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City of Harrisburg
Office of the City Solicitor

January 8, 2013

Benjamin Dunlap, Esq.
200 N. 3rd Street, 18th Floor
P.O. Box 840
Harrisburg, PA 17108

Re: Linda Thompson vs. Daniel Miller
2012 CV 2763 CV

Dear Mr. Dunlap:

As you know, on December 18, 2012, Judge Bernard Coates denied Mr. Miller's Motion for a Stay of the Court's previous Order of November 15, 2012 granting Mayor Thompson's Motion for an Order of Mandamus, which mandated that Mr. Miller sign the contract with Guernsey's. As of now, the Court's November 15, 2012 Order is in effect and enforceable. Mayor Thompson and her administration demand that the contract with Guernsey's be signed immediately. Furthermore, she demands that Mr. Miller sign the contract with MuniServices that he is holding, claiming the same objections he claimed with respect to the Guernsey's contract.

Mr. Miller's defiant insistence on procedural prerequisites that are clearly absent from the City's Charter and Administrative Code have already substantially delayed the City's receipt of much-needed revenues. Now, three weeks after the Court's December 18 Order denying a stay, we still have not received the signed contracts. Absent Mr. Miller's immediate compliance with the Court's November 15, 2012 Order, Mayor Thompson will take all necessary action to seek Judicial enforcement of the Order. Thank you for your prompt attention to this matter.

Sincerely,


Jason M. Hess

Cc: Linda D. Thompson, Mayor