

**COZEN**  
**O'CONNOR**  
ATTORNEYS

A PROFESSIONAL CORPORATION

THE ARMY AND NAVY CLUB BUILDING SUITE 1100 1627 I STREET, NW WASHINGTON, DC 20006-4007  
202.912.4800 800.540.1355 202.912.4830 FAX www.cozen.com

March 8, 2010

**Peter J. Fontaine**  
Direct Phone 856.910.5043  
pfontaine@cozen.com

**VIA CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED &**  
**EMAIL**

██████████  
MN 55359

Re: Cease and Desist


Dear Mr. ██████████:

This firm represents Professor Michael E. Mann, Director of the Earth System Science Center at Pennsylvania State University. We are writing to demand that you cease and desist any and all use of Dr. Mann's likeness, which you have misappropriated in various videos posted on your webpage <http://www.minnesotansforglobalwarming.com>, including the video "Hide the Decline-Climategate." You are hereby advised that the use of Dr. Mann's likeness, which you clearly misappropriated from PSU's webpage, <http://www.meteo.psu.edu/~mann/MRG/index.html>, is not authorized and infringes on various copyrights. Such use also improperly misappropriates Professor Mann's likeness for commercial exploitation, given that the video clearly supports Minnesotans for Global Warming's efforts to sell various products and merchandise. Finally, the referenced video clearly defames Professor Mann by leaving viewers with the incorrect impression that he falsified data to generate desired results in connection with his research activities. This false impression irreparably harms Dr. Mann's personal and professional reputation.

For these reasons, we demand that you immediately cease and desist using Dr. Mann's likeness and that you immediately remove the defamatory video from your web page (including cached versions). If you persist with this defamatory activity, please be advised that we will be compelled to enforce Dr. Mann's rights, which may include the recovery of damages from you. Please contact me to confirm your intentions or if you wish to discuss this matter further.

Very truly yours,

COZEN O'CONNOR

  
By: Peter J. Fontaine

PJF/smc

cc: Michael E. Mann  
Tom Cogill, Photographer