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December 15, 2014

VIA E-MAIL

Professor Carrie Jenkins
Professor Jonathan Ichikawa
Department of Philosophy
Vancouver Campus
University of British Columbia
1866 Main Mall
Buchanan E370
Vancouver, BC Canada V6T 1Z1

Dear Professors Jenkins and Ichikawa,

I act for Brian Leiter, Karl Llewellyn Professor of Jurisprudence at the University of Chicago.

You have caused defamatory statements to be published about my client.

On or about July 2, 2014, Professor Jenkins posted on a blog read by many in the academic philosophical community, at <http://csi-jenkins.tumblr.com/post/90563605390/day-one>, "pledges" on how she would behave towards other philosophers and colleagues. My client, and others, understood those "pledges" to be an attack on Professor Leiter, and they were intended by Professor Jenkins as a criticism of Professor Leiter. Professor Leiter responded to Professor Jenkins privately on July 2, 2014. Professor Jenkins then chose to post that private email on her Facebook page and it was, not surprisingly, reposted on at least one other blog read by members of the academic philosophical community. Professor Jenkins also caused the private e-mail to be published on September 23, 2014 at https://files.nyu.edu/dv26/public/Statement_of_Concern.html.

On September 24, 2014, the two of you, with others, published or caused to be published, on the internet, something called the "September Statement" which was a direct attack on my client and his publication, the Philosophical Gourmet Report ("PGR").

The September Statement falsely portrays Professor Leiter as a "tormentor" of Professor Jenkins whose actions had "very serious" "effects" on her, including "impacting her health, her capacity to work, and her ability to contribute to public discourse as a member of the profession."

The September Statement should not have said this. Professor Leiter responded to Professor Jenkins's very public attack on him and his communications did not cause health and work problems, or if they did it was due to Professor Jenkins' actions in making the communications public, and not from any actions by Professor Leiter. Further, Professor Jenkins has pre-existing medical conditions that are the cause of her current health problems, if any. In that vein, I understand that Professor

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Jenkins has given several presentations since July and continues to be active on social and academic media.

The false and defamatory statements in the September Statement led to the large number of signatures to it, and have seriously damaged Professor Leiter's reputation, as you intended. Your publication of the September Statement, and follow-up addendums to it, was part of a strategic effort to embarrass Professor Leiter and discredit him and the PGR.

As an example of your strategic efforts, Professor Jenkins caused Elizabeth Barnes to post similar false statements on the Feminist Philosophers blog on September 24, 2014 under the title "Sometimes An Apology Doesn't Help".

Professor Leiter is prepared to seek redress in the courts in Canada for the statements you have made about him, and to have a full airing of the issues and the cause or causes of Professor Jenkins' medical condition. If forced to go to court, Professor Leiter will seek compensatory and punitive damages, as well as legal fees. However, to avoid litigation and bring an end to this matter, he proposes that you issue a statement, set out below, which would be posted at the very top of the "September Statement" at: <https://sites.google.com/site/septemberstatement/>, where it would remain for at least six months or longer if that site remains public after six months. It would also be posted on Professor Leiter's blog.

Proposed Statement

Apology to Professor Brian Leiter

Over the past few months, Professor Carrie Jenkins and Professor Brian Leiter have made statements to and about each other that have received wide circulation among the philosophical community.

The "September Statement", published by Professor Jenkins, her husband Professor Jonathan Ichikawa, and their colleague at UBC, Professor Alan Richardson, incorrectly implied that Prof. Leiter had gratuitously "targeted" Prof. Jenkins "out of the blue" on July 2. In fact, Prof. Leiter's e-mail was a private response to Prof. Jenkins's July 2 blog post that was critical of him and intended by Professor Jenkins as a criticism of him

The September Statement, should also not have stated that Prof. Leiter's July 2 e-mail and a September 11 Tweet had "very serious" "effects" on Prof. Jenkins, including "impacting her health, her capacity to work, and her ability to contribute to public discourse as a member of the profession." In fact, while Prof. Jenkins was upset by the communications with Prof. Leiter, the September Statement should have noted that she has other pre-existing conditions which were the major cause of her current health and work problems.

Professors Jenkins and Ichikawa regret misleading members of the philosophical community and other readers of the September Statement about these issues, and wish to apologize to Professor Leiter for the defamatory statements they have made about Professor Leiter.

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Professor Jenkins also wishes to apologize for statements made by Elizabeth Barnes in a post on September 24 on the Feminist Philosophers blog entitled "Sometimes An Apology Doesn't Help". That posting, which was reviewed by Professor Jenkins and posted with her approval, repeated and amplified the false allegations in the September Statement, and wrongly belittled Professor Leiter's sincere attempt to correct an innocent misunderstanding regarding a September 11 Twitter exchange

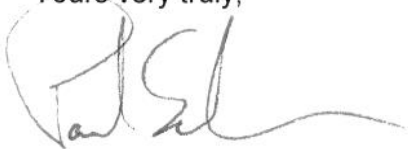
Carrie Jenkins & Jonathan Ichikawa

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This proposal reflects significant compromise by Professor Leiter, who has been badly injured by your false and misleading statements. He proposes it in a good faith attempt to avoid costly litigation. Should you agree to issue the statement above, Professor Leiter will treat the matter as closed and release you from liability for your statements to date. Failing such agreement, he will pursue his legal remedies against you both, and perhaps others among the original signatories to "the September Statement".. In that regard, please take immediate steps to preserve all notes, letters, emails, tweets and other communications and documents relating to this matter.

May I please hear from you by December 31, 2014.

Yours very truly,



Paul B. Schabas

PBS/xwm