Dear Paul,

After further review of the interrogatory questions and the complaint, we have revised the supplemental answers. It is not possible for Attorney Thomas Gooch to be the expert that was referred to in paragraph 57 of the complaint. It would have to be Dr. Landford as he was the “expert retained for mediation.” Mr. Gooch was not retained until after the mediation award was tendered.

Here are the two relevant paragraphs of the complaint:

56. Following the execution of the mediation agreement and the final mediation award, Dulberg realized for the first time in December of 2016 that the information Mast and Popovich had given Dulberg was false and misleading, and that in fact, the dismissal of the McGuires was a serious and substantial mistake.

57. It was not until the mediation in December 2016, based on the expert’s opinions that Dulberg retained for the mediation, that Dulberg became reasonably aware that Mast and Popovich did not properly represent him by pressuring and coercing him to accept a settlement

We have simplied the answers and I believe responded appropriately.