

Erik F. Stidham, ISB #5483
efstidham@stoel.com
G. Rey Reinhardt, ISB #6209
grreinhardt@stoel.com
STOEL RIVES LLP
101 South Capitol Boulevard, Suite 1900
Boise, ID 83702-5958
Telephone: (208) 389-9000
Facsimile: (208) 389-9040

U.S. DISTRICT COURT
U.S. BANKRUPTCY COURT
DISTRICT OF IDAHO

OCT 12 2004

M. REC'D
LODGED FILED

Scott J. Kaplan, Pro Hac Vice
sjkaplan@stoel.com
Darian A. Stanford, Pro Hac Vice
dastanford@stoel.com
STOEL RIVES LLP
900 SW Fifth Avenue, Suite 2600
Portland, OR 97204-1268
Telephone: (503) 224-3380
Facsimile: (503) 220-2480

Attorneys for Defendant/Third-Party Plaintiff
InterDent Service Corporation

IN THE UNITED STATES DISTRICT COURT
DISTRICT OF IDAHO

POCATELLO DENTAL GROUP, P.C., an
Idaho professional corporation,

Plaintiff,

v.

INTERDENT SERVICE CORPORATION, a
Washington corporation,

Defendant.

INTERDENT SERVICE CORPORATION, a
Washington corporation,

Third-Party Plaintiff,

v.

POCATELLO DENTAL GROUP, P.C., an

Case No. CV-03-450-E-LMB

AFFIDAVIT OF BRUCE CALL IN
OPPOSITION TO POCATELLO
DENTAL GROUP'S REQUEST FOR A
TEMPORARY RESTRAINING ORDER

AFFIDAVIT OF BRUCE CALL IN OPPOSITION TO POCATELLO DENTAL GROUP'S
REQUEST FOR A TEMPORARY RESTRAINING ORDER - 1

187

Romriells continued their threatening behavior by following our vehicles and then made physical and verbal threats when they caused ISC employees to stop at a restaurant.

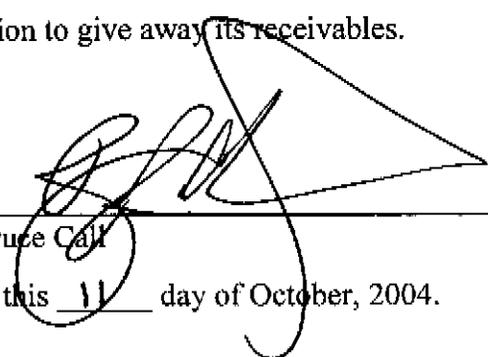
4. ISC did intentionally not remove any personal items of any PDG dentist during the office closure.

5. Finally, on the morning of October 4, 2004, Dr. Romriell agreed to accept responsibility for the patient files. He refused, however, to provide instruction regarding the phone message—what we were to tell patients who called regarding their appointments. I later discovered why: PDG had contacted Qwest to have calls to the Pocatello Office phones directed to another location, despite the fact that ISC was paying for the service. Currently, a call to the Pocatello Office will be answered by Dr. Romriell or one of his associates at an unknown location. Thus local vendors and others doing business with ISC at the Pocatello office are unable to contact ISC. Prior to the phone number being taken, ISC had been calling PDG patients prior to their scheduled appointments telling them that the appointments were cancelled.

6. It would cause substantial expense to provide the information requested by PDG. I have no information that PDG has any assets or ability to pay ISC for its services.

7. On October 11, 2004, we discovered that Dr. Romriell was telling patients not to pay their bills. ISC gave Dr. Romriell no authorization to give away its receivables.

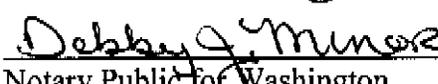
DATED: October __, 2004.



Bruce Call

SUBSCRIBED AND SWORN to before me this 11 day of October, 2004.





Debby J. Minor
Notary Public for Washington
My commission expires:

AFFIDAVIT OF BRUCE CALL IN OPPOSITION TO POCATELLO DENTAL GROUP'S
REQUEST FOR A TEMPORARY RESTRAINING ORDER - 3

CERTIFICATE OF SERVICE

I hereby certify that I served the foregoing **AFFIDAVIT OF BRUCE CALL IN OPPOSITION TO POCATELLO DENTAL GROUP'S REQUEST FOR A TEMPORARY RESTRAINING ORDER** on the following named person(s) on the date indicated below:

Gary L. Cooper
Ron Kerl
COOPER & LARSEN
151 North Third Avenue, Suite 210
PO Box 4229
Pocatello, ID 83205-4229
Telephone: (208) 235-1145
Fax: (208) 235-1182

- Via U.S. Mail
- Via Facsimile
- Via Overnight Mail
- Via Hand Delivery

Attorneys for Plaintiff/Third-Party
Defendant Pocatello Dental Group, P.C.

Lowell N. Hawkes
LOWELL N. HAWKES, CHARTERED
1322 East Center
Pocatello, ID 83201
Telephone: (208) 235-1600
Fax: (208) 235-4200

- Via U.S. Mail
- Via Facsimile
- Via Overnight Mail
- Via Hand Delivery

Attorney for Third-Party Defendants
Dwight G. Romriell, Gregory Romriell,
Errol Ormond and Arnold Goodliffe

Richard A. Hearn
Stephen J. Muhonen
RACINE, OLSON, NYE,
BUDGE & BAILEY, CHARTERED
PO Box 1391/Center Plaza
Pocatello, ID 83204-1391
Telephone: (208) 232-6101
Fax: (208) 232-6109

- Via U.S. Mail
- Via Facsimile
- Via Overnight Mail
- Via Hand Delivery

Attorneys for Third-Party Defendant
Dr. Larry R. Misner, Jr., Dr. Ernest
Sutton and Dr. Porter Sutton

DATED: October 12, 2004.

STOEL RIVES LLP

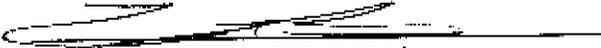

G. Rey Reinhardt, ISP # 6209
Attorneys for Defendant/Third-Party Plaintiff
InterDent Service Corporation

EXHIBIT "1"



222 NORTH SEPULVEDA BLVD. • SUITE 740 • EL SEGUNDO, CA 90245-4340
TEL: 310-765-2400 • FAX: 310-765-2456 • WWW.INTERDENT.COM

October 1, 2004

BY HAND

Dr. Gregory Romriell
President
Pocatello Dental Group
4155 Yellowstone Highway
Pocatello, ID 83202

**Re: NOTICE OF TERMINATION—Dental Group Management Agreement Dated
October 11, 1996**

Dear Dr. Romriell:

On August 26, 2004, InterDent Service Corporation ("ISC") pursuant to Article 6.2(b)(1) and (2) of the Dental Group Management Agreement dated October 11, 1996 ("Agreement"), gave Pocatello Dental Group ("PDG") notice that PDG is in material breach of the Agreement in a number of respects. PDG had thirty (30) days to cure such defaults.

Because such defaults have not been cured, pursuant to Article 6.2(b)(1) and (2) the Agreement is hereby terminated. Please refer to Article 6.2(c) of the Agreement regarding PDG's rights and responsibilities. In particular, PDG must return to ISC all of ISC's property. Please contact Bruce Call at (360)600-9999 as soon as possible to arrange for your retrieval of patient files. **Your prompt action is necessary to minimize the inconvenience to patients resulting from PDG's breaches of the Agreement.**

Please also contact Mr. Call if you have questions.

Sincerely,

Ivar Chhina
Chief Executive Officer

cc: Mr. Lowell N. Hawkes
Mr. Ron Kerl