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October 13, 2022

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Re: *Luigi Crispo v. Elon R. Musk et al.*,  
C.A. No. 2022-0666-KSJM

Dear Counsel:

On October 10, 2022, Plaintiff Luigi Crispo filed a Motion for Judicial Notice of statements made by Defendants Elon R. Musk, X Holdings I, Inc., and X Holdings II, Inc. (“Defendants”) in *Twitter Inc. v. Elon R. Musk, et al.*, C.A. No. 2022-0613-KSJM.<sup>1</sup> The following day, I issued a Memorandum Opinion largely granting Defendants’ Motion to Dismiss<sup>2</sup> while identifying one area that warranted supplemental briefing.<sup>3</sup>

I believe that my decision on Defendants’ Motion to Dismiss rendered Plaintiff’s Motion for Judicial Notice largely moot. If Plaintiff believes that his Motion for Judicial Notice is not moot, he may advance those arguments in the supplemental briefing requested in my October 11 decision.

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<sup>1</sup> C.A. No. 2022-0666-KSJM, Docket (“Dkt.”) 40.

<sup>2</sup> See Dkt. 15, 18, 25, and 35.

<sup>3</sup> Dkt. 41.

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Sincerely,

*/s/ Kathaleen St. Jude McCormick*

Kathaleen St. Jude McCormick  
Chancellor

cc: Counsel of Record (by *File&ServiceXpress*)