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Ms. Bongiovi:

Today ... Memorial Day, I celebrate my brother's life, patriotism and his passion for duty. My brother, Ron, was a graduate of the West Point Military Academy in Electrical Engineering. He was immediately accepted for the Ph.D. program at M.I.T., but was KIA before he had the chance to attend. Our father was a career military officer and he instilled a profound sense of public service – Duty - for the safety and welfare of community and the citizens of our nation.

Ms. Bongiovi, as I begin writing this response, I am still pondering old memories working through the details of a new thought that I played a pick-up game of ice hockey with my brother and a young cadet who I believe was Bill Foley (owner of the Golden Knights) in the 1960's at West Point on the Black Knights' outdoor rink. Mr. Foley was a classmate of my brother and in those days, freshmen cadets were not allowed to go home for the holidays so we travelled the 800 miles to the Point to celebrate as a family. On the 3<sup>rd</sup> day of our visit, Ron recruited several other cadets and we all played hockey for hours. It was the first and last time I played with an actual hockey puck on a regulation rink. On our pond at home (northern Indiana), we just used a smooth creek stone and eventually turned a mahogany puck on a lathe and we made our own sticks in my grandfather's wood shop.

While still in High School, I stood before the commanding officer of the academy in a courtesy meeting reserved for siblings of fallen academy graduates, he granted me admission, but my mother refused to sign the final paperwork with the statement, "One son was enough". So I have worked as a civilian for the DoD, DoE, DHS, State of Ohio and State of Nevada for decades in Public Service. Much of this time was in medical research with a focus on medical and therapeutic device design and evaluation. Working in the medical research labs of Tier 1 universities presents many opportunities. Specifically, the DoD, DOE, Fortune 82, 63, 37 and 8 corporations and the understanding and honed skill set to wield massive resources (elite staff and billions of dollars per day) to take-on and eliminate a list of epic societal challenges.

In the early 1990's, I Founded a legal support service initially helping an attorney friend who operated a small law firm. This service rapidly and radically expanded to provide secure email, document transfer, digital signatures, case file archives and client/attorney secure common file access. To manage this company effectively, my team developed advanced computer automation ... some of the earliest RPA (Robotic Process

Automation) and AI systems for legal practice. Ultimately, we supported a long list of law firms – including some of the large national firms (Jones, Day) - and designed and built tens of thousands of RPA/AI bots that have literally changed information process flow for the legal profession. I consulted with a list of Attorneys General to help them understand Legal AI Bot issues and helped author relative state legislation. I lectured law students in a number of law schools on various topics ... RPA/AI, HIPAA Compliance, various medical issues and was engaged several times by multiple Attorneys General as a Special Investigator for medical industry and insurance fraud and White Collar Crime (primarily Identity Theft) especially when sophisticated computer systems were involved. I also authored various docket systems for a list of courts. I worked with the FBI, CIA and INTERPOL on cyber attacks to case conclusion.

Most recently (past 20 years), I have been serving as the Director of Central Services for a large International Conglomerate. For the purposes of this letter, I will share that I run the Health Services (the **Wellness, etc.** clinics – currently 40 staff going to 180K over the coming years) and the Legal Services groups (14K legal professionals – wielding over 5K RPA/AI Legal Bots or the workload equivalent of about 114K legal professionals). The conglomerate employs over six million worldwide.

That said, I calculate over my career I have lectured directly to over 20K attorneys so I will not break stride here. Ms. Bongiovi, you are a graduate of a respected law school and passed the Nevada Bar Exam which in the State of Nevada provides you the privilege of serving as an “Officer of the Court”. All judicial courts in the U.S. are government agencies and the primary mission of all U.S. government agencies is the safety and welfare of citizens of our community and nation. If you have not embraced this basic principle, please alter your career path and consider a change in profession. Certainly, there are criminal attorneys who represent the interest of repeat criminals, but an Officer of a government agency who is specifically arguing for a company and individuals who have knowingly continued to injure and impact the safety and welfare of the public simply cannot continue to be granted the privilege of serving as an Officer of the Court.

The claims in your letter of 2024.05.20 are wholly false. I will grant you the plausible explanation that you are a victim of your clients’ conspiracy to defraud you and your firm in much the same way he defrauded me and my firms. There are no factual nor actionable statements in your letter and if you should move forward with any court filing reflecting your stated intent, we will allocate the resources and seek the remedy to eliminate your privilege to argue as an Officer of the Court.

Disbarment or actual suspension is appropriate for an act of moral turpitude, dishonesty, fraud, corruption or concealment of a material fact. The degree of sanction depends on the magnitude of the misconduct and the extent to which the misconduct harmed or misled the victim(s) and related to the member's practice of law.

Your letter begins ...

*“We are advised that you previously arranged to purchase a bed and, following your failure to pay Body Balance in full for the product, the company reclaimed possession of the bed pursuant to their rights with the permission from an officer of your company.”*

First of all, your timing is off by an entire year and your company research is inconsistent with the custom fabrication agreement. Londo had no permission to remove a company asset from an officer of the company that owns the custom fabricated device. In fact, just days before, Londo attempted to take our device claiming he finally had the 3<sup>rd</sup> component of the fabrication project completed and he wished to install the new unit. When I requested photos of the new unit, he failed to provide proof he had completed the work.

We contacted Body Balance in 2022.09 to evaluate their Biophotonics device they had then recently released to the market. We had by that time, evaluated over 40 such devices on the market (today the count has increased to 72 devices formally evaluated). With no paperwork – and please note, this is the only Biophotonics manufacturer who did not require a formal paper trail – Londo and staff installed an Ovation “Zero Gravity” device in one of our treatment rooms for evaluation. As our existing Biophotonics devices were the top-rated in the industry at that time and the Body Balance device tested at a relatively low power level and presented little or no efficacy, the device was rejected and removed from our offices within 30 days. The power level relationship between our then technology and the Ovation Zero Gravity device was roughly a 2.5x differential with the threshold for any meaningful health benefits requiring at slightly less than twice what the Zero Gravity device presented.

As our **Wellness, etc.** mission is to open 15,000 clinics world-wide, we were seeking a large-scale solution and the devices on the market were not meeting the need. The issue is that most manufacturers are engineering devices that could be safely sold to consumers which were not powerful enough to provide the target level of efficacy already established by a limited number of medical-grade devices in the industry. These medical-grade devices were not available in large quantities as those manufacturers had no desire to dilute the price-point of their proven health benefits to provide treatments to the masses. While not unreasonable per our capitalistic economy, this is also not consistent with our mission to bring this technology to the masses.

We then spoke with Body Balance Sales Reps and Londo to solve both our issues. Their device was poorly engineered and needed to be scrapped and we needed to produce roughly 135K Biophotonics devices ... and they were a local, Nevada business we could support. We offered them a fabrication contract to manufacture our devices per our specifications initially built on a modified Ovation device. We named this device the “Arch System”. Ultimately this Agreement developed into a \$1.1B formal contract presented to Body Balance. Please note **Wellness, etc.** has issued \$11B in LOI's to manufacturers, about \$3B in manufacturing contracts and \$17M in actual Purchase Orders to date as we scale up to open clinics across the nation.

Londo is claiming, and your letter reflects the absurd concept that the Director of Central Services for an International Conglomerate with formal medical education and experience (22 years working in Tier 1 university medical research and clinical services), invested \$1.7M in the development of a specialize Flagship clinic and provided 150,000 sessions to over 1,500 clients to evaluate 68 different Biophotonics industry products over 4+ years of scientific methodology Research and Development. This research provided the specifications of the needed technologies to open 15,000 clinics worldwide. We then commissioned Body Balance to fabricate a unique device per our provided specifications

(which were radically different than any other product Body Balance had previously produced) whereby Londo agreed to 8 weeks completion for the device containing 3 sub-unit components. Yet after 8 months, Londo had still only completed and delivered 2 of the 3 components of the project. Be advised bank records show we made timely progressive payments at each stage when Londo eventually performed. On the day Londo and staff seized our custom fabricated device, we had paid in-full for 2/3<sup>rds</sup> of the work completed as only 2/3<sup>rds</sup> of the device had been delivered. We own the "Arch System" device and as an Officer of the Court ... someone who can review the facts of the relationship and the agreement ... we fully expect you to instruct Londo to immediately deliver our asset to our offices. Body Balance currently owes Frazer and companies \$124K for cash payments, services and interest. While we have been patient, we are in the process of filing a lien on all assets of Body Balance, Londo and Lier. In civil court, we will also secure a decision for the lost income from the theft of our device ... an estimated additional \$120K.

Some of the common tools of business are written proposals, written contracts, written invoices, written progress reports and written late payment notices. It will be nearly impossible to justify the seizure of a medical-grade device from a medical clinic in the eyes of the court without presenting these tools of business as evidence. Especially in the way the seizure was made – they literally aggressively ordered a client in need of this treatment off our device. Your client cannot produce any of these documents because none ever existed – ignoring our repeated requests. Why? Because when a therapeutic device manufacturer sells a therapeutic device before securing FDA Clearance, each formal document – such as an invoice – has another name in the eyes of the court ... Evidence in a Federal Crime. Londo knows this from his years of operating in a calculated criminal mode.

During the last conversation Londo had with our legal representative, he committed yet another felony crime - Extortion for my IP. Londo clearly recognizes my device design specifications I provided him is my IP as we have the audio recording where Londo demanded the IP be transferred or he would not deliver our devices ... our assets ... in spite of the fact that we both had just agreed via our legal representative the day before to Londo's unethical, insanely inflated ransom for a device we had designed and already purchased ... and were still awaiting the 3rd component.

Ms. Bongiovi, if this situation was about a few thousand dollars of cash payments for a single fabricated device, Londo would have taken the ransom which we agreed to pay and had allocated the funds and instructed our legal representative to execute. Please explain the impact to Londo's life and freedom when we play that recording to a District Court Judge.

Londo then started manufacturing our design ... our IP in a new line of Body Balance products. In civil court, we will win a judgement for a percentage of each sale and stop Body Balance from manufacturing devices utilizing our IP.

Rather than to re-write previously prepared formal documents, please review the following Public Notice Abandonment document.

Then follow-up by reviewing the FDA/CDC Complaint document though it is implausible you have not already reviewed this document. We are sincerely discouraged by your evident values and lack of professional Duty that the elephant in the room – Public Safety - has no mention in your letter.

Ms. Bongiovi, it was the headless, Zero Gravity device left in our offices that made us aware of the Personal Injury and Public Safety issues of the Zero Gravity design. Our medically credentialed staff were getting complaints from and witnessing 2<sup>nd</sup> degree thermal burns with blisters on several of our clients and 3 of our staff suffered the same. When we presented the concern to Londo, Lier and Bivers (another Body Balance Sales Rep), Londo and Lier pretty much ignored our inquires as if we did not even pose the concern, but Bivers confirmed she had received several of the same complaints from clients. In one conversation when I asked Londo the same question repeatedly, he finally admitted there were many such complaints. When I asked about how they were going to re-engineer the device to eliminate the injuries, Londo changed the subject again.

THE BODY BALANCE OVATION DEVICE AND OVATION VARIANTS ARE THE ONLY BIOPHOTONICS DEVICES WE HAVE TESTED AND INVESTIGATED (NOW AT 72 DEVICES) THAT ARE INJURING USERS AND POSE A SERIOUS EVOLVING PATHOGEN THREAT TO PUBLIC SAFETY.

That is when we began calling other facilities that had installed the Body Balance Ovation devices. They all reported experiencing 2<sup>nd</sup> degree thermal burns with blisters. Over time, we requested the UMC Lab run tests on random Ovation devices. We also have requested the same evaluations of Ovation devices by university and government health service Ph.D.'s in virology, bio-mechanical engineering, dermatology and electrical engineering from all over the nation. These evaluation reports are being published primarily in the FDA Complaint and CDC Alerts channels. We are also working with Gov. Lombardo's Staff with the expectation that he will issue an Executive Order shutting down Body Balance with a demand to recall all Ovation devices sold as a Public Safety response.

Ms. Bongiovi, your letter would be viewed with a great deal more viability had you mentioned that your client is responsible for the injuries of an estimated tens of thousands of users of his device. Be advised we have collected the testimonies of 836 victims thus far. Please note that several are medical professionals, legal professionals and owners of medspas and clinics (these facility owners have decades of experience for proper perspective).

Again, a single event of a 2<sup>nd</sup> degree thermal burn with blisters is a common causation of degraded integrity of telomeres (mutated cells), progressing to skin and tissue cancer. Repeated 2<sup>nd</sup> degree thermal burns with blisters in/on the same tissue is a primary causation of skin and tissue cancer.

To scream "FIRE" in a crowded theater when there is no fire, is most reasonably a crime as it impacts Public Safety. **I hold medical credentials and I have stepped up and performed my Duty as my training and professional ethics dictate.**

The courts will not hear your suggested case and you have already provided the framework for me to file a formal complaint with the Nevada Bar, every organization for which you are a member and in the court of public opinion. We will contact the Dean of the Boyd School of Law to request he provide you guidance in your next steps in this situation. You have a professional Duty to perform as an Officer of the Court and we will hold you to that Public Safety responsibility.

You are aware of Nevada and California Case Law that will remedy the victims of this travesty. There will be compensation for some at relatively low amounts – likely in the \$20K range while some will argue the economic impact to their lives was over \$1 million dollars. Ponder highly compensated Las Vegas performers who lost their jobs due to unsightly and painful blisters on their skin. All about that one moment in time when a Stage Manager makes the final decision about who can go on stage and IF they have another chance to work again weeks or months later after the wounds have healed. And of course, the skin cancer claims will continue to be presented for the next 100 years as those individuals who understand the life extension benefits of Biophotonics can expect to live an active, productive life well over 100 years.

We calculate Body Balance will pay out something over \$1 billion dollars in government fines and victim compensation before this is over. This must stop immediately and you are now in the position to help the victims of your client. Actually, per your dual expertise in both Law and Business, it occurs to us that you and your firm may be held financially and criminally accountable for any additional victim injury impact beyond the date of your service agreement with Body Balance and Londo.

Please contact us immediately as to the return of our “Arch System” asset. Today would be a good day.

Regards,

Stephen Frazer, Dir.  
Wellness, etc.