

**Subject:** Re: 953850 Mr. Brian D. Hill VS The Chimney Sweep  
**From:** "Ziglar, Aaron M." <AZiglar@oag.state.va.us>  
**Date:** 6/29/2022, 9:44 AM  
**To:** "rbhill67@comcast.net" <rbhill67@comcast.net>

Dear Mr. Hill,

Thank you for authorizing the Virginia Attorney General's Office to assist in the resolution of your dispute. Our Office has received the below written response from the business to your complaint. Please review it carefully and, if you would like to provide a response, please do so in writing within ten (10) business days from the date of this email. In the event I fail to hear from you in writing within ten business days, the complaint will be closed and no further action will be taken.

This Office will retain the complaint form and copies of all official correspondence regarding the complaint in accordance with the applicable state retention schedule. Under the Virginia Freedom of Information Act, please be advised that these materials will be available to the public for review, upon request.

If you have any additional information or need further assistance, please feel free to contact me or respond to this message.

Sincerely,

**Aaron M. Ziglar**  
**Dispute Resolution Specialist**  
[Office of the Attorney General](#)  
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Richmond, Virginia 23219  
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**From:** Eric Ferguson <eferguson@fergusonlaw.net>  
**Sent:** Tuesday, June 28, 2022 10:54 AM  
**To:** Ziglar, Aaron M. <AZiglar@oag.state.va.us>  
**Subject:** Re: 953850 Mr. Brian D. Hill VS The Chimney Sweep

Mr. Ziglar--Thanks for speaking with me yesterday and allowing me to submit this response in email format. I really appreciate your working with me and my client on submitting this response to the complaint of Mr. Hill.

My client is Jacody Cassell and he is the owner of The Chimney Sweep in Franklin County, VA. He has been the owner since 2016. His father had owned it from 1976 until 2016. Jacody has always worked for this company. His son works for him now and intends to take over the company one day.

The Chimney Sweep is a very reputable company and has had very few complaints made against them for their work. My client claims to have no knowledge of Brian D. Hill and Roberta Hill. My client has no records of ever providing an estimate for work to be done at the home of the Hills in Martinsville and he has no evidence of ever doing any work

for the Hills at a home in Martinsville. My client has no record of ever being paid to do any work for the Hills. More importantly, until May 17, 2022, when Mr. Hill filed this complaint, my clients were never told about any of these claims.

My client has never done any work for the Hills. They have never received any complaints from the Hills. One would think that it would not take 3-5 years to make a complaint. Mr. Hill is seeking damages for payment of his legal expenses as a result of criminal charges in 2018.

Mr. Hill's complaint is baseless and he has no evidence to support it. He has offered no contract, no estimate, and no evidence of payment. He has nothing with which to back up his complaint. Even if he did, the statute of limitations for bodily injury is two years. The appropriate statutes regarding contracts are 3 years for verbal agreements and 5 years for written agreements. Since he has no written one, one must assume that if he had an agreement, it would be verbal and therefore beyond that statute of limitation as well.

On behalf of The Chimney Sweep, I ask that this complaint be dismissed. There is no evidence to support this claim.

Please advise of any next step. Thank you for your time and consideration.

*Eric H. Ferguson, Esq.*

*RHODES & FERGUSON ATTORNEYS AT LAW*

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**\*PLEASE NOTE NEW EMAIL ADDRESS\***