

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF GEORGIA

COLLEEN APPLETON )

Plaintiff, )

V. )

UNITED STATES OF AMERICA )  
INTERGRAPH CORPORATION )  
PROGRESSIVE CONSULTING TECHNOLOGIES, INC. )  
STAR SOFTWARE SYSTEMS, CORP. )  
TOTALIS CONSULTING GROUP )

And individually )

AMBICA YADAV, ANTHONY ADAMSON, APURV )  
"SONNY" YADAV, DAVE NIELSEN, JACKIE )  
CLEGHORN, JANIS BALDWIN, JIM GRANT, )  
JIM JONES, KEN BURKE, LEWIS STEWART, RANDY )  
SHEARER, RONDAL SMITH, SHEILA HEATH, TOM )  
EAVES )

Defendants. )

Judge Hugh Lawson

CIVIL ACTION

5:07-CV-179

**PLAINTIFF'S NOTICE TO THE PARTIES OF A MEETING WITH AN INDIVIDUAL THAT MAY BE A  
CONFLICT OF INTEREST**

COMES NOW, PLAINTIFF, COLLEEN APPLETON, and files this notice to all parties to inform them of an event, to which Plaintiff does not know how to properly respond to.

Plaintiff understands that the Court, nor opposing counsel are able to give her legal advice and she wants to make it clear that is not what she's seeking. However; she also wants the parties to be clear that she does not know the proper legal procedures and has searched for information before relaying this information to the Court, but has not found anything. Therefore, she can only submit a summary to the parties of what happened and should this require a hearing; Plaintiff is willing to comply, however, she is not sure if the individual that met with her is who he claims to be.

Plaintiff works at Joshua Cup, located on the corner of Orange and Washington, in Macon. There is a table in the main dining room where local people sit with Plaintiff and others who gather there. Discussions about computer, politics, blogs, and other chit chat takes place among these

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people. This table, when not occupied by other customers outside of the “clique”, is used as a “gathering place” for locals who know each other, including several Joshua Cup employees.

Approximately two weeks ago, Plaintiff was sitting at the table waiting for her friends to show up when an unidentified man asked Plaintiff if he could sit at the table with her. Plaintiff has had this happen before because not everyone knows all the locals that sit at the table, and when they come in, they go to that table if an employee is sitting there. Plaintiff assumed this man was “one of the crowd” and agreed that he could sit there.

The man did not immediately identify himself to Plaintiff. He began talking about Plaintiff’s case. This is public information known to several customers of Joshua Cup who knew Plaintiff before she became an employee of Joshua Cup, and who had heard of her story while she was employed at Joshua Cup and through her blog and by word of mouth from other customers. Plaintiff’s blog is also known publicly and people download her case files regularly from around the world.

This man asked Plaintiff who the judge was in the Superior Court. Plaintiff told him it was Judge Lumsden. He then asked who the judge was in the District Court. Plaintiff told him it was Judge Lawson. He said he knew Judge Lawson and then wanted to know who the judge was prior to Judge Lawson. Plaintiff told him it was Judge Owens. He then said he knew Judge Owens too. Plaintiff told the man that case files are available to the public.

He then identified himself as the son of Judge Owens. Plaintiff told him he should not be sitting at her table and that this was wrong. He said it was okay. Plaintiff started crying and told him it was wrong for him to be at her table. He said he had heard Plaintiff’s name before and wanted to know what his dad did to her. She told him the information was public and was in the case files and he could look it up if he wanted to. He asked again what his dad did to her, and she told him he gave a CD ROM to Intergraph that contained her trade secrets. He said he’s not surprised that his dad did that to her and he apologized.

The man went to Plaintiff’s site to download case documents and said he found where his dad was mentioned.

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Another customer asked the man if he came to the deli often and he replied no, but that it looks like he needs to be there more often.

Plaintiff has seen him in the deli on two more occasions but she has avoided the man. She has no way of confirming he is who he says he is without being able to point him out and saying that is the man she saw in the deli.

Again, Plaintiff is not familiar with court procedures concerning this and has been without transportation and is not able to get to the law library to research any rules, or cite cases for this notice if it is required for her to do so.

She apologizes for not knowing the proper procedures or citing rules on an incident like this and can only give the parties notice at this time, but understands that instructions from the Court or opposing counsel may not be acceptable if it involves giving legal advice.

Respectfully submitted this 26<sup>th</sup> Day of June, 2008



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**CERTIFICATE OF SERVICE**

This is to certify that I have this day served a copy of the foregoing on the following:

**Via the ECF system:**

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