

JOHNSON ROSATI

LABARGE, ASELTINE & FIELD, P.C.

34405 W. Twelve Mile Road, Suite 200 ~ Farmington Hills, Michigan 48331-5627
Phone: 248.489.4100 / Fax: 248.489.1726
www.johnsonrosati.com

Carol A. Rosati
crosati@jrlaf.com

January 25, 2010

Mr. Fred Roperti
6820 Curtis Road
Plymouth, MI 48170

Re: Demand for Retraction

Dear Mr. Roperti:

It has come to my attention that you made certain representations regarding me at the January 12, 2010 Township Board meeting. Specifically, you made statements intended to question my professional abilities, which statements were malicious and false.

First, you stated that I had represented the City of Novi in the Sandstone v City of Novi case, in which the Oakland County Circuit Court, Judge Barry Howard, awarded damages. You claimed that I handled the case for the City and lost \$70 million dollars. This statement is false, as you are well aware. The attorneys who provided the defense for the City of Novi were David Fried (the former City attorney) and Jeffrey Clark of Cummings, McClorey, Davis and Acho. The appeal for the City of Novi was handled and filed by Mary Masseron Ross of Plunkett Cooney. This is a matter of public record. My only involvement came when the case was on appeal, well after the Judgment had been rendered. I was asked to provide an analysis of the legal issues to one of the insurance entities involved based upon my expertise.

Second, you made certain representations about the Salem Properties v Salem Township case that you knew were false. The Township Board directed me to engage in settlement negotiations based upon the opinions of the expert witnesses. The parties never agreed on a settlement, and the case was dismissed. What is more alarming about your misrepresentations about this case is the fact that, for at least a part of the time the case was pending, you were the Township Supervisor, were involved in the closed sessions held on the case, and were provided attorney-client privileged status reports by me. The only discussions about settlement occurred in closed session, and were confirmed in attorney-client privileged correspondence. Disclosing information discussed in closed session or privileged communications, particularly information that you know to be erroneous and which cannot be verified without disclosing confidential information, raises serious ethical questions. Your obligations to maintain the

January 25, 2010

Page 2

confidentiality attached to a closed session and the attorney-client privilege survives your tenure as Supervisor.

Third, you represented that I handled the REIS v Northville Township case that resulted in the Township paying millions of dollars. I was one of the attorneys involved in that case. I will not disclose information that would be subject to the attorney-client privilege. Suffice it to say, the Consent Judgment was negotiated predominately by the Township Attorney and the Township Supervisor, and approved unanimously by the Township Board. The Consent Judgment did not result in the payment of any damages to REIS – in fact, the Consent Judgment provided for reimbursement of attorney fees to the Township. Since the Consent Judgment was entered in that case, both myself and the law firm have been retained by Northville Township to handle other legal matters.

You made the above representations knowing the same were false. I hereby demand that you retract your statements in the same forum in which they were made - at the next Township Board meeting. In the event you fail to do so, a lawsuit can be filed against you for slander and defamation.

Sincerely,

JOHNSON, ROSATI, LaBARGE,
ASELTYN & FIELD, P.C.



Carol A. Rosati

CAR/pmr

cc: Robert Heyl, Township Supervisor
Township Board