

# slatematsil

17950 Preston Road, Suite 1000  
Dallas, Texas 75252  
972.732.1001 f 972.732.9218  
slatematsil.com

December 12, 2017

Van Shaw  
The Law Offices of Van Shaw  
2723 Fairmount  
Dallas, Texas 75201

VIA EMAIL AND FIRST CLASS MAIL

*Re: Premier Pools & Spas / Mike Corcoran & Kasey Corcoran Edwards*

Dear Van:

My firm represents the Corcorans. I write in response to your email to my clients dated December 4, 2017. Please direct all future communications to me.

With regard to "Section 12 of the Contract in issue" alluded to in your email, that section is void and unenforceable under the provisions of the Consumer Review Fairness Act of 2016 (15 U.S.C. §45b) which act provides for financial penalties and injunctive relief against companies that seek to enforce so-called "gag provisions" against consumers. Additionally, such attempts to restrict or otherwise curtail my clients' constitutional rights to free speech could subject your client to liability under the Texas' Citizens Participation Act (Tex. Civ. Prac. & Rem. Code § 27.001 *et seq.*), including attorneys' fees, costs and exemplary sanctions. *See, e.g., Prestigious Pets v. Duchouquette*, Case No. DC. 16-03561 (Dallas County, Tex., Aug. 30, 2016).

Finally, your client may subject itself to further liability if it or its representatives maintains a course of repeated and harassing contact with my clients, as has occurred over the past several months.

Should your client seek to amicably resolve the present dispute, in a manner that does not impinge upon my clients' statutory and constitutional rights to express themselves lawfully, kindly contact me by December 18<sup>th</sup> to confirm the same. In the meantime, my clients reserve all rights and remedies available to them to protect their rights and interests.

Thank you for your attention to this matter.

Best regards,  
SLATER MATSIL, LLP



Steven H. Slater

SHS/ant