

Subj: **letter to Paul Herman**
Date: 5/18/2005 6:54:22 AM Pacific Daylight Time
From: kurt.bomar@verizon.net
To: dstiber@aol.com
Sent from the Internet (Details)

Don,

Below is a rough draft. Let me know what you think.

Regards, Kurt

May 18, 2005

Paul Herman Motorcars Inc.

Attn: Paul Herman

350 Hinman Ave

Buffalo, NY 14216

Dear Mr. Herman,

Please be advised this office represents Don Stiber with regards to a Jaguar purchased from your company recently.

As I'm sure you are aware from previous conversations with Mr. Stiber he has been extremely disappointed with the vehicle since he picked it up in Sarasota. He has given me a list of problems with the vehicle which is quite lengthy. I will not go into great detail but several seem to be in direct conflict with your advertisement of the car (which I also have a copy of).

The most glaring misstatement of fact is that "It has a 100% clear history with no accidents or stories what so ever". To the contrary a mere cursory examination of the car clearly shows it has been in a major accident with sub-standard bodywork for repairs. The left rear quarter panel has been banged back out with a hammer and then filled with bondo and the trunk lid is bent near both hinges. In fact it's obvious the trunk lid has been replaced.

I could go on and on but this is clearly false advertising and I am officially notifying you that Mr. Stiber is rejecting receipt of the car and demands return of his money immediately. I will be happy to assist you in the return of your vehicle but his mind is firm. I am notifying you that his money must be returned within seven (7) days from the date of this letter or he has instructed me to file a lawsuit to protect his rights.

If litigation becomes necessary I will be requesting not only a full refund but also \$25 per day storage of the vehicle beginning after the above stated 7 day period. I will also be requesting court costs and attorneys fees which I assure you could be substantial.

I sincerely hope you see the wisdom of immediately returning Mr. Stiber's money and I await your response.

Very truly yours,

Kurt J. Bomar