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Frederick P. Fish
1855-1930

W.K. Richardson
1859-1951

August 24, 2009

Re: Douglas L. Keene, Ph.D. and Keene Trial Consulting



ATLANTA

AUSTIN

BOSTON

DALLAS

DELAWARE

HOUSTON

MUNICH

NEW YORK

SAN DIEGO

SILICON VALLEY

TWIN CITIES

WASHINGTON, DC

To Whom It May Concern:

I began working with Dr. Doug Keene when I was practicing in Austin and Houston in the Mithoff & Jacks law firm. Richard Mithoff and I had utilized the services of many jury consultants over the years, including virtually all of the well-known Texas practitioners. Beginning in the 1990s, however, we began to rely exclusively on Dr. Keene to help us with jury research, jury selection, and advice regarding presentation of the case at trial.

One of the many cases we worked on sticks in my mind, a medical malpractice case that Richard and I tried together in Houston in March and April of 2000. We not only obtained Doug's help in performing jury research and selecting a jury, but we also relied upon him throughout every stage of the trial, which he attended daily at our request. The result of that case included a jury finding of "malice" against the hospital and a substantial jury verdict exceeding \$40 million.

I also had the pleasure of working with Doug in making presentations to lawyers at seminars sponsored by the State Bar of Texas and others regarding jury selection. In preparing for these presentations, Doug did extensive focus group research in different geographical areas around the state, enabling him to comment about regional differences in juror demographics and attitudes. I know him to be that rare combination – a disciplined and scholarly researcher who has good judgment and people skills to work well with us, our clients, our experts, our fact witnesses and our co-counsel.

In more recent times, I've been practicing at Fish & Richardson P.C., a national firm widely known for its expertise in patent litigation and other complex commercial cases. Doug has vast experience in working with lawyers and litigants on both sides of these cases, and, again, I've found his expertise and sage counsel to be critical to our and our clients' success.

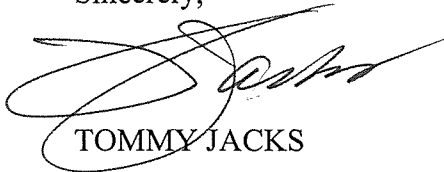
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The bottom line? I would wholeheartedly recommend Dr. Doug Keene to any lawyer faced with trying any case involving relatively high stakes or a high degree of complexity.

Sincerely,

A handwritten signature in black ink, appearing to read "Tommy Jacks", written in a cursive style with a large loop at the beginning.

TOMMY JACKS