

Glenn Hagele

8543 Everglade
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Tuesday, January 26, 2010

James R. Donahue
Rebecca Weinstein-Hamilton
Caulfield, Davies & Donahue, LLP
Post Office Box 277010
Sacramento, CA 95827-7010

Attorneys for Hanson
Hagele v Hanson 06AS00839

re: Demand for Immediate Removal and Cessation of Statement
Plaintiff Glenn Hagele is Broke

Mr. Donahue,

It has come to my attention that *in addition* to publishing a publicly accessible statement that I am insolvent, your client has, under the alias of “Cataract Scam Watch”, published an inference that I am “broke” at Internet Unique Resource Locator (URL) <http://www.lasik-flap.com/forum/viewtopic.php?t=2794>, with hyperlinks to a statement that I am “insolvent” at URL <http://www.scribd.com/doc/25868998/Glenn-Hagele-Makes-a-Declaration-in-Court-Claiming-to-be-Insolvent>

The URL containing the statement [Glenn-Hagele-Makes-a-Declaration-in-Court-Claiming-to-be-Insolvent](http://www.scribd.com/doc/25868998/Glenn-Hagele-Makes-a-Declaration-in-Court-Claiming-to-be-Insolvent) is itself defamation *per se*.

Demand is herewith made that Mr. Hanson immediately stop publishing the false statement that I am broke and he take prompt corrective action, absent which I shall have no choice but to seek appropriate redress with the Court.

Mr. Hanson has made a written statement of fact, rather than opinion, that violates my constitutional rights, places me in a false light, tends to injure and in fact does cause injury to my occupation and character, and/or exposes me to hatred, contempt, ridicule or shame. Moreover, Mr. Hanson’s written statement constitutes defamation *per se*, which causes me substantial injury and interferes with my ability to conduct my business.

I herewith demand of your client the following:

1. Immediately remove or cause to be removed those portions of all publicly accessible Internet web pages he controls that include any statements stating or inferring that I am broke, including, but not limited to the statement published at URL <http://www.lasik-flap.com/forum/viewtopic.php?t=2794>.
2. Immediately remove or cause to be removed any inference or statement that I am insolvent from the URL <http://www.scribd.com/doc/25868998/Glenn-Hagele-Makes-a-Declaration-in-Court-Claiming-to-be-Insolvent>

- Makes-a-Declaration-in-Court-Claiming-to-be-Insolvent (i.e. the portion of the URL "Glenn-Hagele-Makes-a-Declaration-in-Court-Claiming-to-be-Insolvent").
3. Immediately remove or cause to be removed all publicly accessible newsgroup, bulletin board, or chat room statements stating or inferring that I am broke.
 4. Immediately privately retract all inferences or statements that I am broke that were distributed via email, conventional mail, or any other private means.
 5. Refrain from publishing, republishing, or communicating in any manner to any third-party the inference or statement that I am broke.

If I do not receive by 5:00pm Friday 29 January 2010 a confirmation from you that Mr. Hanson's statement has been removed as defined above, I will seek injunctive relief from the Court that Mr. Hanson refrain from making this defamatory statement.

I can assure you that if this nonsense is not off the Internet by end of day Friday, your client will be explaining his actions to the Court.

Thank you in advance for your prompt attention to this matter.



Glenn Hagele

:GFH

CERTIFICATE OF SERVICE

Re: Hagele v Hanson, et al
California Superior Court, Sacramento County, Case No. 06AS00839

I am a citizen of the United States, over 18 years of age, reside in the County of Sacramento, and am not a party to the within action. My address is 8543 Everglade Dr. Sacramento CA, 95826.

On **January 26, 2010**, I served the **LETTER: Demand for Immediate Removal and Cessation of Statement Plaintiff Glenn Hagele is Broke** on the following parties in said action

DEFENDANT'S ATTORNEY

James Donahue
Rebecca Weinstein-Hamilton
Caulfield, Davies & Donahue, LLP
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For Service by Mail
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Sacramento, CA 95827-7010

For Service by Fax
(916) 817-2644

For Service by Email
jdonahue@cddlaw.com

Mail I enclosed a true copy of the above-described document(s) in a sealed envelope addressed to the party. Such envelope with postage fully prepaid thereon was placed in the United States mail at Sacramento, California.

→ **Email & Mail** I personally observed email distribution of the above-described document(s) by email to the party. On this same date, I caused a true copy of the above-described document(s) to be enclosed in a sealed envelope addressed to the party. Such envelope with postage fully prepaid thereon was placed in the United States mail at Sacramento, California.

→ **Facsimile & Mail** I personally observed facsimile distribution of the above-described document(s). On this same date, I caused a true copy of the above-described document(s) to be enclosed in a sealed envelope addressed to the party. Such envelope with postage fully prepaid thereon was placed in the United States mail at Sacramento, California.

Personal Service I delivered by hand to addressee at the address above.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and executed on the date above, at Sacramento, California.


Austin Hagele