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December 16, 2002

UCLA  
CHANCELLOR'S OFFICE  
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Ms. Patricia M. Jasper  
Campus Counsel  
University of California, Los Angeles  
Office of the Chancellor  
Box 951405  
Los Angeles, CA 90095-1405

Dear Ms. Jasper:

Your letter of December 2, 2002 arrived on December 12. Obviously you are unaware of the relationship between UCLA and myself.

In order to clarify the matter for all concerned, I enclose a portion of correspondence between UCLA Professor John L Fahey and myself. In addition, correspondence between Dr. Fahey and his staff with our Chinese colleagues who performed malariotherapy for HIV/AIDS patients is included. The letters extend over five years, from August 8, 1996 to February 7, 2001. These letters document Dr. Fahey's extensive participation in the malariotherapy project of The Heimlich Institute, for which we are very grateful.

UCLA Professor Fahey's first letter to me at The Heimlich Institute is dated August 8, 1996. He states:

*It was a pleasure to see you again in Vancouver and have a chance to talk further about malariotherapy that you have been exploring. The work is striking and certainly points towards the possibilities for resetting the disturbed immune balances of HIV infection by major immune stimulation.*

The two meetings he refers to were at the National Institutes of Health and the 11<sup>th</sup> International AIDS Conference. I had been invited to present The Heimlich Institute's malariotherapy treatment of HIV/AIDS to both conferences..

The next two paragraphs of Dr. Fahey's letter describe how UCLA plans to help me in our malariotherapy program. Dr. Fahey offers to carry out highly specific laboratory studies "to assess in selected patients treated with malariotherapy." He also offers to "develop a means of helping your Chinese colleagues in carrying out their studies" (malariotherapy).

Many letters from UCLA confirm that Dr, Fahey and his UCLA staff, over the several years of our affiliation, fulfilled his promise to provide reagents for malariotherapy studies. Dr. Chen, principal investigator in China for our malariotherapy program, sent

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the following e-mail, November 21, 1997, to Dr. Najib Aziz, Dr. Fahey's UCLA associate:

*Dear Dr. Aziz:*

*Dr. Fahey's visit to Guangzhou last month was very helpful to our project of malariotherapy for HIV infection. Now we will start the next batch of clinical trials very soon. So I hope that you send us the following reagents as soon as you can by Federal Express or other express.*

Your objections to The Heimlich Institute using UCLA or Dr. Fahey's name in relation to malariotherapy totally contradict Dr. Fahey's wishes. Dr. Fahey's letter of August 6, 1997, on UCLA letterhead, provides an extensive analysis and recommendations concerning each malariotherapy patient treated. Dr. Fahey then states:

*Please feel free to use this data in reports and publications. We would appreciate an acknowledgment and credit to the support provided by NIH grants TW 00003 and AI 36086.*

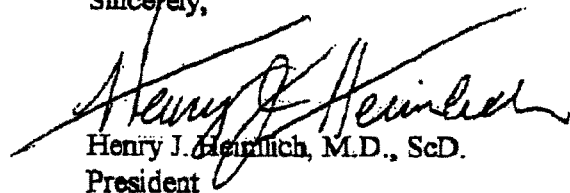
Your decision to prevent acknowledgment of Dr. Fahey's name and UCLA's participation in malariotherapy conceals their extensive participation in malariotherapy treatments.

Your letter speaks of "mischaracterizations" and "misrepresentations". We are aware of no statement that I or The Heimlich Institute have published, concerning Dr. Fahey or UCLA, that is inaccurate. If you have such a statement, kindly forward it to us. Furthermore, we ask that you send my letter of December 16, 2002; and the enclosed correspondence to those on the UCLA staff who receive copies of your letter, and to all other UCLA staff who are aware of your action.

Address your response and all future correspondence to our attorney, Joseph Dehner, Frost Brown & Todd, 201 East Fifth Street, Cincinnati, OH 45202.

As you state, the University takes matters such as these seriously. Your prompt response is, therefore, warranted.

Sincerely,



Henry J. Heimlich, M.D., ScD.  
President

cc: John J. Moores, University of California Board of Regents Chairman  
Richard C. Atkinson, University of California President

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