

# Thomas L. Siebert

229 Wardour Drive  
Annapolis, MD 21401  
United States of America

Re: Lee G. Lovett

May 30, 2012

To Whom It May Concern:

Prior to serving as U.S. Ambassador to Sweden (1994-98), I had been Lee Lovett's law partner for many years, and I worked closely with Lee for some 25 years. We continue to be close friends, and I hold him in the highest possible regard.

I write now to confirm this: While I believe in American Justice, it, too, is imperfect, and I have never witnessed more injustice than befell Lee. He was incongruously, almost *simultaneously*, attacked by six government agencies, and, although in the end, he was found guiltless of any improper conduct, he has paid an enormous price for false accusations. The letters of other attorneys have dealt with the Department of Justice, SEC and IRS. My letter focuses on the adverse publicity (as publicity was all that it ever was) which he encountered related to the Federal Communications Commission (FCC), Federal Trade Commission (FTC) and U.S. Post Office. Negative articles appeared but, curiously, neither adverse rulings nor *even inquiries* followed from any of those agencies. These were hit-and-run attacks. Whoever orchestrated them did a brilliant job.

Lee's biggest "offense" was being too successful at what he did. First, after being enormously successful in winning cable TV franchises for 20 years, he/our firm unforgivably won more cellular licenses by far, for our clients, than did any other individual or firm. "Let your light shine, but not too brightly" goes the axiom. Lee's light shown far too brightly and he defeated opponents who were far too powerful. The adverse press basically eliminated Lee and our law firm (and hundreds of our clients) from the cellular-license competition with 180 of the U.S.' largest 300 markets remaining to be licensed, opening the door for our competitors.

Interestingly, the basic charge against Lee was that he "skewed" the cellular lottery by taking advantage of an FCC Rule ("Footnote 73"), which specifically permitted lottery-applicants to settle before they filed; for example, a group of applicants could agree, prior to filing, that, if any of them won the lottery, all applicants in the group would share the license equally – a practice common in many lotteries. To make sure that the FCC permitted that result, our firm and several clients met with the FCC staff and the FCC confirmed (and has never repudiated) that interpretation of the Rule; so, Lee's/our firm's clients signed pre-filing settlement agreements, and many of them won a pro rata share of one or more licenses (winning over half of the licenses in the first lottery round, Markets 91-120). Although numerous other applicants and law firms took advantage of the Rule/Fn. 73 in the same way (although filing for fewer clients), the quantity of Lee's/our firm's filings resulted in Lee being the only person ever chastised for "skewing", i.e., for using that Rule to the advantage of our clients. Our firm had enabled many average people to make millions via cellular telephone, rather than allowing the usual large companies to divide up those licenses.

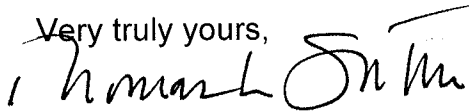
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In effect, Lee and our firm were latter-day Robin Hoods, without violating any rule. We simply capitalized on the rules as written; unfortunately, Lee was attacked for it.

Lee recently decided to publicize "the good news" (that he was found guiltless of all wrongdoing) on his own website. It's long overdue. I am proud to include this fine human being, and long-time colleague, as among my dearest friends.

Very truly yours,

A handwritten signature in black ink, appearing to read "Thomas L. Siebert". The signature is written in a cursive style with a large, stylized initial "T".

Thomas L. Siebert