

850 Lafayette Street
Denver, CO 80218
December 19, 1989

Rick,

Thank you for sending the first quarter check early. I really appreciate it.

I thoroughly enjoyed reading the enclosed clippings about the kids on the All State teams. You've done a great job with all of them.

I have sent the records you asked for under separate cover. I presume that I will receive the copies of the records I asked Cheryl for by return mail.

We need to settle one point regarding the stock sales contract. It has to do with Jerry Wolowicki's suggestion that you not sign a promissory note to guarantee the contract. There are three reasons why I think this suggestion would not be a good thing for me to do. First, it would leave me with what is known as a "naked contract," which is essentially a contract without anything backing it up. As Bob Hultquist noted in his letter to you on November 9, it is typical for a contract like this to be supported by a promissory note. Hultquist said he had anticipated us doing this all along, whether T&P or you were the purchaser.

The second point is that when you came out to Denver in August, we talked about price and settled on the \$40,000.00 figure because you told me you didn't want to commit to any higher figure than you personally could afford to pay off if T&P didn't make it. I took this to be a personal guarantee, and it was the main reason I agreed to the price you wanted. Now Jerry is suggesting that you not make a personal guarantee, which is entirely different than what we agreed upon.

Third, the first version of the sales contract was a personal contract from you, pretty much the same thing as a personal guarantee. I suggested looking at making T&P the purchaser because I thought it might save you some money in taxes. I had no intention of changing our agreement about your guaranteeing the purchase. Then Jerry comes back with this twist, which is a whole new ball game.

I would be happy to talk to you about this whole matter. I haven't called because of the turmoil with Laurie's mother and not being able to afford to call in the daytime when you are available in the office. So, if you would like to talk about it, just give me a call.

Hope you have a nice Christmas, too.

Kay

P.S. Congratulations on your selection in Volleyball Monthly as one of the notables in volleyball in the 80's.