

Date : 2/1/2023 12:19:34 PM
From : "Paul Dulberg"
To : "Alphonse Talarico"
BCc : "Paul Dulberg" , "Tom Kost"
Subject : 17LA377

Dear Mr Talarico,

I have ordered up the transcript of todays hearing so I am going to try and refrain from quoting the parties and or Judge until the transcript is made available.

Per todays decision by Judge Berg to Grant Summary Judgement based on what I call a clown's logic:

You have permission to seek whatever remedy is necessary to get this decision reversed.
Examples; Motions to deny a Flynn's future motion to dismiss with prejudice, Motions to reconsider, appeals to the Appellate Court/Supreme Court, and/or dropping the Bomb on all of the previous Judges decisions and his lack of self recusal from the case.

I am fighting this Judges decision because it is not based on the facts and is in effect a ruling based on a misperception of the facts, current case law, and a clear misunderstanding or complete disregard to when damages are discoverable for a vicariously liable defendant released from a case before their agent is found liable. We did not use the term vicariously liable today but if I understood the Judge correctly he did do his homework and completely disregarded the nature of the underlying complaint against the McGuire's for both their inactions and the resulting actions of their agent.

Please advise as to when we can start working on the appeal.

You also have permission to hire whatever consultants and or services are needed to aid you in this legal challenge.

I am angry about todays decision but it is tempered partly because I expected a bad decision today and I also know this Judge does not get the final say in this matter.

We are fully funded for this fight all the way to the supreme court and beyond.

Please advise on a proper course of action to have this clearly illogical decision challenged and lets get to writing and filing the necessary paperwork.

Paul