

Declaration of Rob Simpson

I direct a non profit organization known as Helping Hand Tools (2HT). Ms. April Sommer was employed there also. It was always my understanding that Ms. Sommer would be representing 2HT in this proceeding. I never retained Ms. Sommer to represent me personally. I did not notice that 2HT was entirely left off of the Petition. I was unaware of the Amended petition until, December 1, 2011, after it was filed, when I found it on the Board docket. I sent Ms. Sommer an email;

From: rob@redwoodrob.com
To: april.2ht@hotmail.com
Subject: intervention rant
Date: Thu, 1 Dec 2011 07:17:26 -0700

before you file stuff please show it to me. I found the new EAB appeal online and not from you. here is my intervention rant. hope you are having the time of your life
r

In her response she indicated that she was acting in response to EAB contact.

----- Original Message -----

Subject: RE: intervention rant
From: April Rose Sommer <april.2ht@hotmail.com>
Date: Thu, December 01, 2011 6:15 pm
To: Rob Simpson <rob@redwoodrob.com>

. Oh no - I'm sorry I didn't forward you EBA thing first :(We had emailed back and forth about getting the docket cleaned up and then the EAB called me to do just that so I think I just got in this mode of 'get it done, get it sent out!' and then put it out of my mind once it was done. Was not my intention to not keep you informed. On a better note, I think you'll like what I've got on intervention! Draft attached.

PS yes I'm dumb about the time, love it! Hong Kong is weird, an interesting experience but I'm definitely planning on checking out the surrounding naturey island part when I'm come back for the wedding cause this city business is not for me. Argh you'd think this city could at least have reliable internet coverage. I was locked out last night and this mornign at my hotel and so am now doing work that shoudl ahve been done then at the damn McDonalds gross!!

I dismissed Ms. Sommer from employment at 2HT on February 7, 2012 after her displeasure at my attempt to cure the potential defects in her filing.

On March 5th Ms. Sommer served me a copy of the OSC. Had I not discovered it before then I would have been even more disadvantaged. On March 7, 2012 Ms Sommer filed a substitution of attorney without my knowledge or consent. In it she purports to notify the Board of my position. Ms. Sommer does not represent me or my position in her substitution of attorney. I believe that I have already made my Pro Se status clear to the Board in My motion(s) She does not represent me in this proceeding. If the Board wishes that I or she file something further to this effect

I hereby declare under the penalty of Perjury under the laws if the United States of America that the forgoing is true and correct to the best of my knowledge.

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