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May 10, 2012

**VIA E-MAIL & U.S. MAIL**

Pete Dammon  
Dammon Engineering, Inc.  
554 Old Spanish Trail  
Slidell, LA 70458

Re: Subject: XL Specialty Insurance Company  
Insured: Dammon Engineering, Inc.  
Policy No.: DPR9695223  
File No.: 0003077426  
Claimant: LaQuinta Inn (Lanco Construction litigation)  
Our File No.: 2124-6

Dear Pete:

I enjoyed speaking with you briefly on the morning of May 3, 2012 concerning this case and our firm's representation of Dammon Engineering, Inc.

As we discussed, we find ourselves in the unusual situation of being involved in another construction-related matter where we already represent Roy Carubba, who was the structural engineer of record on that project. Mr. Carubba has been named as an expert in the case pending against Dammon Engineering by the general contractor, Lanco Construction, and it is believed he will have opinions that are critical of Dammon Engineering that he will state in a report and/or a deposition. Being made aware of this fact, you stated you have no objection to our firm representing your interests.

We have also discussed this situation with Kelly Sheridan, Claims Consultant with your insurer, XL Speciality Insurance Company, and she states that since you do not object to our representation, XL wishes for us to proceed as your attorneys.

Accordingly, we are going to accept the representation of Dammon Engineering and we look forward to working with you to build a successful defense. We believe it would be beneficial for us to meet with you to review the file and become more familiar with the facts and circumstances surrounding the work done by Dammon Engineering. We would therefore ask that you have staff gather your file materials so we can review same. If they can be put on a disk and sent to us, that would be convenient for all.

We will be contacting you in the near future to set up the meeting. We have an office located in Gulfport, Mississippi that might be a convenient place to meet. Otherwise, we would be happy to travel to your office for the meeting.

Next, it is our understanding there is a \$10,000 deductible in this matter. We will therefore

Pete Dammon  
May 10, 2012  
Page 2

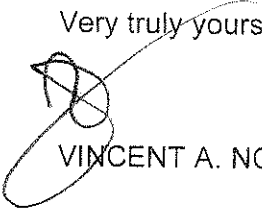
send our statements to Dammon Engineering as they become due until the deductible is paid. We would ask that you acknowledge your understanding of this obligation.

Also, we can expect some or all of the parties to request that we produce your file now that we are in litigation. This request will include all electronically stored data, including e-mails. Under the discovery rules which govern this case we are required to take steps at this time to preserve all currently existing electronic data and to insure that such data is not deleted or lost. We therefore ask that you take steps to insure that all electronic data which currently resides in your computer systems be preserved so same can be produced when requested.

Finally, I have prepared a brief statement at the bottom of this letter that I would ask that you review and sign confirming your agreement that we can move forward as your attorneys in this case and that you understand there is a deductible. Once you sign same, please return a copy to us for our files.

Looking forward to working with you, I am,

Very truly yours,



VINCENT A. NOLETTO, JR.

VANjr/lis

cc: Kelly Sheridan

This will confirm that after being informed Lanco Construction has retained Roy Carubba as an expert in this matter and that it is expected he may offer opinions critical of the services provided by Dammon Engineering, I consent to Vincent A. Noletto and the firm of Carr Allison representing me and Dammon Engineering, waiving any potential conflict that may exist. I also recognize the policy of insurance insuring Dammon Engineering has a \$10,000 deductible and said firm is responsible for the first \$10,000 in fees and expenses incurred in defending this matter

Date: \_\_\_\_\_

\_\_\_\_\_  
Pete Dammon  
of Dammon Engineering, Inc.