, Salia Blamah, who told him that he had caused serious problems by “bringing the white lawyers to the plantation.”

– Both Aaron Kollie and David Kerkula were threatened by the Overseer, Peter Telme, that they would regret having brought the case.

– On the evening of April 26, Charles Stuart, President of the Firestone Plantation Company, gathered some of the workers, including Plaintiff John Flomo and his family, and said they would be fired if they violated Firestone’s “policy” on child labor. Mr. Flomo had just been deposed, and he testified that his sons continued to work openly every day. As all of the adult witnesses have consistently testified that they had never seen or been told about a real “policy” against child labor, Mr. Flomo interpreted the comment to be that workers better not testify about the ongoing use of child labor on the plantation or they would be fired.

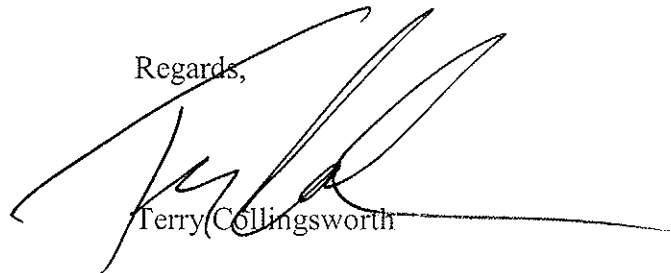
– On Tuesday, April 29, before the depositions started that day, Plaintiffs Fayiah Myciagar and Moses Dolo were standing outside the deposition room closest to the beach. Your local counsel, Golda Elliot, of Sherman and Sherman, shouted at both of them that “You’ll see what happens to you when your lawyers go home to America.” As we’ve heard about some very corrupt tactics that have been employed by Sherman and Sherman in other cases in Liberia, we are particularly concerned about what this threat entails.

These threats not only foreshadow some form of retaliation against the Plaintiffs, but also indicate a strategy of witness intimidation. Under the All Writs Act, 28 U.S.C. § 1651, Judge Hamilton has the authority to “prevent or remedy actions designed to or having the effect of deterring the use of the courts, or punishing one for such use . . .” *EEOC v. Locals 14 & 15, Int’l Union of Operating Engineers*, 438 F. Supp. 876, 879-80 (S.D.N.Y. 1977). *See also, Cinel v. Connick*, 792 F. Supp. 492 (E.D.La. 1992). If there are any further threats made to the Plaintiffs or other potential witnesses, or if there is any retaliation against the Plaintiffs, as promised by Mr. David, Mr. Telme and Ms. Elliot, we will bring an emergency motion under the All Writs Act and seek redress for this clearly unlawful and unethical conduct that is designed to both deter testimony and punish the Plaintiffs for using the courts.

Our sole interest at this point is in preventing further unlawful conduct. I trust you will inform Firestone, as well as your local counsel, that such threats and intimidation are unlawful under U.S. law and procedure, and that they must cease and desist such conduct.

I sincerely hope this is the last we need to discuss this issue.

Regards,



Terry Collingsworth