

Claims Administrator
c/o Desmond, Marcello & Amster
P.O. Box 451999
Los Angeles, CA 90045
(866) 921-1344

ID#: «Member_ID» «Barcode»
«First_Name» «Last_Name»
«Address1»
«City», «State» «Zip»

November 16, 2007

Re: Kerns v. Mountain View Cemetery Improvement Association

Dear «First_Name» «Last_Name»:

Mountain View Cemetery is currently involved in a lawsuit concerning its handling of decedents' remains. The plaintiffs in that action have alleged that due to Mountain View's inadequate record keeping, Mountain View buried decedents in occupied graves, mishandled decedents, conducted burials in graves unsuitable for interment and improperly maintained graves and headstones. Mountain View denies all of these allegations.

The plaintiffs have requested Mountain View's records regarding other individuals who have also buried family members in Mountain View Cemetery and their contact information so as to be able to ask questions of them about their experience with Mountain View.

Information regarding your family member's burial is confidential, and protected from disclosure by California's constitutional right of privacy, unless you consent to disclosure. Due to the confidential nature of the records sought, the Court has ordered that the plaintiffs request your permission before your records will be produced or before your contact information may be disclosed.

The Court has ordered that your family member's records and your contact information can only be used for this case and no other, if you consent to disclosure of either or both. If you wish to consent to allow disclosure of your family member's records in light of the circumstances above, and/or to allow your contact information to be given to plaintiffs' lawyer, please sign the consent form enclosed and send it back to my office in the stamped envelope enclosed for that purpose within twenty (20) days of the date of this letter. Plaintiffs' lawyer has not been given your contact information. You are free to disregard this letter.

Very Truly Yours,

Wesley L. Nutten, CPA
Third Party Administrator

Enclosure

«Barcode» «Member_ID»

CONSENT FORM

I, the undersigned, arranged burial of a family member with Mountain View Cemetery. I hereby give / deny (circle one) consent to Mountain View Cemetery to release the records relating to that burial to the attorneys in the Kern v. Mountain View Cemetery matter.

I also hereby give / deny (circle one) consent for my contact information to be disclosed.

After full consideration of the attached letter, I understand that the parties to this case are prohibited from making any disclosure or use of this information except during preparation for trial and trial in the above-mentioned matter.

Please Print Name Here: _____.

If you consent to being contacted, please print your telephone number and the best time to call here: _____.

If you consent to be contacted further by letter or email, please place your current address and/or email here: _____.