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VIA ELECTRONIC MAIL

May 13, 2016

Andrew L. Schlafly, Esq.
939 Old Chester Road
Far Hills, New Jersey 07931

Re: ***AM. BD. OF INTERNAL MED. V. JAIME SALAS RUSHFORD, M.D.***
Civil Action No. 2:14-cv-06428-KSH-CLW
United States District Court for the District of New Jersey

Dear Mr. Schlafly:

This firm represents plaintiff/counterclaim defendant the American Board of Internal Medicine and third-party defendants Richard Baron, M.D., Christine K. Cassel, M.D., Lynn O. Langdon, Eric S. Holmboe, M.D., David L. Coleman, M.D., Joan M. Feldt, M.D., and Naomi P. O'Grady, M.D. (collectively, "ABIM") in the above referenced case.

I am in receipt of your email of 4:51 p.m. this afternoon, enclosing what you have titled "defendant's objections to plaintiff's notice of deposition by oral examination with request for production of documents." As you well know, that document is a legal nullity, both procedurally and substantively. The proper procedure is an application for a protective order; from a substantive point of view, none of the reasons advanced form a proper basis for disregarding the command of the notice of deposition properly served on defendant. As a result, please be advised that we do not recognize what you have submitted as being operative in any manner or fashion.

Please be reminded that the May 9, 2016 notice of deposition as issued to defendant remains in full force and effect. Your client may choose to disregard it -- and the sanctions such disregard will bring -- at his own peril. Please be guided accordingly.

Very truly yours,

BALLARD SPAHR LLP

By: 

Roberto A. Rivera-Soto

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