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April 19, 2010

By First Class Mail and Email: [dcantrell@lc-law-llp.com](mailto:dcantrell@lc-law-llp.com)

David Cantrell  
Lester & Cantrell  
1325 Spruce Street, Suite 310  
Riverside, CA 92507

Re: Choquette v. Church of Scientology International, et. al.

Dear Cantrell:

Reference is made to your previous assertions that there exists a conflict of interest between my former representation of plaintiff Choquette herein and my previously intended deposition representation of Ms. Patricia Curtis, Mr. Drew Margolis and Mr. Donald Myers. In that regard, you have referred me to Rules of Professional Conduct Rule 3-310.

Over the past 16 years your co-counsel Mr. Moxon and his Church of Scientology colleagues have filed over a dozen State Bar complaints against me. All were rejected except one. The factual underpinnings of that matter are now being examined in *Moxon v. Berry* as you will note from the attached motion re crime/fraud and the attached speech (page 7). You may access most of the court filings at [http://www.angrygaypope.com/kendrick\\_moxon\\_v\\_graham\\_berry.htm](http://www.angrygaypope.com/kendrick_moxon_v_graham_berry.htm)

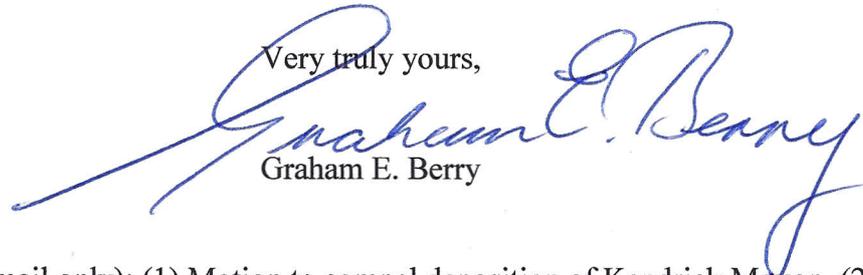
I interpret the repeated references to Rule 3-310 to be an implicit threat to file yet another merit less State Bar complaint against me if I continue to provide [*pro bono*] representation to the above three persons you seek to depose. Accordingly, whatever the merit or lack of merit of your implicit threats I feel compelled to withdraw from the representation of Ms. Curtis, Mr. Margolis and Mr. Myers who will now need to seek new counsel. In the meantime, their depositions should be taken off calendar while they acquire new counsel. In that regard, there is a potentially available counsel who might be

available to provide representation on June 10, 2010 if the three depositions were scheduled back to back on that date (subject to any necessary continuances thereof).

I also express my outrage at other information I have received regarding the interference in legal representation by Mr. Moxon. I am informed that Mr. Choquette approached attorney John Boyd, Jnr. to provide representation herein. Apparently, Mr. Moxon learned of this and communicated with attorney John Boyd, Snr. who had provided past representation to the Church of Scientology. I am further informed that Mr. Moxon encouraged John Boyd, Snr. to ensure that his son John Boyd, Jnr. did not provide representation to my former client in this matter.

As you should glean from the two enclosures, in these aggravated circumstances I must withdraw from further representation of Ms. Curtis, Mr. Margolis and Mr. Myers.

Very truly yours,



Graham E. Berry

Enclosures (by email only): (1) Motion to compel deposition of Kendrick Moxon, (2) Speech delivered March 26, 2010.

Cc (by email only):

Kendrick L. Moxon, Esq.  
Ms. Patricia Curtis  
Mr. Drew Margolis  
Mr. Donald Myers  
Ms. Susan Elliot  
Mary A. Dannelley, Esq.  
Mr. Francois Choquette

Bccs: Per attached list.