

Exhibit  
H5

THE LAW OFFICES OF  
JOHN T. SHOLLY, P.C.

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July 2, 2003

VIA FACSIMILE ONLY

Linda Wagner

Facsimile: (865) 588-1845

Dear Ms. Wagner:

*I threatened him with the board.*

I am in receipt of your phone message from yesterday afternoon. I am hereby responding via facsimile as there was no other number left for me to reach you.

In response to your request for a total billing of my time as well as the affidavit of the difficulty with the discovery in your case, I would like to inform you that I will have this information to you by close of business tomorrow, July 3, 2003.

If you need anything further please do not hesitate to contact me.

Sincerely,

John T. Sholly  
Attorney at Law