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E. Michael Grossman, Esq.
Keith C. Purdue, Esq.

March 11, 2015

Via First Class Mail and CMRRR No: [REDACTED]

[REDACTED]
[REDACTED]
[REDACTED]

Re [REDACTED], Individually, and on behalf of the Estate of [REDACTED]

DOI: [REDACTED]

Dear [REDACTED]:

Please be advised that I have been retained to represent [REDACTED], Individually, and on behalf of the Estate of [REDACTED] in a claim against [REDACTED] pursuant to the Texas Dram Shop Act.

On or about [REDACTED], [REDACTED] was assaulted by [REDACTED] inside [REDACTED]. [REDACTED] was assaulted to the point that he sustained serious bodily injuries that caused his death.

This letter is also to formally demand the preservation of certain evidence related to this accident. If you fail to properly secure and preserve these important pieces of evidence, it will give rise to the legal presumption that the evidence would have been harmful to your side of the case. If you fail to preserve and maintain this evidence, we will seek any sanctions available under the law. The destruction, alteration, or loss of any of the below constitutes a spoliation of evidence. We specifically request that the following evidence be maintained and preserved and not be destroyed, modified, altered, repaired, or changed in any manner. WE FURTHER REQUEST THAT YOU IMMEDIATELY PRINT AND SAVE ON PAPER ANY OF THE ELECTRONIC RECORDS REQUESTED BELOW, IN ADDITION TO PRESERVING THE ELECTRONIC RECORDS AS SET FORTH BELOW. The items you are required to save include:

1. All pictures, surveillance camera footage, or photographic material of any kind concerning [REDACTED] or about the night of the Incident, including the inside [REDACTED], the outside surrounding area, the parking lot or the events and happenings made the basis of the lawsuit taken before, during or after the incident which are in the possession, constructive possession, custody or control of [REDACTED] attorney, or anyone acting on [REDACTED] behalf from [REDACTED].
2. All documents, receipts, checks and other records pertaining to drinks and/or food served to [REDACTED] or anyone in his party, on [REDACTED].

Please forward a copy of this correspondence to your insurance carrier for an immediate response.

Thank you for your attention to this matter.

Sincerely,

Keith C. Purdue
Attorney at Law