

COLORADO SUPREME COURT  
ATTORNEY REGULATION COUNSEL

Assistant  
Regulation Counsel

Regulation Counsel  
John S. Gleason

Chief Deputy Regulation Counsel  
Nancy L. Cohen

Deputy Regulation Counsel  
James C. Coyle



Attorneys' Fund for Client Protection  
Unauthorized Practice of Law

Terry Bemuth  
Stephen R. Fatzinger  
Luain T. Hensel  
Kim E. Ikeler  
Dabora D. Jones  
Fredrick J. Kraus  
Matthew A. Samuelson  
Gregory G. Sapakoff  
Louise Culberson-Smith  
James S. Sudler  
Andrew D. Synchel

January 22, 2003

Mr. Dale Thorup  
3053 Seven Arrows Court  
Cañon City, CO 81212

Re: Request for Investigation of Herman A. Lohse, III, 2003-0247

Dear Mr. Thorup:

I'm writing in response to your January 16, 2003 telephone call asking our office to investigate the conduct of Mr. Lohse again. You indicated you wish to file another complaint against Mr. Lohse regarding new conduct not addressed in your last complaint filed against him in late March 2002.

I reviewed the new information you supplied to Rosemary Gosda on January 16, 2003. I also reviewed our records from the last time you filed your complaint against Mr. Lohse.

Contrary to what you indicated to Rosemary, you HAVE already presented the alleged improper relationship question to our office, as well as the issues regarding your ex-wife's restraining order against you and your arrests in late 2001, and your disagreement with the parenting time and child support calculated by your ex-wife and her attorney. You also claimed Mr. Lohse and your ex-wife were perpetrating fraud on the court and violating your constitutional rights.

On April 4, 2002, you and I had a lengthy telephone discussion, which included each of those issues. I explained to you then why your complaint did not demonstrate any ethical rule violations by Mr. Lohse. You weren't pleased with that determination but said you understood it. In fact, you called back the following day and left me a message apologizing for how upset you were the day before and again stated you understood the decision not to prosecute your complaint. Therefore, my decision remains the same as when I last talked with you about this matter on April 4, 2002.

The purpose of this letter is to provide a tangible record for your future reference clarifying the final position of this office on your complaint against

Mr. Dale Thorup

Re: Request for Investigation of Herman A. Lohse, III, 2003-0247

January 22, 2003


Page 2

Mr. Lohse. We consider the case closed and will not reconsider it. Moreover, we will no longer accept any future requests by you to re-open or file this same complaint.

Consequently, we ask that you kindly stop contacting us about this particular matter. Please be advised that if you persist in pursuing these same allegations about Mr. Lohse, we will not speak with you by telephone or write to you further about it.

Thank you in advance for your cooperation and accommodating our request. We wish you the best with whatever legal action you choose to pursue in your matter.

Sincerely,

A handwritten signature in cursive script that reads "Louise Culberson-Smith".

Louise Culberson-Smith  
Assistant Regulation Counsel

LCS/rsl