

Haley Dervinis
1934 Annin St.
Philadelphia, PA 19146

April 24, 2014

RE: State Sen. Larry Farnese (D-Philadelphia) Anti-SLAPP Legislation, Senate Bill 1095, Public Hearing

Dear Members of the Senate Judiciary Committee:

I am Haley Dervinis, a District 1 resident. In July 2013 I was threatened with a lawsuit by Ori Feibush (OCF Realty, OCF Holdings LLC) for participating in the Registered Community Organization (RCO) process and voicing opinions about real estate development in my neighborhood of Point Breeze.

Twenty four of the 27 occupied homes on my street directly oppose a project proposed for the corner of our block. I was made the block spokesperson to streamline our concerns and as a result I was directly targeted.

Mr. Feibush called my place of employment and tried to schedule a meeting with my boss to discuss my alleged use of a work computer to write negative things about him on the internet; I believe this was an attempt to get me fired and a scare tactic. Then he sent me a cease and desist letter the day before the Zoning Board Adjustment (ZBA) hearing with very strong language (included). Also, I believe, an attempt to intimidate me and deter me from testifying.

The Daily News covered the situation (http://articles.philly.com/2013-07-11/news/40494285_1_threatening-letter-developer-ori-feibush-ocf-realty) and another person came forward as a victim of the same scare tactics by Mr. Feibush. This story was run the next day: http://www.philly.com/philly/news/20130711_2_say_developer_bullied_them_into_silence.html.

While Mr. Feibush did not formally file charges against me, if he did, it would have devastated me financially. All of this was over the way the houses faced (west or north) and how many (three or four). His actions are blatant misuse of the law and a clear effort to use the threat of legal action to silence my voice.

As a community member, I am thankful for opportunities to partake in civic processes. The legislation that Senator Farnese is discussing with you today will help protect my rights as an engaged citizen and prevent those with money and an agenda from standing in the way of active participation.

Thank you for your time and consideration.

Best,

Haley Dervinis

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July 9, 2013

Via Email haley.dervinis@gmail.com & Certified Mail, RRR

Haley Dervinis
1933 Annin Street
Philadelphia, PA 19146

Re: Ori Feibush v. Haley Dervinis

Dear Ms. Dervinis:

This firm is counsel to Ori Feibush, OCF Realty, and OCF Holdings. They have authorized this firm to bring an action against you for, among other things, libel, slander, tortious interference with contractual relations, tortious interference with prospective economic advantage, and civil conspiracy. Allow this letter to serve as notice that suit will be commenced against you unless you immediately cease and desist from all wrongful conduct concerning the project location at 1145-49 South 20th Street (the "Project").

We understand that you have repeatedly and continually made written and verbal knowingly false statements to third parties about Mr. Feibush, OCF Realty, OCF Holdings, and the Project in order that the Project not be completed and that Mr. Feibush, OCF Realty, and OCF Holdings be case in a negative light. The communications you made containing knowingly false statements about Mr. Feibush OCF Realty, OCF Holdings, and the Project include the following:

- A July 8, 2013 email whereby you personally emailed residents of South 20th Street who live near the Project urging these residents to oppose the Project and which, among other things, falsely claimed OCF Realty was applying for a zoning variance, falsely claimed that the Project would destroy the character of the community and create parking congestion; falsely claimed that "the [P]roject will increase taxes significantly over time and can push us out of our homes;" and falsely claimed that Mr. Feibush made untrue statements to residents about the Project;
- A June 25, 2013 email to Alex Rudinski of the blog www.phillyliving.com whereby you falsely claimed that the requested variance was solely for Mr. Feibush's personal financial gain, so that Mr. Feibush could "build his dream home," and get his home for "free;" (In fact, you unilaterally reached out to the editors and authors

of this blog in a wrongful attempt to smear Mr. Feibush and to influence the tone of their reporting.)

- A July 8, 2013 email to Sandy Smith of the blog www.phillyliving.com whereby you falsely claimed that the information about the Project and Mr. Feibush in the article was "completely false information;" and
- At least 9 posts on the blog, www.nakedphilly.com, which were made under the name "HD64" and were sent from your IP address whereby you falsely claimed that Mr. Feibush, OCF Realty, and OCF Holdings wanted to "destroy a community park with more buildings!!! (sic)," false accused them of engaging in a "land grab" scheme; called Mr. Feibush "a cut throat, shady, crass, money driven developer," falsely claimed Mr. Feibush applied for zoning for six homes at the Project; and otherwise made utterly false accusations concerning Mr. Feibush.

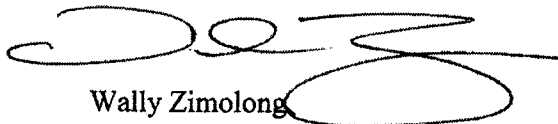
Furthermore, we understand you intend to attend the Zoning Board of Adjustment's ("ZBA") hearing on the Project tomorrow. Be advised that you will be placed under oath before making any statements to the ZBA and any false statement that you make after being placed under oath will have severe consequences.

This letter is your one and only warning before we file suit against you. Once suit is commence we will pursue the matter fully and seek all available damages including punitive damages and attorney's fees.

Please be guided accordingly.

Very truly yours,

ZIMOLONG, LLC



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cc: Ori Feibush (*via email*)