



**ATTORNEY GENERAL OF TEXAS**  
**GREG ABBOTT**

October 18, 2004

John Beard  
Registered Agent  
Dolphin Capital Corporation  
2061 N. Morley Street  
Moberly, Missouri 65270-3651

*Via Overnight UPS Delivery*

Dear Mr. Beard:

The Texas Attorney General has learned that your company is demanding payments from Texas small business consumers on agreements purchased from NorVergence, the New Jersey company now in Chapter 7 bankruptcy in New Jersey. We have reason to believe that these agreements are based on fraud and should be voided.

Please respond promptly to the attached Civil Investigative Demand. In the meantime, we request that you immediately cease all efforts to collect on agreements purchased from NorVergence until such time as there is a determination as to whether they are enforceable.

Continuing to attempt collection efforts on agreements secured by fraud could subject your company to substantial penalties under Texas law.

Should you require further information, please contact Assistant Attorney General John Owens in our Houston office (713)223-5886 Ext. 107 or Leela Fireside in our Austin office (512) 475-4233.

Sincerely,

Paul Carmona  
Division Chief  
Consumer Protection and Public Health Division