



T&O Railroad Company, Inc.
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Paul J. Petit
General Counsel
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October 29, 2013

Councilwoman Marti Brown
City of Vallejo
555 Santa Clara Street
Vallejo, CA 94590

Via Email and by Personal Delivery

Re: "Abort the Port"

Councilwoman Brown:

I write this letter on behalf of and as General Counsel for T&O Railroad Company, Inc. (which does business in California as Mare Island Rail Service).

On October 28, 2013, your "Abort the Port" pamphlet was published via email and possibly other means to a substantial number of persons in the Vallejo area.

That pamphlet criticizes a candidate for City Council and makes the following blatantly false statement:

But one of the most alarming aspects of Chris's campaign is that his one and only campaign contributor, the Mare Island Rail Service (MIRS), is funding his campaign to the tune of \$80,000!

Even a cursory reading of the campaign finance disclosure statements should have informed you that Mare Island Rail Service has made a total contribution to the campaign of this candidate in the form of services in an amount less than \$300.

Your false statement that Mare Island Rail Service is funding a campaign "to the tune of \$80,000" is libelous. My client intends to pursue all legal remedies regarding that libel. You can avoid such action only by publishing a statement advising those to whom you sent a copy of "Abort

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the Port” that your statement regarding Mare Island Rail Service was and is false. In order to be effective in precluding legal action, that retraction statement acknowledging the falsehood must be published to all persons who received the false “Abort the Port” pamphlet in a format and manner equivalent to the “Abort the Port” publication and published by no later than 5:00 pm Wednesday, October 30, 2013. A copy of that statement must be provided to me at the email address shown on this letterhead.

Sincerely,

A handwritten signature in black ink, appearing to read "Paul J. Petit", with a long horizontal line extending to the right.

Paul J. Petit
General Counsel

PJP