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October 20, 2003

## PERSONAL AND CONFIDENTIAL

Henry C. Mishkoff 4062 Windhaven Lane Dallas, TX 75287

RE:

Henry C. Mishkoff as to Douglas W. Sprinkle

File No. 2401/03

Dear Mr. Mishkoff:

The Commission is authorized to investigate and when necessary prosecute charges of attorney misconduct. After preliminary investigation and careful review of the materials presented in this file by the Commission's staff, it has been determined that the matters raised in your Request for Investigation do not merit further attention by the Commission. The facts as you have stated in your Request for Investigation do not constitute professional misconduct.

It is obvious that you are dissatisfied with the involvement of Attorney Sprinkle in this matter. However, the facts you have stated do not indicate that he has engaged in conduct which would be actionable by this office. As counsel for his client, Mr. Sprinkle is obligated to protect and serve the best interests of his client. If you believe that he made inaccurate statements in pleadings or during argument to the court, you have the right to litigate your position before the court. During the course of our inquiry we asked the attorney to provide an Answer to your allegations. I am enclosing a copy of the Answer for your review. Our office feels the attorney has answered your allegations adequately. We will take no further action.

I hope that this letter adequately explains my office's position in this matter.

Very truly yours,

Ruthann Stevens

Associate Counsel

RUS/ma Enclosure

cc: Douglas W. Sprinkle