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February 20, 2007

Mr. Martin N. Erwin
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VIA FACSIMILE

RE: *Randall Brady and Scott Sanders*

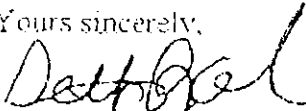
Dear Martin,

After reading this morning's edition of the *Greensboro News & Record*, it appears that the City intends to play tape recordings of Randall Brady gathered during the City's investigation of the Police Department. As stated to you in my letter of February 17, 2007, I believe this information is confidential personnel information pursuant to N.C.G.S. § 160A-168(a). It is now my understanding, however, that the City intends to play the tape only after the tape has been filed in Federal Court as part of a motion, presumably under Rule 60 of the Federal Rules of Civil Procedure.

Based upon Judge Tilley's decision, I believe such a motion would not only be frivolous, but would also be improper, in that the only purpose for such a motion is to allow the City to play the tape recording and therefore harass my client. Based upon the information I currently have, I believe such a motion would be sanctionable under Rule 11 of the Federal Rules of Civil Procedure.

If the City persists in filing such a motion, however, we insist that the motion and attachments be filed under seal. This would in no way prejudice the City and would allow this information to remain confidential. If the City chooses not to file the motion and attachments under seal, this would be further evidence that the City's real motive in filing the motion is to enable it to play the tape recordings in public. We would then proceed to file a motion for sanctions under Rule 11.

Yours sincerely,



Seth R. Cohen

cc: Ms. Linda A. Miles