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August 4, 1983

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Mr. John Day
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RE: Toltsman v. Remington, et al

Dear John:

I appreciate your furnishing a copy of the Berg report to me. Given the Berg finding I guess I can understand why it took you so long from the date of examination, to get it to me. Seriously, though, John, I do appreciate your cooperation in voluntarily furnishing it to me.

The Berg report raises the question as to what exactly Remington Arms is doing in this lawsuit; given the Berg findings it does not appear the accident could have happened in the fashion in which Lennartz claims. Obviously, John, I don't want to go to the expense of securing the firearm, having it further analyzed, if in the end I am simply going to be dismissed anyway. I would appreciate receiving your thoughts in this regard. I will also be in touch with John Blies to get his thinking as well.

Sincerely yours,

Douglas J. Klingberg

DJK:md

BCC: Mr. Greg Lambrecht, Liberty Mutual
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