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RE: Wood v. Worldwide

Dear Gentlemen:

The purpose of this letter is to provide you with notice that under the Federal Rules of Civil Procedure Rule 11(b), your Fourth Amended Complaint is insufficient. The Complaint raises numerous allegations which have no evidentiary support in the Plaintiff claim sheets you have sought to incorporate into the pleadings. Rule 11 states that,

By presenting to the court . . . a pleading . . . an attorney . . . is certifying that to the best of the person's knowledge, information, and belief, formed after an inquiry reasonable under the circumstances,

. . .
(3) the allegations and other factual contentions have evidentiary support or, if specifically so identified, are likely to have evidentiary support after a reasonable opportunity for further investigation or discovery

You have included a list of abuses suffered by student plaintiffs (pages 18-20 of the 4th Amended Complaint) which do not have any evidentiary support from the claim sheets you incorporated into your complaint. In other words, your complaint makes allegations that your fact sheets do not support. I include herein the specific allegations which are not supported in your fact sheets, attached to the Fourth Amended Complaint as Appendices A or B, as follows:

- a. Forced to clean and scrub toilets and floors with their tooth brush and then use the toothbrush afterwards;
- b. Forced to sleep on cold concrete floors, boxspring, or plywood used as a bed with no bedding or linens or with just a tattered and torn sleeping bag;
- c. Forced to carry heavy bags of sand around their neck or logs throughout the day over many days;
- d. Sexual abuse, which included forced sexual relations and acts of fondling and masturbation performed on them (there are no claims of masturbation);

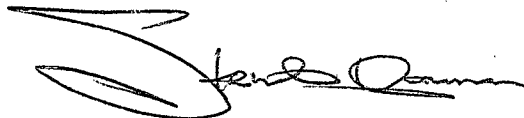
- e. Forced to work many hours a day, at an age below the applicable minimum age requirements of the child labor laws of the jurisdictions in which the schools are located, and without compensation for shoveling manure, house construction, hauling, landscaping, kitchen work, farm work, and moving bricks;
- f. Threatened severe punishment, including death, if they told anyone of their abuses and poor living conditions;
- g. Confiscated and/or kept students' U.S. Mail;
- h. Deprived from using the toilet, and as a result, urinated or defecated on themselves;
- i. Verbally abused by lying that their parents knew what was happening to them and were supportive of it all;
- j. Subjected to buddy system where older students were allowed to physically, mentally, and sexually abuse younger students and manager them as part of a "cleansing" process;
- k. Deprived of sleep;
- l. Forced to wear the same, unwashed clothes for weeks at a time;
- m. Denied any religious affiliation, except for the Mormon faith;
- n. Forced to eat raw or rotten food;
- o. Poked and prodded with various objects while being strip searched;
- p. Forced to write false confession letters to parents to justify being sent to the WWASPS school. *See Id.* at 18-20.

In other words, 16 of the 30 "Abuses to which children were subjected . . ." have no evidentiary support. Since you opted to incorporate, as part of your Fourth Amended Complaint, fact sheets which allegedly support your claims, it is incumbent on you to make certain your allegations and facts are consistent. Instead, you have included a number of allegations for which there is no support.

We hereby request that you rectify the errors in your complaint within twenty-one (21) days or we will be forced to file the attached motion for sanctions under Rule 11(c). These allegations are very severe in nature, outrageous and outlandish. Thus to include them with no evidentiary basis is harmful and in violation of the Rules of Civil Procedure. Please feel free to contact me if you have any questions regarding this request.

Very truly yours,

PLANT, CHRISTENSEN & KANELL



TERRY M. PLANT
STEWART B. HARMAN

TMP/sbh

CC: All Counsel, Ken Kay, Robert Lichfield, and Don Kenyon

Enclosure