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October 23, 1995

VIA FAX NO. 620-5651

Mr. Kenneth R. Kappel
PO Box 1942
107 West 26th Street
New York, NY 10011

Re: Evolution Online Systems, Inc.
Your letter dated October 16, 1995

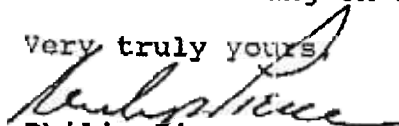
Dear Mr. Kappel:

Since you seem to read something into the fact that I did not re-mail my last letter to you after our telephone conversation, I am enclosing it herewith--showing the Post Office stamp indicating that you are "not known" at the precise address listed on your letterhead, which included your P.O. Box number. I might add that attempts to fax it to you before it was mailed, to the number you list as your fax number, were unsuccessful; your machine did not respond.

It is one thing to disagree about the merits of a legal claim which you feel you have against Evolution and, if need be, to resolve that disagreement in court. It is another to encounter the wide-ranging array of material your latest letter presents--the bulk of which is not relevant to that legal issue, and may well be read to constitute threats of what you might do to affect my client's reputation if your demands are not met.

Reiterating, and adding to my earlier comment, you would serve yourself well by showing your letter to competent counsel and discussing its potential consequences before acting on it.

Very truly yours


Philip Pierce

PP/glw

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