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August 4, 2004

William Boge, Esquire
9315 Center Street, Suite 103
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RE: Smith v. Smith
Chancery No. 53360

Dear Mr. Boge:

I am writing to you for several reasons, first, to request that you ensure that your client, Wesley Smith, immediately stops calling me on my business phone, my cell phone and my home phone. Second, as you have not contacted me concerning any additional or missing discovery, I intend to file a Motion to set a trial date rather than a Commissioner's hearing. Finally, your client has been behaving in a disturbing and unacceptable manner. For the sake of clarity I will relate the actions in chronological order:

1. On 7/14/04 at approximately 12:00 noon, I received a call from Wesley Smith on my cell phone. I informed him that he could no longer speak with me directly but needed to contact his attorney, you.. He became angry, raised his voice and called me a liar among other things which I can not remember. I told him that I was hanging up the phone and did so. Mr. Smith called back and began arguing in a loud voice, calling me a "piece of *sh-t*". I again told him that I could not speak with him and hung up the telephone. I then turned my cell phone off in order that he could not continue calling me. While I had some peace and relief from your client's harangue, this action made me unavailable to my clients and others.
2. On July 23, 2004 at approximately 7:00 p.m., Mrs. Smith went to Mr. Smith's apartment to pick up Liam. Mr. Smith was not at home. Mrs. Smith called his cell phone. He refused to return Liam to her unless she signed an agreement that stated that he could have visitation on Tuesday, (July 27th) and the next weekend, (July 30th through August 1st). (This attempt at extortion while using Liam as leverage is totally unacceptable and certainly is not in Liam's best interest.) Mrs. Smith called the PWC police; however, since Mr. Smith was not at home the police could do nothing. Mrs. Smith went to Mr. Smith's apartment the next day to pick up Liam and again Mr. Smith refused to give Liam to her.
3. On July 26th, there was an Individual Education Plan (IEP) meeting with the Fairfax County Public Schools. Mr. Smith attended this meeting wearing a T-shirt which had printing on it stating what a "good" mother would and would not do. Mr. Smith's behavior was so disruptive as to make others at the meeting uncomfortable. The resource specialist who was hosting the meeting threatened to end the meeting if Mr. Smith's behavior did not improve.
4. On July 27th, at approximately 8:00p.m., I received a telephone call from Mr. Smith on my home telephone. I informed him that there should be no direct contact between us now that he is again represented by counsel. I advised him to have his attorney telephone me. He began yelling that I would need to deal with him. Again as on July 23rd, he began to harangue me. I told him that I would hang up which I did