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H. Scott Eby
34 Egg Harbour Court
Schaumburg, IL 60173

August 4th, 2008

Carrissa M. Alvers
STITT, KLEIN, DADAY, ARETOS & GIAMPIETRO, LLC.
2550 W. Golf Road, Suite 10th Floor
Rolling Meadows, IL 60008

SENT BY FIRST CLASS MAIL

and by email to
calvers@kleinlaw.com

Dear Ms. Alvers:

Re: Eby v. Eby, 05-D-198

**NOTICE OF IMMEDIATE TERMINATION FOR CAUSE, AND
DEMAND FOR RETURN OF MONIES AND ALL DOCUMENTS**

This letter is to confirm my email Notice to you and your firm on Monday, August 4th, immediately terminating your legal services to me, for causes, including but not limited to those, stated below, and further that this is a demand for the immediate return of all monies paid to the Law Firm of Sttit, Klein, Daddy. Aretos & Giampietro, LLC and/or you for the security monies charged in Eby v. Eby, 05-D-00198 (Cook County), and for the immediate return of all original papers, sent, received, or filed, or that I have provided you, pertaining to the above referenced case:

1. That you have demonstrated your lack of competence and knowledge in the law, in violation of Illinois Rules of Professional Responsibility ("IRPC") Rule 1.1; that you did not comply with my lawful instructions; that you failed to communicate with me; that you violated my due process rights, that you engaged in improper billing.
2. That you deposited my payment for retainer fee, on or about March 10, 2008, as and for payment of a security retainer, directly into your business account and not in a client-escrow account, as required by IRPC Rule 1.15, and *Dowling v. Chicago Options Associates, Inc.* By doing so, you deliberately, intentionally, knowingly, and conscientiously exposed my personal funds to future, unknowing, and/or unprotected risks that I knew not of, did not agree to, nor did you inform me of such risks.

You have engaged in misappropriation of my personal funds.

4. That by not depositing my personal funds into an interest-bearing client-escrow account, you engaged in a fraud upon the Illinois Supreme Court in that the interest that should

have gone to the IOLTA fund did not go to such fund.

You have engaged in misappropriation of escrow funds.

- 5. That you have deliberately, intentionally, knowingly, and/or conscientiously not complied with IRPC Rule 8.3 in not reporting the alleged, suspected, possible, or actual misconduct of other attorneys and Illinois judges to the proper authorities. The case of *Skolnick v. Alzheimer & Grey* places an individual, mandatory, and absolute duty upon each attorney in your law firm to do so.

- 6. That under Illinois court decisions, including but not limited to, *Lustig v. Horn* and *Joslyn v. Joslyn*, you have forfeited the right to any attorney fees.

- 7. I further demand that you immediately file a Motion to Withdraw, serving me lawfully and properly.

- 8. I further demand that you deliver to me within ten(10) days of the above date of this Notice, all papers that directly or indirectly concern case no. 05-D-00198 (Cook County), and a check in full payment of the monies paid to you and/or to the Law Firm of Stitt Klein, Daday, Aretos & Giampietro LLC.

Your former dissatisfied client,

Scott Eby

Atty. Signature: *Scott Eby*

Atty. No. 719
 Name: Geraldine B. Berger
 Attorney for: MINOR CHILD
 Address: 100 W. Monroe, Suite 1403
 City/State/Zip: Chicago, IL 60601
 Telephone: 312-344-6086

CERTIFICATE AND AFFIDAVIT OF DELIVERY PERSONALLY, BY MAIL, OR BY FACSIMILE

The undersigned hereby certifies under penalties of perjury, as provided by law, pursuant to 735 ILCS 5/1-709, that the above notice and any attached pleadings were personally delivered OR placed in the U.S. mail at _____ with first class postage prepaid and directed to all parties of record at the address(es) set forth above, on or before 5:00 p.m. on _____

contains facsimile (____) page(s) from the original. _____ sender's facsimile number is _____

original's facsimile number _____

GERALDINE B. BERGER
(Print Name)