

# DAVID J. FERRELL, PLLC

Attorney & Counselor at Law  
10514 Montwood Drive  
El Paso, Texas 79935-2703  
(915) 594-8000  
Fax (915) 594-8570  
Website <http://www.elpasolaw.com>



December 11, 2008

Out Source Baby Formula LLC  
1245 Kowloon  
Republic of China

RE: Name: Baby Ann  
Your Product: Melamine Baby Formula

Dear Sir or Madam:

This office represents Baby Ann, in a claim for injuries which occurred on November 25, 2008, due to the defective nature of your product, *Melamine Baby Formula*. Specifically, your product is poison.

There were no warnings sufficient to apprise Baby Ann that your product is poison.

Baby Ann suffered permanent brain damage and need a new left kidney which required medical treatment and we anticipate that the treatment will continue in the future. As a direct result of the incident describe above, Baby Ann incurred medical expenses totaling \$1,000,000.00 to date.

In light of the above, we hereby make demand upon you for tender of \$1,000,000.00 before the expiration of 30 days from your receipt of this demand. In the event this demand is not met by the expiration date, this offer of settlement is automatically revoked and we will proceed to litigation.

I look forward to hearing from you very soon. Should you have any further questions or require anything else to assist you in your evaluation of this claim, please do not hesitate to contact me.

Sincerely yours,

David J. Ferrell

cc Client(s)

Enclosures