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## RE: Burton v. Bd. of Regents

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From: **Sabina Burton** (sabinaburton@live.com)

Sent: Tue 2/03/15 5:22 PM

To: Timothy Hawks (thawks@hq-law.com)

Cc: Michele Sumara (msumara@hq-law.com); Roger Burton (rogerburton@plattevillerealestate.net);  
kkasprzak@hq-law.com (kkasprzak@hq-law.com)

Dear Tim,

Delay is what causes me the most anxiety.

Because my questions have been ignored, because my complaints have met with indifference and delay and because I have not had opportunity to address my grievances I have suffered increasing and continuous chronic stress. My ulcers will not heal faster if we delay the court date, they will get worse because I will worry about what Throop and Dalecki will do to me during those extra six months and the chronic anxiety will do more damage than a single day of stress at a deposition could cause. Delay will only give them more opportunity to abuse me. The thing that has given me the most comfort is that I have a set court date. A date on the calendar that I can point to and say to myself, after that date things will be different. I will do anything in my power to keep that date.

The deposition will likely be physically painful to me. I'm willing to take that for seven hours. I may need to take a break or two, or come back on a second day. If we get the discovery done on Feb 16 we could do the deposition in the first week of April. My endoscopic surgery is scheduled for Mar 30. I may not be as sharp at the deposition as I'd like to be but I can live through it. I don't know if I could live through another six months of the relentless harassment they subject me to.

Thank you,

Sabina

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From: thawks@hq-law.com  
To: sabinaburton@live.com  
CC: msumara@hq-law.com; rogerburton@plattevillerealestate.net  
Subject: FW: Burton v. Bd. of Regents  
Date: Tue, 3 Feb 2015 22:10:50 +0000

A clarification:

**Timothy E. Hawks**

**Shareholder**



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**From:** Bensky, Anne M. [mailto:[benskyam@doj.state.wi.us](mailto:benskyam@doj.state.wi.us)]  
**Sent:** Tuesday, February 03, 2015 3:52 PM  
**To:** Michele Sumara; Timothy Hawks  
**Cc:** Burkert-Brist, Monica A.  
**Subject:** FW: Burton v. Bd. of Regents

Dear Tim and Michele,

A clarification: Burton's responses to Defendants' discovery requests would be due no later than 45 days before Dr. Burton's deposition.

Anne Bensky

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**From:** Bensky, Anne M.  
**Sent:** Tuesday, February 03, 2015 3:32 PM  
**To:** 'Michele Sumara'; Timothy Hawks  
**Cc:** Burkert-Brist, Monica A.  
**Subject:** Burton v. Bd. of Regents

Dear Tim and Michele,

Thank you for your phone call earlier. I discussed it with Monica and she was in agreement with the following:

Request a new scheduling order from the court to accommodate Dr. Burton's illness. I would expect a new trial date around March of 2016 with a summary judgment date around October 2015;

Plan on scheduling depositions around July or August of 2015 (assuming an October 2015 summary judgment deadline);

Plaintiff's discovery responses would be due no less than 45 days from the date of her deposition;

Defendant will submit discovery responses with a document index to you and make documents available for inspection, for attorney's eyes only, at DOJ, sometime this February. You can then request certain documents, which DOJ will bates number and redact (e.g., other employees' SSNs), if necessary.

Table discussions related to mediation until Dr. Burton has recovered from surgery.

Please let me know if this is acceptable to you and your client.

Thank you,

Anne M. Bensky  
Assistant Attorney General

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