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June 4, 2015

Via Email – eric.schroeder@bryancave.com - Original via U.S. Mail

Eric P. Schroeder, Esq.
Bryan Cave, LLP
One Atlantic Center, 14th Floor
1201 W. Peachtree Street, N.W.
Atlanta, GA 30309-3471

Re: ***Horstemeyer v. EFF and Nazer***
Superior Court of Georgia, Fulton County
Our File : 170809-7010

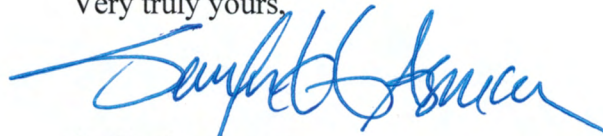
Dear Mr. Schroeder:

As discussed in our telephone conversation, yesterday, my client's action against the Electronic Frontier Foundation and Mr. Nazer was intended to address their malicious and defamatory remarks in a manner intended to enlighten them as to the fact that notwithstanding their broad use of (what you referred to as) "opinion" and "hyperbole", what they did was simply not right. Irrespective of your comments and quotations from the Manual of Patent Examining Procedure ("MPEP") it is clear that that document is an internal Patent Office document, which (in its own words, as found at <http://www.uspto.gov/web/offices/pac/mpep/mpep-0015-foreword.html>) "... does not have the force of law or the force of the rules in Title 37 of the Code of Federal Regulations."

Following our conversation, I addressed with my client your statement that the EFF will be making use of Michael Barclay, Esq., a Registered Patent Attorney, as a reviewer prior to the future publication of articles in which unqualified individuals, such as Mr. Nazer, are permitted to unilaterally, and inaccurately, opine as to issues of Patent Law.

On that basis, my client believes that his action has had the desired effect, wherefore it has now been dismissed, as set forth on the filed Dismissal, a copy of which is attached.

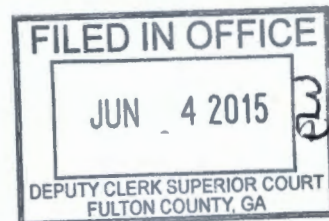
Very truly yours,



Sanford J. Asman

Enclosure

IN THE SUPERIOR COURT OF GEORGIA
FULTON COUNTY



SCOTT A. HORSTEMEYER,

Plaintiff,

vs.

ELECTRONIC FRONTIER FOUNDATION,
INC., and

DANIEL NAZER,

Defendants.

Case No.: 2015cv261243

DISMISSAL

(Without Prejudice)

VOLUNTARY DISMISSAL (Without Prejudice)

COMES NOW, Plaintiff Scott A. Horstemeyer ("Horstemeyer") by his undersigned attorney and, pursuant to O.C.G.A. § 9-11-41 hereby voluntarily dismisses his complaint

WITHOUT PREJUDICE.

Respectfully submitted,

This 4th day of June, 2015

By: 

Sanford J. Asman
Georgia Bar No. 026118
Attorney for Plaintiff

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