

# EXHIBIT A

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**UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA**

DC COMICS,

Plaintiff,

v.

PACIFIC PICTURES  
CORPORATION, IP WORLDWIDE,  
LLC, IPW, LLC, MARC TOBEROFF,  
an individual, MARK WARREN  
PEARY, as personal representative of  
the ESTATE OF JOSEPH SHUSTER,  
JEAN ADELE PEAVY, an individual,  
LAURA SIEGEL LARSON, an  
individual and as personal  
representative of the ESTATE OF  
JOANNE SIEGEL, and DOES 1-10,  
inclusive,

Defendants.

Case No. CV 10-03633 ODW (RZx)

**DC COMICS' NOTICE OF  
MOTION AND MOTION FOR  
REVIEW OF MAGISTRATE'S  
ORDER ON PLAINTIFF'S  
MOTION TO COMPEL  
PRODUCTION OF DOCUMENTS  
PURSUANT TO FED. R. CIV. P.  
72(A) AND L.R. 72-2.1**

DECLARATION OF JASON H.  
TOKORO AND [PROPOSED]  
ORDER FILED CONCURRENTLY  
HEREWITH

**Judge:** Hon. Otis D. Wright II  
**Magistrate:** Hon. Ralph Zarefsky

**Hearing Date:** Mar. 26, 2012  
**Hearing Time:** 1:30 p.m.  
**Courtroom:** 11

DC COMICS' MOT. FOR REVIEW  
OF MAGISTRATE'S ORDER

**EXHIBIT A**

1 TO ALL PARTIES AND THEIR COUNSEL OF RECORD:

2 PLEASE TAKE NOTICE that on March 26, 2012, at 1:30 p.m., or as soon  
3 thereafter as the matter may be heard by the above-entitled court, located at 312  
4 North Spring Street, Los Angeles, California in Courtroom 11, plaintiff DC Comics  
5 will and hereby does move the Court for review of the Magistrate's February 15,  
6 2012, Order On Plaintiff's Motion To Compel The Production Of Documents.

7 This motion is made pursuant to paragraph 4 of this Court's Standing Order,  
8 Docket No. 18, Central District Local Rule 72-2.1, and Federal Rule of Civil  
9 Procedure 72(a), on the ground that the Magistrate's ruling denying DC's motion to  
10 compel the production of a single communication from Kevin Marks to the Siegel  
11 heirs is clearly erroneous and contrary to law.

12 Pursuant to paragraph 5(b) of this Court's Standing Order Regarding Newly  
13 Assigned Cases and Central District Local Rule 7-3, the parties have attempted  
14 unsuccessfully to resolve their disputes and therefore respectfully seek the  
15 assistance of the Court.

16 This motion is based on this Notice of Motion and Motion; the  
17 accompanying Memorandum of Points and Authorities; the concurrently-filed  
18 Declaration of Jason H. Tokoro and exhibits in support thereof; any additional  
19 briefing that may be filed; all exhibits, files, and records on file in this action;  
20 matters of which judicial notice may be taken; and such additional submissions and  
21 argument as may be presented at or before the hearing on this motion.

22 Dated: February 27, 2012

Respectfully Submitted,  
O'MELVENY & MYERS LLP

23  
24 By: /s/ Daniel M. Petrocelli  
Daniel M. Petrocelli  
Attorneys for Plaintiff DC Comics  
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1 This motion for review concerns one document. On October 24, 2011, this  
2 Court granted DC's then-pending motion for review, and compelled Defendants to  
3 produce a July 11, 2003, letter from defendant Laura Siegel Larson to her brother,  
4 Michael Siegel. Docket No. 336. In that letter, Larson disclosed the contents of an  
5 August 2002 memo from her attorney Kevin Marks to the Siegel heirs (the "Marks  
6 Memo") that directly refutes key factual and legal positions that the Siegels and  
7 Marc Toberoff have taken in this case and the related *Siegel* cases. Because any  
8 claim of privilege in the subject matters of the Marks Memo that were disclosed in  
9 the July 2003 letter have been waived, the Marks Memo (or at least the portions of  
10 it that have already been disclosed) should also be ordered produced.

11 1. Laura Siegel Larson's July 11, 2003, letter to her brother Michael—which  
12 this Court ordered defendants to produce on October 24, *see id.*—openly discloses  
13 that Laura's then-attorney, Kevin Marks, told her in August 2002 that she could *not*  
14 accept Toberoff's offer to buy her family's putative Superman rights because she  
15 "had a deal with Time Warner/DC" and that, if she repudiated her October 2001  
16 agreement with DC and accepted Toberoff's competing offer, Marks would have to  
17 "testify against [her] in court." Docket No. 362-2 at 287.

18 Both here and in *Siegel*, Laura and Toberoff have argued that no such deal  
19 existed—contending that while Marks confirmed with DC in October 2001 that  
20 such a deal was made, as of May 2002, the Siegels told DC the deal had fallen apart  
21 and the October 2001 deal was not "*enforceable*." *E.g.*, Docket No. 368 at 5:16-21.  
22 But as the admissions in Laura's long-suppressed July 2003 letter make clear, when  
23 Marks wrote his August 2002 memo he never qualified his description of DC's deal  
24 with the Siegels. Docket No. 372 at 1:23-2:21. Indeed, he remained emphatic in  
25 2002 that a "deal" existed. *Id.* These powerful admissions directly support DC's  
26 claims in this case and the *Siegel* cases and also impeach key witness testimony. *Id.*

27 2. Upon receipt of the July 2003 letter, DC moved to compel production of  
28 the Marks Memo, so that it could examine Marks, Laura, Toberoff, and others

1 using not only Laura's admissions in her July 2003 letter, but also Marks'  
2 admissions in his 2002 memo. Defendants resisted, arguing that notwithstanding  
3 the disclosure of its contents, the Marks Memo was nonetheless still shielded by a  
4 "common-interest privilege," and Laura had somehow not waived privilege when  
5 she wrote her July 2003 letter. Defendants' position is refuted by this Court's  
6 October 24 order, defendants' own privilege logs, and the controlling case law on  
7 privilege waivers.

8 a. This Court's October 24 order compelling defendants to produce the July  
9 2003 letter rejected any privilege claim in the letter and, importantly, *its contents*.  
10 The Court ordered the July letter produced despite defendants' claims it was subject  
11 to a common-interest privilege and contained legal advice, and following the  
12 Court's order, defendants did not attempt to further contest the matter and produced  
13 the letter. *Compare* Docket No. 336, *with* Docket No. 331 at 1-2, 7-9. The Court's  
14 ruling is the law of this case and was clearly correct. By July 2003, Laura's and  
15 Michael's relationship had soured: Michael was openly accusing Toberoff of fraud,  
16 and Toberoff was withholding key facts from Michael and his counsel. Docket  
17 Nos. 362 at 10:15-11:26; 372 at 2:22-3:11. Moreover, an Ohio district court  
18 examined 15 communications between Laura and Michael from this time period  
19 and *rejected* the notion that Laura's and Michael's interests were aligned or that  
20 their communications were privileged. Docket No. 161-5.<sup>1</sup>

21 b. To the extent any plausible claim of common interest privilege could have  
22 been made, it was waived. Despite asserting "joint" or "common" interest privilege  
23 some 505 times in their privilege logs in this case, defendants *never once* asserted a  
24 common-interest privilege claim over the Marks Memo. *Compare, e.g.*, Docket  
25 No. 162-6 at 422, *with id.* at 418-19; *see* Appendix A (reproducing logs); Tokoro  
26

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27 <sup>1</sup> Those 15 communications are dated Apr. 16, 2003; Apr. 30, 2003; June 18, 2003;  
28 July 16, 2003; Aug. 6, 2003 (two documents); Nov. 12, 2004 (same); Nov. 17, 2004  
(same); Nov. 18, 2004 (same); Nov. 24, 2004; Nov. 29, 2004; and Jan. 17, 2005.

Decl. ¶¶ 2-5. The failure to assert a common-interest privilege over the Marks Memo means any entitlement to that privilege that might theoretically exist, even assuming it was not already overruled by this Court, was abandoned. *E.g.*, *Lenz v. Universal Music Corp.*, 2009 U.S. Dist. LEXIS 105180, at \*7-8 (N.D. Cal. Oct. 29, 2009) (work-product privilege claim waived where defendant did not raise specific claim in its original logs); *Burlington N. & Santa Fe Ry. Co. v. U.S. Dist. Ct.*, 408 F.3d 1142, 1149-50 (9th Cir. 2005) (waiver given five-month delay in producing privilege logs); *Vieste, LLC v. Hill Redwood Dev.*, 2010 U.S. Dist. LEXIS 126607, at \*27-29 (N.D. Cal. Nov. 18, 2010) (waiver when documents added to privilege log six months after initial production); *Hoot Winc, LLC v. RSM McGladrey Fin. Process Outsourcing, LLC*, 2010 U.S. Dist. LEXIS 57880, at \*8-11 (S.D. Cal. June 11, 2010) (same; one year).

c. Laura's July 2003 letter (quoted below) openly discloses and thus effects an unequivocal subject-matter privilege waiver over the following aspects of the Marks Memo:

We fired Kevin Marks and Bruce Ramer because *they were insisting we* [Laura and her mother, Joanne Siegel] *take a bad TW/DC deal*. You'll remember that you [Michael], Don Bulson [your lawyer] and we were shocked when Kevin Marks said that if asked to, *he would testify against us in court*. ...

Kevin Marks had turned Marc [Toberoff] away saying *we had a deal with DC* when we did not. ...

*Kevin Marks told Marc we had a deal* with Time Warner/DC. Docket No. 362-2 at 287 (emphasis added).

The case law is legion that when one discloses the subject matter of an allegedly privileged communication in a *non*-privileged forum in this way, all privilege in that same subject matter is waived. *E.g.*:

- *Hernandez v. Tanninen*, 604 F.3d 1095, 1100 (9th Cir. 2010) ("Disclosing a privileged communication .... results in waiver as to all other communications on the same subject."); *Weil v. Inv./Indicators, Research & Mgmt.*, 647 F.2d 18, 24 (9th Cir.1981) (same);

- *Informatica Corp. v. Bus. Objects Data Integration, Inc.*, 454 F. Supp. 2d 957, 963 (N.D. Cal. 2006) (“The widely applied standard for determining the scope of a waiver of attorney-client privilege is that the waiver applies to all other communications relating to the same subject matter.”);
- *Phoenix Solutions Inc. v. Wells Fargo Bank, N.A.*, 254 F.R.D. 568, 576 (N.D. Cal. 2008) (“When either privilege is waived, its scope extends to ‘all communications on the same subject matter ....’”); *U.S. v. Reyes*, 239 F.R.D. 591, 606 (N.D. Cal. 2006) (same).

3. Judge Zarefsky denied DC’s motion seeking the Marks Memo, however. In doing so, he made several errors similar to those made when he denied DC access to the July 2003 letter—a decision this Court rightly overturned. *Supra* at 1.

a. First, Judge Zarefsky made a critical *factual* error in assuming that because defendants asserted an “attorney-client” privilege claim over the Marks Memo, they also asserted and preserved a “common-interest” privilege claim. Docket No. 378 at 2:9-3:1. As Appendix A to this brief makes plain, however, defendants knew full well how to assert “joint” or “common” interest privilege claims in their logs, and for whatever tactical reasons, they chose *never* to do so for the Marks Memo:

- Defendants’ Marks Memo log entry (asserting only “Atty/Client” privilege):

Log #	Date of Document	Identity of Author(s)	Identity of Recipient(s)	Document Type	Privilege Claim	Present Location
623	8/9/2002	Atty Kevin Marks	Joanne, Laura Siegel, Atty Don Bulson, Atty Bruce Ramer	Letter	Atty/Client	Defendants’ Counsel

- Other log entries (asserting “Atty/Client” and “Joint Interest” privileges):

Log #	Date of Document	Identity of Author(s)	Identity of Recipient(s)	Document Type	Privilege Claim	Present Location
532	9/24/2001	Atty Kevin Marks	Atty Don Bulson, Joanne, Laura Siegel, Atty Bruce Ramer	Letter	Atty/Client- Joint Interest	Defendants’ Counsel
548	10/17/2001	Atty Kevin Marks	Atty Don Bulson, Joanne, Laura Siegel, Atty Bruce Ramer	Letter	Atty/Client- Joint Interest	Defendants’ Counsel
549	10/19/2001	Atty Kevin Marks	Atty Don Bulson, Laura Siegel	Letter	Atty/Client-Joint Interest	Defendants’ Counsel
550	10/19/2001	Atty Kevin Marks	Atty Don Bulson, Laura Siegel	Letter	Atty/Client-Joint Interest	Defendants’ Counsel

Docket No. 162-6 at 422, 418-19; *see also* Tokoro Decl. ¶¶ 2-5; Appendix A.

b. Second, citing no case directly to support his ruling on what he said were the “limited and quite unusual circumstances” here, Judge Zarefsky held that even though Laura’s July 2003 letter was *not* privileged, her open and frank discussion of the contents of the Marks Memo in that July 2003 letter somehow did not waive



1 the privilege in those portions of the Marks Memo that she voluntarily disclosed.  
2 Docket No. 378 at 5:16-25. This holding is clearly erroneous as well.

3 Judge Zarefsky reached his holding employing the following logic. He  
4 reasoned: (i) common-interest privileges are recognized by the courts, *id.* at 3:19-  
5 4:10; (ii) “statements made during the period that the joint defense agreement” are  
6 privileged and remain privileged even after the agreement is terminated, *id.* at 4:13-  
7 15; (iii) one party to a joint privilege cannot unilaterally waive it, *id.* at 4:15-21; and  
8 (iv) since Laura did no more in her July 2003 letter than advert to statements in the  
9 Marks Memo that Michael had seen before, no waiver had occurred, *id.* 5:16-21.

10 Parts (ii), (iii), and (iv) of this reasoning are all flawed and in conflict with  
11 the order of this Court. Starting with (ii), in its October 24 order, this Court  
12 *rejected* defendants’ claim that the July 23 letter was covered by the common-  
13 interest privilege. *Compare* Docket No. 336, *with* 331 at 1-2, 7-9. While Judge  
14 Zarefsky said that Laura and Michael *might* still have had certain other interests in  
15 common in July 2003, Docket No. 378 at 4:22-5:15, he did not hold—nor could he  
16 hold, given this Court’s order—that the July 23 letter was privileged. What this  
17 means is that in a clearly non-privileged letter—that Laura never marked  
18 privileged, that openly discussed Michael’s animosity toward Toberoff, and that  
19 Michael could have shared with anyone, given that it was *not* privileged—Laura  
20 chose to discuss and disclose what her lawyer, Kevin Marks, had told her in 2002.

21 Laura’s discussion of the Marks Memo in her July 2003 letter was not a  
22 “statement[] made during the period that the joint defense agreement was in  
23 existence.” *Id.* at 4:13-15. Rather, it was a *new* statement made in a letter *outside*  
24 *the auspices of any such common-interest agreement*, when Laura was trying to  
25 advance her own commercial interests, which were directly antagonistic to  
26 Michael’s. Docket Nos. 362 at 10:15-11:26. By disclosing the contents of Marks’  
27 memo in this non-privileged forum, Laura waived any privilege in Marks’ August  
28 2002 advice.



1       *Electro Scientific Indus., Inc. v. Gen. Scanning, Inc.*, 175 F.R.D. 539 (N.D.  
2 Cal. 1997)—a case Judge Zarefsky did not address—is instructive here. There, a  
3 company sought to advance its “commercial interests” by disclosing to customers  
4 patent law advice that its lawyers had given it about the invalidity of a competitor’s  
5 patents. The advice had once been privileged; it was “the bottom line of the  
6 lawyer’s opinion, his conclusion, the ultimate outcome of his legal reasoning.” *Id.*  
7 at 543. But the company waived any privilege when it made the tactical choice to  
8 discuss the advice outside the umbrella of privilege to achieve commercial gain. *Id.*

9       Here, too, Laura did not need to discuss Marks’ memo in a *non-privileged*  
10 letter to her brother. She only did so hoping to convince him to sell his rights to  
11 Toberoff—her business partner. That clearly commercial choice has consequences;  
12 namely, waiving privilege in the Marks Memo, or at least all parts of it discussed in  
13 Laura’s July 2003 letter. *Id.*; *U.S. v. Mendelsohn*, 896 F.2d 1183, 1188-89 (9th Cir.  
14 1990) (waiver; advice disclosed to third party); *Weil*, 647 F.2d at 25 (same; advice  
15 disclosed to opposing counsel); *Reyes*, 239 F.R.D. 591, 603 (same; DOJ).

16       Turning to point (iii), while it is true that one party to a joint-privilege cannot  
17 waive it for all parties, the rule rightly only applies when one holder of the joint-  
18 privilege makes a waiver, and a third party tries to use the waiver against another  
19 party to the privilege. *See* Appendix B (collecting cases). Here, it is *Laura* who  
20 made the waiver, and it is against *Laura* that DC seeks to use the waiver. The no-  
21 unilateral-waiver rule makes sense if, for example, Criminal Defendants A and B  
22 share a joint defense; A turns State’s evidence; and the State asks A to disclose all  
23 that B told him. In such cases, it is *not* fair to bind B by A’s choice. *Id.* But here,  
24 holding Laura to her own waiver is fully fair and consistent with the case law. *Id.*

25       As to point (iv), Judge Zarefsky reasoned that Michael was already aware of  
26 the Marks Memo, so it should not matter that outside the terms of their common-  
27 interest agreement, Laura re-communicated the memo’s contents to him. Not so.  
28 Claims of privilege impede the search for the truth, *see U.S. v. Martin*, 278 F.3d

1 988, 999 (9th Cir. 2002)—no more so here, where defendants have taken factual  
2 positions directly refuted by their own internal communications. Because privilege  
3 claims “impede[] full and free discovery of the truth,” they are “strictly construed,”  
4 *Weil*, 647 F.2d at 24, and to maintain privilege, one must jealously safeguard it and  
5 may not selectively communicate outside its protections, *e.g., id.; Westinghouse*  
6 *Elec. Corp. v. Republic of Phil.*, 951 F.2d 1414, 1424 (3d Cir. 1991).

7 Yet that is exactly what Laura did here. In a letter this Court ruled was *not*  
8 privileged, she openly republished Marks’ legal advice. If she wanted to discuss  
9 such privileged matters in a protected way, she was required to get Michael to agree  
10 to shield their discussions in a new common-interest privilege. She never did so,  
11 and for good reason. By July 2003, her interests had diverged, and Toberoff was  
12 manipulating her, so he could buy Michael’s rights for a pittance. Docket Nos.  
13 183-4 at 47; 305-52 at 1863:5-11, 1863:18-1867:2, 1877:21-1878:3; 362-2 at 3-5.

14 4. There are two additional and independent reasons Judge Zarefsky plainly  
15 erred in not ordering the Marks Memo produced.

16 a. The Toberoff Timeline, like the July 2003 letter, openly discusses Marks’  
17 memo and recounts: Toberoff approaching Marks to acquire the Siegels’ interests;  
18 Marks telling Toberoff it was a “no go” because the Siegels “already reached an  
19 agreement with” DC; Marks’ conveying Toberoff’s offer to the Siegels; and Marks  
20 “tell[ing] the Siegels that he would testify in court against [them] if they accepted  
21 this offer....” Docket No. 49, FAC Ex. at 63. After DC obtained the Timeline by  
22 court order in 2008, it told defendants it intended to file it publicly as Exhibit 1 to a  
23 discovery motion. Docket No. 42 at 43. Despite arguing the Timeline is “riddled  
24 with privileged information,” Docket No. 95 at 20:5, defendants took none of the  
25 required steps to keep the Timeline from becoming a fully public document. DC  
26 told defendants if they wanted to prevent the Timeline from being publicly filed,  
27 they were required to move for a protective order to seal it. Docket No. 42 at 43-  
28 44. Defendants chose not to so move, and the Timeline, including its description of

1 the Marks Memo, has been a matter of public record since 2009. *Id.* Defendants’  
2 failure to take the steps necessary to preserve confidentiality in the Timeline waived  
3 any privilege in its contents and enclosures. *E.g., Weil*, 647 F.2d at 24.

4 Judge Zarefsky’s ruling does not address this argument, though DC clearly  
5 raised it. Docket Nos. 362 at 11-12; 372 at 3-4. Instead, it addresses an argument  
6 DC never made. The order holds the mere “existence” of the Timeline does not  
7 waive privilege in its contents because Laura or her agents did not write it. Docket  
8 No. 378 at 5:26-6:5. But authorship was never the issue; it was Judge Larson’s  
9 ruling that any privilege had been waived in the document, followed by defendants’  
10 *chosen* failure to maintain the document’s confidentiality, that created the waiver.

11 b. Judge Zarefsky also never addressed that significant parts of the Marks  
12 Memo, as described by Laura herself, are not privileged. *Compare id.*, with Docket  
13 Nos. 362 at 12-13; 372 at 4. Both Larson’s July 2003 letter and the Timeline  
14 describe the memo as (a) Marks’ republishing Toberoff’s offer to acquire the  
15 Siegels’ purported rights; (b) Marks’ republishing his disclosure to Toberoff that  
16 the Siegels reached an agreement with DC; and (c) Marks’ recounting the fact the  
17 Siegels reached a settlement agreement with DC in 2001. Attorney-client privilege  
18 does not extend to the transmission of mere facts such as these. *E.g., Upjohn Co. v.*  
19 *U.S.*, 449 U.S. 383, 395-396 (1981). Marks was, in large part, “serv[ing] merely as  
20 a conduit for transmission of a message,” and privilege does not extend to Marks’  
21 words and actions as “attorney-messenger.” *U.S. v. Freeman*, 519 F.2d 67, 68 (9th  
22 Cir. 1975); *McKay v. Comm’r*, 886 F.2d 1237, 1238 (9th Cir. 1989) (relaying of  
23 notice from IRS to client “is not in the nature of a confidential communication”); *In*  
24 *re Fischel*, 557 F.2d 209, 212 (9th Cir. 1977) (“attorney’s involvement in, or  
25 recommendation of, a transaction does not place a cloak of secrecy around all  
26 incidents of such a transaction”). Indeed, defendants do not dispute that key parts  
27 of the Marks Memo, including Toberoff’s business offer to the Siegels, are not  
28

1 privileged. Docket No. 368 at 14:22-15:2. Given this, there is no basis to deny DC  
2 access to these and other non-privileged portions of the Marks Memo.

3 5. In conclusion, the Court should either order the Marks Memo produced  
4 outright (as it did with the July 2003 letter), or review it *in camera* so that the  
5 portions of the Marks Memo that were disclosed in Laura's July 2003 letter and/or  
6 the Toberoff Timeline can be produced and provided to DC. The critical facts and  
7 admissions in the letter are an important component of the search for the truth in  
8 these cases.

9 Dated: February 27, 2012

Respectfully Submitted,  
O'MELVENY & MYERS LLP

11 By: /s/ Daniel M. Petrocelli  
Daniel M. Petrocelli

## APPENDIX A:

### **A. Marks Communication as Identified in Siegels' Privilege Log in this Case (Docket No. 162-6 at 422):**

Log #	Date of Document	Identity of Author(s)	Identity of Recipient(s)	Document Type	Privilege Claim	Present Location
623	8/9/2002	Atty Kevin Marks	Joanne, Laura Siegel, Atty Don Bulson, Atty Bruce Ramer	Letter	Atty/Client	Defendants' Counsel

### **B. "Common" or "Joint" Interest Privilege Entries in Siegel Privilege Log in this Case (Docket No. 162-6 at 392-411, 413-14, 416-23, 425-28, 430-32, 439, 444, 448, 453, 462, 464-65, 480, 502, 504, 506-07):**

Log #	Date of Document	Identity of Recipient(s)	Identity of Author(s)	Document Description	Privilege Claim	Present Location
28	6/17/1988	Atty Don Bulson	Atty Arthur Levine	Letter	Atty/Client-Joint Interest	Defendants' Counsel
42	4/18/1997	Atty Dennis Larson	Michael Siegel, Joanne, Laura Siegel	Letter	Atty/Client- Joint Interest	Defendants' Counsel
44	8/7/1997	Atty Arthur Levine	Atty Himanshu Amin	Letter	Atty/Client-Joint Interest	Defendants' Counsel
46	10/14/1997	Atty Himanshu Amin	Atty Dennis Larson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
47	11/5/1997	Atty Dennis Larson	Atty Himanshu Amin	Letter	Atty/Client-Joint Interest	Defendants' Counsel
49	1/15/1998	Atty Don Bulson	Atty Arthur Levine	Letter	Atty/Client-Joint Interest	Defendants' Counsel
51	2/2/1998	Atty Arthur Levine	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
52	2/2/1998	Atty Arthur Levine	Atty Don Bulson	Letter	Atty/Client- Joint Interest	Defendants' Counsel
53	3/18/1998	Atty Don Bulson	Atty Arthur Levine	Letter	Atty/Client-Joint Interest	Defendants' Counsel
54	3/18/1998	Atty Don Bulson	Atty Arthur Levine	Letter	Atty/Client- Joint Interest	Defendants' Counsel
56	6/17/1998	Atty Don Bulson	Atty Arthur Levine	Letter	Atty/Client- Joint Interest	Defendants' Counsel
57	6/26/1998	Atty Arthur Levine	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
58	6/26/1998	Atty Arthur Levine	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
59	6/26/1998	Atty Arthur Levine	Atty Don Bulson, Joanne, Laura Siegel	Letter	Atty/Client- Joint Interest	Defendants' Counsel
62	9/4/1998	Atty Don Bulson	Atty Arthur Levine	Letter	Atty/Client- Joint Interest	Defendants' Counsel
63	11/3/1998	Atty Don Bulson	Atty Arthur Levine	Letter	Atty/Client-Joint Interest	Defendants' Counsel
64	11/3/1998	Atty Don Bulson	Atty Arthur Levine	Letter	Atty/Client- Joint Interest	Defendants' Counsel
66	11/13/1998	Atty Arthur Levine	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
68	12/4/1998	Atty Arthur Levine	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
69	12/4/1998	Atty Arthur Levine	Atty Don Bulson	Letter	Atty/Client- Joint Interest	Defendants' Counsel
72	1/19/1999	Atty Don Bulson	Atty Arthur Levine	Letter	Atty/Client-Joint Interest	Defendants' Counsel
73	1/19/1999	Atty Don Bulson	Atty Arthur Levine	Letter	Atty/Client- Joint Interest	Defendants' Counsel
77	3/3/1999	Atty Arthur Levine	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
78	3/10/1999	Atty Don Bulson	Atty Arthur Levine	Letter	Atty/Client-Joint Interest	Defendants' Counsel
79	3/10/1999	Atty Don Bulson	Atty Arthur Levine	Letter	Atty/Client- Joint Interest	Defendants' Counsel
80	3/17/1999	Atty Arthur Levine	Atty Don Bulson	Facsimile	Atty/Client-Joint Interest	Defendants' Counsel
87	4/16/1999	Atty Don Bulson	Atty Arthur Levine	Letter	Atty/Client-Joint Interest	Defendants' Counsel
88	4/16/1999	Atty Don Bulson	Atty Arthur Levine	Letter	Atty/Client- Joint Interest	Defendants' Counsel
98	5/27/1999	Atty Arthur Levine	Atty Don Bulson	Letter	Atty/Client- Joint Interest	Defendants' Counsel

1	101	6/8/1999	Atty Don Bulson	Atty Arthur Levine	Letter	Atty/Client-Joint Interest	Defendants' Counsel
2	102	6/9/1999	Atty Arthur Levine	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
3	103	6/9/1999	Atty Arthur Levine	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
4	104	6/9/1999	Atty Arthur Levine	Atty Don Bulson, Joanne, Laura Siegel	Letter	Atty/Client- Joint Interest	Defendants' Counsel
5	111	7/12/1999	Atty Kevin Marks	Atty Arthur Levine, Atty Don Bulson	Memo	Atty/Client-Joint Interest	Defendants' Counsel
6	114	7/20/1999	Atty Don Bulson	Atty Arthur Levine	Letter	Atty/Client-Joint Interest	Defendants' Counsel
7	115	7/20/1999	Atty Don Bulson	Atty Arthur Levine	Letter	Atty/Client- Joint Interest	Defendants' Counsel
8	118	8/2/1999	Atty Arthur Levine	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
9	119	8/2/1999	Atty Arthur Levine	Atty Don Bulson, Joanne, Laura Siegel, Atty Kevin Marks	Letter	Atty/Client- Joint Interest	Defendants' Counsel
10	121	8/10/1999	Atty Don Bulson	Atty Arthur Levine	Letter	Atty/Client-Joint Interest	Defendants' Counsel
11	122	8/10/1999	Atty Don Bulson	Atty Arthur Levine	Letter	Atty/Client- Joint Interest	Defendants' Counsel
12	123	8/24/1999	Atty Arthur Levine	Atty Don Bulson	Facsimile	Atty/Client-Joint Interest	Defendants' Counsel
13	129	9/2/1999	Atty Don Bulson	Atty Arthur Levine	Letter	Atty/Client-Joint Interest	Defendants' Counsel
14	130	9/2/1999	Atty Don Bulson	Atty Arthur Levine	Letter	Atty/Client- Joint Interest	Defendants' Counsel
15	136	9/8/1999	Atty Don Bulson	Atty Arthur Levine	Letter	Atty/Client-Joint Interest	Defendants' Counsel
16	137	9/8/1999	Atty Don Bulson	Atty Arthur Levine	Letter	Atty/Client- Joint Interest	Defendants' Counsel
17	139	9/9/1999	Atty Arthur Levine	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
18	142	9/14/1999	Atty Don Bulson	Atty Kevin Marks	Letter	Atty/Client-Joint Interest	Defendants' Counsel
19	143	9/14/1999	Atty Don Bulson	Atty Kevin Marks, Atty Arthur Levine	Letter	Atty/Client- Joint Interest	Defendants' Counsel
20	146	9/17/1999	Atty Arthur Levine	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
21	160	9/28/1999	Atty Don Bulson	Atty Kevin Marks	Letter	Atty/Client-Joint Interest	Defendants' Counsel
22	161	9/28/1999	Atty Kevin Marks	Atty Dennis Larson, Atty Arthur Levine, Atty Don Bulson, Joanne Siegel, Laura Siegel	Letter	Atty/Client-Joint Interest	Defendants' Counsel
23	162	9/28/1999	Atty Don Bulson	Atty Kevin Marks	Letter	Atty/Client- Joint Interest	Defendants' Counsel
24	164	10/8/1999	Atty Kevin Marks	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
25	165	10/8/1999	Atty Don Bulson	Atty Kevin Marks	Letter	Atty/Client-Joint Interest	Defendants' Counsel
26	166	10/8/1999	Atty Don Bulson	Atty Kevin Marks	Letter	Atty/Client- Joint Interest	Defendants' Counsel
27	167	10/8/1999	Atty Don Bulson	Atty Kevin Marks	Letter	Atty/Client- Joint Interest	Defendants' Counsel
28	174	10/27/1999	Atty Don Bulson	Atty Kevin Marks	Letter	Atty/Client-Joint Interest	Defendants' Counsel
	175	10/27/1999	Atty Don Bulson	Atty Kevin Marks	Letter	Atty/Client- Joint Interest	Defendants' Counsel
	177	11/3/1999	Atty Kevin Marks	Atty Dennis Larson, Atty Bruce Ramer, Atty Arthur Levine, Atty Don Bulson, Joanne Siegel, Laura Siegel	Letter	Atty/Client-Joint Interest	Defendants' Counsel
	182	11/8/1999	Atty Don Bulson	Atty Kevin Marks	Letter	Atty/Client-Joint Interest	Defendants' Counsel
	183	11/8/1999	Atty Don Bulson	Atty Kevin Marks	Letter	Atty/Client- Joint Interest	Defendants' Counsel
	184	11/12/1999	Atty Kevin Marks	Atty Don Bulson, Atty Dennis Larson	Facsimile	Atty/Client-Joint Interest	Defendants' Counsel
	189	12/6/1999	Atty Don Bulson	Atty Kevin Marks	Letter	Atty/Client-Joint Interest	Defendants' Counsel
	192	12/6/1999	Atty Don Bulson	Atty Kevin Marks	Letter	Atty/Client- Joint Interest	Defendants' Counsel
	194	12/10/1999	Atty Kevin Marks	Atty Don Bulson, Atty Arthur Levine, Joanne Siegel, Laura Siegel	Letter	Atty/Client-Joint Interest	Defendants' Counsel
	197	12/22/1999	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
	198	12/22/1999	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
	199	12/22/1999	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
	200	12/22/1999	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
	201	12/29/1999	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
	202	12/29/1999	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
	203	12/30/1999	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client-Joint Interest	Defendants' Counsel



1	206	1/3/2000	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
2	208	1/3/2000	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
3	209	1/3/2000	Atty Kevin Marks	Atty Don Bulson, Atty Bruce Ramer	Letter	Atty/Client-Joint Interest	Defendants' Counsel
4	210	1/4/2000	Michael Siegel	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
5	211	1/4/2000	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
6	212	1/5/2000	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
7	213	1/10/2000	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
8	214	1/10/2000	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
9	215	1/10/2000	Atty Kevin Marks	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
10	216	1/10/2000	Atty Kevin Marks	Atty Don Bulson, Atty Dennis Larson, Atty Bruce Ramer, Atty Arthur Levine	Letter	Atty/Client-Joint Interest	Defendants' Counsel
11	218	1/14/2000	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
12	221	1/18/2000	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
13	227	2/28/2000	Atty Don Bulson		Notes	Atty/Client-Joint Interest	Defendants' Counsel
14	228	3/1/2000	Atty Kevin Marks	Atty Arthur Levine, Atty Bruce Ramer, Atty Don Bulson, Joanne Siegel, Laura Siegel	Letter	Atty/Client-Joint Interest	Defendants' Counsel
15	231	3/7/2000	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
16	234	3/9/2000	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
17	235	3/9/2000	Atty Kevin Marks	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
18	237	3/21/2000	Atty Kevin Marks	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
19	238	3/30/2000	Atty Kevin Marks	Atty Bruce Ramer, Atty Don Bulson, Atty Arthur Levine, Joanne Siegel, Laura Siegel	Letter	Atty/Client-Joint Interest	Defendants' Counsel
20	239	3/30/2000	Atty Kevin Marks	Atty Don Bulson, Joanne Siegel, Laura Siegel	Letter	Atty/Client-Joint Interest	Defendants' Counsel
21	241	4/3/2000	Atty Kevin Marks	Atty Don Bulson, Atty Arthur Levine, Joanne Siegel, Laura Siegel	Letter	Atty/Client-Joint Interest	Defendants' Counsel
22	244	4/5/2000	Atty Kevin Marks	Atty Don Bulson, Atty Arthur Levine, Joanne Siegel, Laura Siegel	Facsimile	Atty/Client-Joint Interest	Defendants' Counsel
23	248	4/11/2000	Atty Kevin Marks	Atty Don Bulson, Atty Arthur Levine, Joanne Siegel, Laura Siegel	Facsimile	Atty/Client-Joint Interest	Defendants' Counsel
24	249	4/11/2000	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
25	250	4/12/2000	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
26	251	4/12/2000	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
27	252	4/12/2000	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
28	257	4/17/2000	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
	259	4/18/2000	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
	261	4/18/2000	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
	267	5/2/2000	Atty Kevin Marks		E-mail	Atty/Client-Joint Interest	Defendants' Counsel
	268	5/3/2000	Atty Don Bulson		E-mail	Atty/Client-Joint Interest	Defendants' Counsel
	269	5/3/2000	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
	270	5/3/2000	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
	273	5/4/2000	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
	274	5/4/2000	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
	275	5/5/2000	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
	276	5/5/2000	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
	277	5/5/2000	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
	278	5/8/2000	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
	279	5/8/2000	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
	281	5/8/2000	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
	282	5/9/2000	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel



1	284	5/10/2000	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
2	290	5/18/2000	Atty Kevin Marks	Atty Bruce Ramer, Atty Don Bulson, Joanne Siegel, Laura Siegel	Letter	Atty/Client-Joint Interest	Defendants' Counsel
3	294	5/26/2000	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
4	295	5/26/2000	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
5	302	6/7/2000	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
6	304	6/7/2000	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
7	307	6/9/2000	Atty Kevin Marks	Atty Don Bulson, Joanne Siegel, Laura Siegel	Letter	Atty/Client-Joint Interest	Defendants' Counsel
8	311	7/6/2000	Atty Kevin Marks	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
9	313	7/7/2000	Atty Kevin Marks	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
10	315	7/10/2000	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
11	316	7/10/2000	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
12	317	7/10/2000	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
13	321	7/17/2000	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
14	323	7/17/2000	Atty Kevin Marks	Atty Bruce Ramer, Atty Don Bulson, Joanne Siegel, Laura Siegel	Letter	Atty/Client-Joint Interest	Defendants' Counsel
15	325	7/18/2000	Atty Kevin Marks	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
16	326	7/18/2000	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
17	327	7/19/2000	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
18	328	7/19/2000	Atty Kevin Marks	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
19	329	7/19/2000	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
20	330	7/21/2000	Atty Kevin Marks	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
21	331	7/21/2000	Atty Kevin Marks	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
22	332	7/24/2000	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
23	333	7/24/2000	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
24	334	7/24/2000	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
25	335	7/24/2000	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
26	337	7/24/2000	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
27	342	7/26/2000	Atty Kevin Marks	Atty Don Bulson	Facsimile	Atty/Client-Joint Interest	Defendants' Counsel
28	356	9/5/2000	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
	358	9/6/2000	Atty Don Bulson	Atty Kevin Marks	Letter	Atty/Client-Joint Interest	Defendants' Counsel
	359	9/6/2000	Atty Don Bulson	Atty Kevin Marks	Letter	Atty/Client-Joint Interest	Defendants' Counsel
	360	9/6/2000	Atty Don Bulson	Atty Kevin Marks	Letter	Atty/Client-Joint Interest	Defendants' Counsel
	362	9/8/2000	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
	363	9/8/2000	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
	364	9/8/2000	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
	366	9/8/2000	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
	368	9/9/2000	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
	372	9/15/2000	Atty Kevin Marks	Atty Don Bulson	Facsimile	Atty/Client-Joint Interest	Defendants' Counsel
	373	9/15/2000	Atty Kevin Marks	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
	399	10/26/2000	Atty Kevin Marks	Atty Don Bulson	Facsimile	Atty/Client-Joint Interest	Defendants' Counsel
	401	10/26/2000	Atty Kevin Marks	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
	406	11/8/2000	Atty Kevin Marks	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
	407	11/8/2000	Atty Kevin Marks	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
	408	11/8/2000	Atty Kevin Marks	Joanne, Laura Siegel, Atty Don Bulson, Atty Bruce Ramer	Letter	Atty/Client-Joint Interest	Defendants' Counsel

1	429	1/3/2001	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
2	430	1/3/2001	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client- Joint Interest	Defendants' Counsel
	433	1/16/2001	Atty Kevin Marks	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
3	434	1/16/2001	Atty Kevin Marks	Atty Don Bulson	Letter	Atty/Client- Joint Interest	Defendants' Counsel
	447	3/12/2001	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
4	448	3/12/2001	Atty Don Bulson	Atty Kevin Marks, Michael Siegel	Letter	Atty/Client- Joint Interest	Defendants' Counsel
	460	4/30/2001	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
5	461	4/30/2001	Atty Kevin Marks	Atty Don Bulson, Joanne, Laura Siegel, Atty Bruce Ramer	Letter	Atty/Client- Joint Interest	Defendants' Counsel
6	495	7/3/2001	Atty Don Bulson	Atty Kevin Marks	Letter	Atty/Client- Joint Interest	Defendants' Counsel
	507	7/30/2001	Atty Kevin Marks	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
7	508	7/30/2001	Atty Kevin Marks	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
8	509	7/30/2001	Atty Kevin Marks	Atty Don Bulson, Joanne, Laura Siegel, Atty Bruce Ramer	Letter	Atty/Client- Joint Interest	Defendants' Counsel
9	512	7/31/2001	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client- Joint Interest	Defendants' Counsel
	516	8/24/2001	Atty Kevin Marks	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
10	517	8/24/2001	Atty Don Bulson	Atty Kevin Marks	Letter	Atty/Client- Joint Interest	Defendants' Counsel
	518	8/24/2001	Atty Kevin Marks	Atty Don Bulson	Letter	Atty/Client- Joint Interest	Defendants' Counsel
11	519	8/30/2001	Atty Kevin Marks	Atty Don Bulson	Facsimile	Atty/Client-Joint Interest	Defendants' Counsel
	522	9/13/2001	Atty Don Bulson	Atty Kevin Marks	Letter	Atty/Client-Joint Interest	Defendants' Counsel
12	523	9/13/2001	Atty Don Bulson	Atty Kevin Marks	Letter	Atty/Client-Joint Interest	Defendants' Counsel
	524	9/13/2001	Atty Don Bulson	Atty Kevin Marks	Letter	Atty/Client- Joint Interest	Defendants' Counsel
13	530	9/24/2001	Atty Kevin Marks	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
14	531	9/24/2001	Atty Kevin Marks	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
	532	9/24/2001	Atty Kevin Marks	Atty Don Bulson, Joanne, Laura Siegel, Atty Bruce Ramer	Letter	Atty/Client- Joint Interest	Defendants' Counsel
15	545	10/17/2001	Atty Kevin Marks	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
16	546	10/17/2001	Atty Kevin Marks	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
	548	10/17/2001	Atty Kevin Marks	Atty Don Bulson, Joanne, Laura Siegel, Atty Bruce Ramer	Letter	Atty/Client- Joint Interest	Defendants' Counsel
17	549	10/19/2001	Atty Kevin Marks	Atty Don Bulson, Laura Siegel	Letter	Atty/Client-Joint Interest	Defendants' Counsel
18	550	10/19/2001	Atty Kevin Marks	Atty Don Bulson, Laura Siegel	Letter	Atty/Client-Joint Interest	Defendants' Counsel
	551	10/19/2001	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
19	553	10/19/2001	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client- Joint Interest	Defendants' Counsel
20	557	12/6/2001	Atty Kevin Marks	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
	560	1/3/2002	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
21	561	1/3/2002	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
	562	1/3/2002	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
22	563	1/3/2002	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client- Joint Interest	Defendants' Counsel
	564	1/3/2002	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client- Joint Interest	Defendants' Counsel
23	566	1/10/2002	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
24	567	1/10/2002	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client- Joint Interest	Defendants' Counsel
	568	1/22/2002	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
25	569	1/22/2002	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client- Joint Interest	Defendants' Counsel
26	571	2/4/2002	Atty Kevin Marks	Atty Don Bulson	Letter	Atty/Client- Joint Interest	Defendants' Counsel
	575	2/8/2002	Atty Kevin Marks	Atty Don Bulson	Memorandum	Atty/Client-Joint Interest	Defendants' Counsel
27	588	5/10/2002	Atty Don Bulson	Atty Kevin Marks, Michael Siegel	Letter	Atty/Client-Joint Interest	Defendants' Counsel
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1	589	5/10/2002	Atty Don Bulson	Atty Kevin Marks	Letter	Atty/Client-Joint Interest	Defendants' Counsel
2	590	5/10/2002	Atty Don Bulson	Atty Kevin Marks, Michael Siegel	Letter	Atty/Client- Joint Interest	Defendants' Counsel
3	602	6/24/2002	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client- Joint Interest	Defendants' Counsel
4	611	7/11/2002	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client- Joint Interest	Defendants' Counsel
5	612	7/12/2002	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client- Joint Interest	Defendants' Counsel
6	613	7/12/2002	Atty Kevin Marks	Joanne, Laura Siegel, Don Bulson	Letter	Atty/Client- Joint Interest	Defendants' Counsel
7	629	8/22/2002	Atty Don Bulson	Atty Kevin Marks	Letter	Atty/Client- Joint Interest	Defendants' Counsel
8	647	9/23/2002	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client- Joint Interest	Defendants' Counsel
9	687	4/29/2003	Atty Marc Toberoff	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
10	688	4/30/2003	Atty Marc Toberoff	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
11	704	6/3/2003	Atty Don Bulson		Notes	Atty/Client-Joint Interest	Defendants' Counsel
12	720	7/21/2003	Atty Don Bulson		Notes	Atty/Client-Joint Interest	Defendants' Counsel
13	734	1/17/2004	Atty Marc Toberoff	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
14	781	6/24/2004	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
15	782	6/27/2004	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
16	805	8/9/2004	Atty Don Bulson	Atty Marc Toberoff	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
17	818	8/22/2004	Atty Don Bulson	Atty Kevin Marks	Letter	Atty/Client-Joint Interest	Defendants' Counsel
18	819	8/22/2004	Atty Don Bulson	Atty Kevin Marks	Letter	Atty/Client-Joint Interest	Defendants' Counsel
19	952	10/12/2004	Atty Don Bulson	Atty Marc Toberoff	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
20	1048	10/31/2005	Atty Don Bulson		Notes	Atty/Client-Joint Interest	Defendants' Counsel
21	1127	6/27/2006	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client- Joint Interest	Defendants' Counsel
22	1203	8/22/2006	Atty Don Bulson	Atty Nicholas Williamson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
23	1204	8/22/2006	Atty Nicholas Williamson	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
24	1360	11/2/2006	Atty Marc Toberoff	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
25	1361	11/2/2006	Atty Don Bulson	Atty Marc Toberoff	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
26	1362	11/2/2006	Atty Joshua Ryland	Atty Marc Toberoff, Atty Alexander Merino, Atty Nicholas Williamson	E-mail	Atty/Client-Joint Interest, Atty Work Product	Defendants' Counsel
27	1375	11/3/2006	Atty Don Bulson	Atty Marc Toberoff, Atty Alexander Merino, Atty Nicholas Williamson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
28	1409	11/6/2006	Atty Joshua Ryland	Atty Marc Toberoff, Atty Alexander Merino, Atty Nicholas Williamson	E-mail	Atty/Client-Joint Interest, Atty Work Product	Defendants' Counsel
	1410	11/6/2006	Atty Alexander Merino	Atty Joshua Ryland	E-mail	Atty/Client-Joint Interest, Atty Work Product	Defendants' Counsel
	1411	11/6/2006	Atty Alexander Merino	Atty Joshua Ryland, Atty Thomas Fisteck, Atty Don Bulson	E-mail	Atty/Client-Joint Interest, Atty Work Product	Defendants' Counsel
	1412	11/6/2006	Atty Alexander Merino	Atty Joshua Ryland	E-mail	Atty/Client-Joint Interest, Atty Work Product	Defendants' Counsel
	1661	2/13/2007	Atty Marc Toberoff	Atty Joshua Ryland	E-mail	Atty/Client-Joint Interest, Atty Work Product	Defendants' Counsel
	1662	2/13/2007	Atty Joshua Ryland	Atty Marc Toberoff	E-mail	Atty/Client-Joint Interest, Atty Work Product	Defendants' Counsel
	1663	2/13/2007	Atty Joshua Ryland	Atty Marc Toberoff, Atty Nicholas Williamson	E-mail	Atty/Client-Joint Interest, Atty Work Product	Defendants' Counsel

2033	2/11/2008	Atty Marc Toberoff	Atty Joshua Ryland	E-mail	Atty/Client-Joint Interest, Atty Work Product	Defendants' Counsel
2034	2/11/2008	Atty Marc Toberoff	Atty Joshua Ryland	E-mail	Atty/Client-Joint Interest, Atty Work Product	Defendants' Counsel
2035	2/11/2008	Atty Marc Toberoff	Atty Joshua Ryland	E-mail	Atty/Client-Joint Interest, Atty Work Product	Defendants' Counsel
2036	2/11/2008	Atty Marc Toberoff	Atty Joshua Ryland	E-mail	Atty/Client-Joint Interest, Atty Work Product	Defendants' Counsel
2037	2/11/2008	Atty Marc Toberoff	Atty Joshua Ryland	E-mail	Atty/Client-Joint Interest, Atty Work Product	Defendants' Counsel
2038	2/11/2008	Atty Joshua Ryland	Atty Marc Toberoff	E-mail	Atty/Client-Joint Interest, Atty Work Product	Defendants' Counsel
2039	2/11/2008	Atty Joshua Ryland	Atty Marc Toberoff	E-mail	Atty/Client-Joint Interest, Atty Work Product	Defendants' Counsel
2074	4/2/2008	Atty Joshua Ryland	Atty Marc Toberoff, Atty Nicholas Williamson	E-mail	Atty/Client-Joint Interest, Atty Work Product	Defendants' Counsel
2103	4/9/2008	Laura Siegel, Joanne Siegel	Atty Marc Toberoff	Collective Bargaining Agreement	Atty/Client-Joint Interest, Atty Work Product, JAMS Agreement	Defendants' Counsel
2135	4/23/2008	Atty Joshua Ryland	Atty Marc Toberoff, Atty Nicholas Williamson, Atty Don Bulson	E-mail	Atty/Client-Joint Interest, Atty Work Product	Defendants' Counsel

**C. "Common" or "Joint" Interest Privilege Entries in Peary/Peavy Privilege Log in this Case (Docket No. 162-5 at 389):**

Log #	Date of Document	Identity of Author(s)	Identity of Recipient(s)	Document Type	Privilege Claim	Present Location
27	4/9/2008	Mark Warren Peary	Atty Marc Toberoff	Collective Bargaining Agreement	Atty/Client-Joint Interest; Atty Work Product; JAMS Agreement	Defendants' Counsel

**D. "Common" or "Joint" Interest Privilege Entries in Toberoff Privilege Log in this Case (Docket No. 163-17 at 856-75, 877-78, 880-88, 890-93, 896-98, 906, 912, 918, 923, 932-33, 935-36, 952, 974-75, 977, 979-80, 982, 1036-38, 1041-42, 1045):**

Log #	Date of Document	Identity of Author(s)	Identity of Recipient(s)	Document Type	Privilege Claim	Present Location
28	6/17/1988	Atty Don Bulson	Atty Arthur Levine	Letter	Atty/Client-Joint Interest	Defendants' Counsel
42	4/18/1997	Atty Dennis Larson	Michael Siegel, Joanne, Laura Siegel	Letter	Atty/Client- Joint Interest	Defendants' Counsel
44	8/7/1997	Atty Arthur Levine	Atty Himanshu Amin	Letter	Atty/Client-Joint Interest	Defendants' Counsel
46	10/14/1997	Atty Himanshu Amin	Atty Dennis Larson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
47	11/5/1997	Atty Dennis Larson	Atty Himanshu Amin	Letter	Atty/Client-Joint Interest	Defendants' Counsel
49	1/15/1998	Atty Don Bulson	Atty Arthur Levine	Letter	Atty/Client-Joint Interest	Defendants' Counsel
51	2/2/1998	Atty Arthur Levine	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
52	2/2/1998	Atty Arthur Levine	Atty Don Bulson	Letter	Atty/Client- Joint Interest	Defendants' Counsel
53	3/18/1998	Atty Don Bulson	Atty Arthur Levine	Letter	Atty/Client-Joint Interest	Defendants' Counsel
54	3/18/1998	Atty Don Bulson	Atty Arthur Levine	Letter	Atty/Client- Joint Interest	Defendants' Counsel
56	6/17/1998	Atty Don Bulson	Atty Arthur Levine	Letter	Atty/Client- Joint Interest	Defendants' Counsel
57	6/26/1998	Atty Arthur Levine	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel



1	58	6/26/1998	Atty Arthur Levine	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
2	59	6/26/1998	Atty Arthur Levine	Atty Don Bulson, Joanne, Laura Siegel	Letter	Atty/Client- Joint Interest	Defendants' Counsel
3	62	9/4/1998	Atty Don Bulson	Atty Arthur Levine	Letter	Atty/Client- Joint Interest	Defendants' Counsel
4	63	11/3/1998	Atty Don Bulson	Atty Arthur Levine	Letter	Atty/Client-Joint Interest	Defendants' Counsel
5	64	11/3/1998	Atty Don Bulson	Atty Arthur Levine	Letter	Atty/Client- Joint Interest	Defendants' Counsel
6	66	11/13/1998	Atty Arthur Levine	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
7	68	12/4/1998	Atty Arthur Levine	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
8	69	12/4/1998	Atty Arthur Levine	Atty Don Bulson	Letter	Atty/Client- Joint Interest	Defendants' Counsel
9	72	1/19/1999	Atty Don Bulson	Atty Arthur Levine	Letter	Atty/Client-Joint Interest	Defendants' Counsel
10	73	1/19/1999	Atty Don Bulson	Atty Arthur Levine	Letter	Atty/Client- Joint Interest	Defendants' Counsel
11	77	3/3/1999	Atty Arthur Levine	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
12	78	3/10/1999	Atty Don Bulson	Atty Arthur Levine	Letter	Atty/Client-Joint Interest	Defendants' Counsel
13	79	3/10/1999	Atty Don Bulson	Atty Arthur Levine	Letter	Atty/Client- Joint Interest	Defendants' Counsel
14	80	3/17/1999	Atty Arthur Levine	Atty Don Bulson	Facsimile	Atty/Client-Joint Interest	Defendants' Counsel
15	87	4/16/1999	Atty Don Bulson	Atty Arthur Levine	Letter	Atty/Client-Joint Interest	Defendants' Counsel
16	88	4/16/1999	Atty Don Bulson	Atty Arthur Levine	Letter	Atty/Client- Joint Interest	Defendants' Counsel
17	98	5/27/1999	Atty Arthur Levine	Atty Don Bulson	Letter	Atty/Client- Joint Interest	Defendants' Counsel
18	101	6/8/1999	Atty Don Bulson	Atty Arthur Levine	Letter	Atty/Client-Joint Interest	Defendants' Counsel
19	102	6/8/1999	Atty Arthur Levine	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
20	103	6/8/1999	Atty Arthur Levine	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
21	104	6/8/1999	Atty Arthur Levine	Atty Don Bulson, Joanne, Laura Siegel	Letter	Atty/Client- Joint Interest	Defendants' Counsel
22	111	7/12/1999	Atty Kevin Marks	Atty Arthur Levine, Atty Don Bulson	Memo	Atty/Client-Joint Interest	Defendants' Counsel
23	114	7/20/1999	Atty Don Bulson	Atty Arthur Levine	Letter	Atty/Client-Joint Interest	Defendants' Counsel
24	115	7/20/1999	Atty Don Bulson	Atty Arthur Levine	Letter	Atty/Client- Joint Interest	Defendants' Counsel
25	118	8/2/1999	Atty Arthur Levine	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
26	119	8/2/1999	Atty Arthur Levine	Atty Don Bulson, Joanne, Laura Siegel, Atty Kevin Marks	Letter	Atty/Client- Joint Interest	Defendants' Counsel
27	121	8/10/1999	Atty Don Bulson	Atty Arthur Levine	Letter	Atty/Client-Joint Interest	Defendants' Counsel
28	122	8/10/1999	Atty Don Bulson	Atty Arthur Levine	Letter	Atty/Client- Joint Interest	Defendants' Counsel
	123	8/24/1999	Atty Arthur Levine	Atty Don Bulson	Facsimile	Atty/Client-Joint Interest	Defendants' Counsel
	129	9/2/1999	Atty Don Bulson	Atty Arthur Levine	Letter	Atty/Client-Joint Interest	Defendants' Counsel
	130	9/2/1999	Atty Don Bulson	Atty Arthur Levine	Letter	Atty/Client- Joint Interest	Defendants' Counsel
	136	9/8/1999	Atty Don Bulson	Atty Arthur Levine	Letter	Atty/Client-Joint Interest	Defendants' Counsel
	137	9/8/1999	Atty Don Bulson	Atty Arthur Levine	Letter	Atty/Client- Joint Interest	Defendants' Counsel
	139	9/9/1999	Atty Arthur Levine	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
	142	9/14/1999	Atty Don Bulson	Atty Kevin Marks	Letter	Atty/Client-Joint Interest	Defendants' Counsel
	143	9/14/1999	Atty Don Bulson	Atty Kevin Marks, Atty Arthur Levine	Letter	Atty/Client- Joint Interest	Defendants' Counsel
	146	9/17/1999	Atty Arthur Levine	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel

1	160	9/28/1999	Atty Don Bulson	Atty Kevin Marks	Letter	Atty/Client-Joint Interest	Defendants' Counsel
2	161	9/28/1999	Atty Kevin Marks	Atty Dennis Larson, Atty Arthur Levine, Atty Don Bulson, Joanne Siegel, Laura Siegel	Letter	Atty/Client-Joint Interest	Defendants' Counsel
3	162	9/28/1999	Atty Don Bulson	Atty Kevin Marks	Letter	Atty/Client- Joint Interest	Defendants' Counsel
4	164	10/8/1999	Atty Kevin Marks	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
5	165	10/8/1999	Atty Don Bulson	Atty Kevin Marks	Letter	Atty/Client-Joint Interest	Defendants' Counsel
6	166	10/8/1999	Atty Don Bulson	Atty Kevin Marks	Letter	Atty/Client- Joint Interest	Defendants' Counsel
7	167	10/8/1999	Atty Don Bulson	Atty Kevin Marks	Letter	Atty/Client- Joint Interest	Defendants' Counsel
8	174	10/27/1999	Atty Don Bulson	Atty Kevin Marks	Letter	Atty/Client-Joint Interest	Defendants' Counsel
9	175	10/27/1999	Atty Don Bulson	Atty Kevin Marks	Letter	Atty/Client- Joint Interest	Defendants' Counsel
10	177	11/3/1999	Atty Kevin Marks	Atty Dennis Larson, Atty Bruce Ramer, Atty Arthur Levine, Atty Don Bulson, Joanne Siegel, Laura Siegel	Letter	Atty/Client-Joint Interest	Defendants' Counsel
11	182	11/8/1999	Atty Don Bulson	Atty Kevin Marks	Letter	Atty/Client-Joint Interest	Defendants' Counsel
12	183	11/8/1999	Atty Don Bulson	Atty Kevin Marks	Letter	Atty/Client- Joint Interest	Defendants' Counsel
13	184	11/12/1999	Atty Kevin Marks	Atty Don Bulson, Atty Dennis Larson	Facsimile	Atty/Client-Joint Interest	Defendants' Counsel
14	189	12/6/1999	Atty Don Bulson	Atty Kevin Marks	Letter	Atty/Client-Joint Interest	Defendants' Counsel
15	192	12/6/1999	Atty Don Bulson	Atty Kevin Marks	Letter	Atty/Client- Joint Interest	Defendants' Counsel
16	194	12/10/1999	Atty Kevin Marks	Atty Don Bulson, Atty Arthur Levine, Joanne Siegel, Laura Siegel	Letter	Atty/Client-Joint Interest	Defendants' Counsel
17	197	12/22/1999	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
18	198	12/22/1999	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
19	199	12/22/1999	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
20	200	12/22/1999	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
21	201	12/29/1999	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
22	202	12/29/1999	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
23	203	12/30/1999	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
24	206	1/3/2000	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
25	208	1/3/2000	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
26	209	1/3/2000	Atty Kevin Marks	Atty Don Bulson, Atty Bruce Ramer	Letter	Atty/Client- Joint Interest	Defendants' Counsel
27	210	1/4/2000	Michael Siegel	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
28	211	1/4/2000	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
	212	1/5/2000	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
	213	1/10/2000	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
	214	1/10/2000	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
	215	1/10/2000	Atty Kevin Marks	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
	216	1/10/2000	Atty Kevin Marks	Atty Don Bulson, Atty Dennis Larson, Atty Bruce Ramer, Atty Arthur Levine	Letter	Atty/Client- Joint Interest	Defendants' Counsel
	218	1/14/2000	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
	221	1/18/2000	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel

1	227	2/28/2000	Atty Don Bulson		Notes	Atty/Client-Joint Interest	Defendants' Counsel
2	228	3/1/2000	Atty Kevin Marks	Atty Arthur Levine, Atty Bruce Ramer, Atty Don Bulson, Joanne Siegel, Laura Siegel	Letter	Atty/Client-Joint Interest	Defendants' Counsel
3	231	3/7/2000	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
4	234	3/9/2000	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
5	235	3/9/2000	Atty Kevin Marks	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
6	237	3/21/2000	Atty Kevin Marks	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
7	238	3/30/2000	Atty Kevin Marks	Atty Bruce Ramer, Atty Don Bulson, Atty Arthur Levine, Joanne Siegel, Laura Siegel	Letter	Atty/Client-Joint Interest	Defendants' Counsel
8	239	3/30/2000	Atty Kevin Marks	Atty Don Bulson, Joanne Siegel, Laura Siegel	Letter	Atty/Client-Joint Interest	Defendants' Counsel
9	241	4/3/2000	Atty Kevin Marks	Atty Don Bulson, Atty Arthur Levine, Joanne Siegel, Laura Siegel	Letter	Atty/Client-Joint Interest	Defendants' Counsel
10	244	4/5/2000	Atty Kevin Marks	Atty Don Bulson, Atty Arthur Levine, Joanne Siegel, Laura Siegel	Facsimile	Atty/Client-Joint Interest	Defendants' Counsel
11	248	4/11/2000	Atty Kevin Marks	Atty Don Bulson, Atty Arthur Levine, Joanne Siegel, Laura Siegel	Facsimile	Atty/Client-Joint Interest	Defendants' Counsel
12	249	4/11/2000	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
13	250	4/12/2000	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
14	251	4/12/2000	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
15	252	4/12/2000	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
16	257	4/17/2000	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
17	259	4/18/2000	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
18	261	4/18/2000	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
19	267	5/2/2000	Atty Kevin Marks		E-mail	Atty/Client-Joint Interest	Defendants' Counsel
20	268	5/3/2000	Atty Don Bulson		E-mail	Atty/Client-Joint Interest	Defendants' Counsel
21	269	5/3/2000	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
22	270	5/3/2000	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
23	273	5/4/2000	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
24	274	5/4/2000	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
25	275	5/5/2000	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
26	276	5/5/2000	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
27	277	5/5/2000	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
28	278	5/8/2000	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
	279	5/8/2000	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
	281	5/8/2000	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
	282	5/9/2000	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
	284	5/10/2000	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
	290	5/18/2000	Atty Kevin Marks	Atty Bruce Ramer, Atty Don Bulson, Joanne Siegel, Laura Siegel	Letter	Atty/Client-Joint Interest	Defendants' Counsel
	294	5/26/2000	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
	295	5/26/2000	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
	302	6/7/2000	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel



1	304	6/7/2000	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client- Joint Interest	Defendants' Counsel
2	307	6/9/2000	Atty Kevin Marks	Atty Don Bulson, Joanne Siegel, Laura Siegel	Letter	Atty/Client-Joint Interest	Defendants' Counsel
3	311	7/6/2000	Atty Kevin Marks	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
4	313	7/7/2000	Atty Kevin Marks	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
5	315	7/10/2000	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
6	316	7/10/2000	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
7	317	7/10/2000	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client- Joint Interest	Defendants' Counsel
8	321	7/17/2000	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
9	323	7/17/2000	Atty Kevin Marks	Atty Bruce Ramer, Atty Don Bulson, Joanne Siegel, Laura Siegel	Letter	Atty/Client-Joint Interest	Defendants' Counsel
10	325	7/18/2000	Atty Kevin Marks	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
11	326	7/18/2000	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
12	327	7/19/2000	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
13	328	7/19/2000	Atty Kevin Marks	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
14	329	7/19/2000	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client- Joint Interest	Defendants' Counsel
15	330	7/21/2000	Atty Kevin Marks	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
16	331	7/21/2000	Atty Kevin Marks	Atty Don Bulson	Letter	Atty/Client- Joint Interest	Defendants' Counsel
17	332	7/24/2000	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
18	333	7/24/2000	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
19	334	7/24/2000	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
20	335	7/24/2000	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
21	337	7/24/2000	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client- Joint Interest	Defendants' Counsel
22	342	7/26/2000	Atty Kevin Marks	Atty Don Bulson	Facsimile	Atty/Client-Joint Interest	Defendants' Counsel
23	356	9/5/2000	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client- Joint Interest	Defendants' Counsel
24	358	9/6/2000	Atty Don Bulson	Atty Kevin Marks	Letter	Atty/Client-Joint Interest	Defendants' Counsel
25	359	9/6/2000	Atty Don Bulson	Atty Kevin Marks	Letter	Atty/Client-Joint Interest	Defendants' Counsel
26	360	9/6/2000	Atty Don Bulson	Atty Kevin Marks	Letter	Atty/Client- Joint Interest	Defendants' Counsel
27	362	9/8/2000	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
28	363	9/8/2000	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client- Joint Interest	Defendants' Counsel
	364	9/8/2000	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client- Joint Interest	Defendants' Counsel
	366	9/8/2000	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client- Joint Interest	Defendants' Counsel
	368	9/9/2000	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client- Joint Interest	Defendants' Counsel
	372	9/15/2000	Atty Kevin Marks	Atty Don Bulson	Facsimile	Atty/Client-Joint Interest	Defendants' Counsel
	373	9/15/2000	Atty Kevin Marks	Atty Don Bulson	Letter	Atty/Client- Joint Interest	Defendants' Counsel
	399	10/26/2000	Atty Kevin Marks	Atty Don Bulson	Facsimile	Atty/Client-Joint Interest	Defendants' Counsel
	401	10/26/2000	Atty Kevin Marks	Atty Don Bulson	Letter	Atty/Client- Joint Interest	Defendants' Counsel

1	406	11/8/2000	Atty Kevin Marks	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
2	407	11/8/2000	Atty Kevin Marks	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
3	408	11/8/2000	Atty Kevin Marks	Joanne, Laura Siegel, Atty Don Bulson, Atty Bruce Ramer	Letter	Atty/Client- Joint Interest	Defendants' Counsel
4	429	1/3/2001	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
5	430	1/3/2001	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client- Joint Interest	Defendants' Counsel
6	433	1/16/2001	Atty Kevin Marks	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
7	434	1/16/2001	Atty Kevin Marks	Atty Don Bulson	Letter	Atty/Client- Joint Interest	Defendants' Counsel
8	447	3/12/2001	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
9	448	3/12/2001	Atty Don Bulson	Atty Kevin Marks, Michael Siegel	Letter	Atty/Client- Joint Interest	Defendants' Counsel
10	460	4/30/2001	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
11	461	4/30/2001	Atty Kevin Marks	Atty Don Bulson, Joanne, Laura Siegel, Atty Bruce Ramer	Letter	Atty/Client- Joint Interest	Defendants' Counsel
12	495	7/3/2001	Atty Don Bulson	Atty Kevin Marks	Letter	Atty/Client- Joint Interest	Defendants' Counsel
13	507	7/30/2001	Atty Kevin Marks	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
14	508	7/30/2001	Atty Kevin Marks	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
15	509	7/30/2001	Atty Kevin Marks	Atty Don Bulson, Joanne, Laura Siegel, Atty Bruce Ramer	Letter	Atty/Client- Joint Interest	Defendants' Counsel
16	512	7/31/2001	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client- Joint Interest	Defendants' Counsel
17	516	8/24/2001	Atty Kevin Marks	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
18	517	8/24/2001	Atty Don Bulson	Atty Kevin Marks	Letter	Atty/Client- Joint Interest	Defendants' Counsel
19	518	8/24/2001	Atty Kevin Marks	Atty Don Bulson	Letter	Atty/Client- Joint Interest	Defendants' Counsel
20	519	8/30/2001	Atty Kevin Marks	Atty Don Bulson	Facsimile	Atty/Client-Joint Interest	Defendants' Counsel
21	522	9/13/2001	Atty Don Bulson	Atty Kevin Marks	Letter	Atty/Client-Joint Interest	Defendants' Counsel
22	523	9/13/2001	Atty Don Bulson	Atty Kevin Marks	Letter	Atty/Client-Joint Interest	Defendants' Counsel
23	524	9/13/2001	Atty Don Bulson	Atty Kevin Marks	Letter	Atty/Client- Joint Interest	Defendants' Counsel
24	530	9/24/2001	Atty Kevin Marks	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
25	531	9/24/2001	Atty Kevin Marks	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
26	532	9/24/2001	Atty Kevin Marks	Atty Don Bulson, Joanne, Laura Siegel, Atty Bruce Ramer	Letter	Atty/Client- Joint Interest	Defendants' Counsel
27	545	10/17/2001	Atty Kevin Marks	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
28	546	10/17/2001	Atty Kevin Marks	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
	548	10/17/2001	Atty Kevin Marks	Atty Don Bulson, Joanne, Laura Siegel, Atty Bruce Ramer	Letter	Atty/Client- Joint Interest	Defendants' Counsel
	549	10/19/2001	Atty Kevin Marks	Atty Don Bulson, Laura Siegel	Letter	Atty/Client-Joint Interest	Defendants' Counsel
	550	10/19/2001	Atty Kevin Marks	Atty Don Bulson, Laura Siegel	Letter	Atty/Client-Joint Interest	Defendants' Counsel
	551	10/19/2001	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
	553	10/19/2001	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client- Joint Interest	Defendants' Counsel
	558	12/6/2001	Atty Kevin Marks	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel

1	561	1/3/2002	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
2	562	1/3/2002	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
3	563	1/3/2002	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
4	564	1/3/2002	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client- Joint Interest	Defendants' Counsel
5	565	1/3/2002	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client- Joint Interest	Defendants' Counsel
6	567	1/10/2002	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
7	568	1/10/2002	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client- Joint Interest	Defendants' Counsel
8	569	1/22/2002	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
9	570	1/22/2002	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client- Joint Interest	Defendants' Counsel
10	572	2/4/2002	Atty Kevin Marks	Atty Don Bulson	Letter	Atty/Client- Joint Interest	Defendants' Counsel
11	576	2/8/2002	Atty Kevin Marks	Atty Don Bulson	Memorandum	Atty/Client-Joint Interest	Defendants' Counsel
12	589	5/10/2002	Atty Don Bulson	Atty Kevin Marks, Michael Siegel	Letter	Atty/Client-Joint Interest	Defendants' Counsel
13	590	5/10/2002	Atty Don Bulson	Atty Kevin Marks	Letter	Atty/Client-Joint Interest	Defendants' Counsel
14	591	5/10/2002	Atty Don Bulson	Atty Kevin Marks, Michael Siegel	Letter	Atty/Client- Joint Interest	Defendants' Counsel
15	603	6/24/2002	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client- Joint Interest	Defendants' Counsel
16	612	7/11/2002	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client- Joint Interest	Defendants' Counsel
17	613	7/12/2002	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client- Joint Interest	Defendants' Counsel
18	614	7/12/2002	Atty Kevin Marks	Joanne, Laura Siegel, Don Bulson	Letter	Atty/Client- Joint Interest	Defendants' Counsel
19	630	8/22/2002	Atty Don Bulson	Atty Kevin Marks	Letter	Atty/Client- Joint Interest	Defendants' Counsel
20	648	9/23/2002	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client- Joint Interest	Defendants' Counsel
21	688	4/29/2003	Atty Marc Toberoff	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
22	689	4/30/2003	Atty Marc Toberoff	Atty Don Bulson	Letter	Atty/Client-Joint Interest	Defendants' Counsel
23	705	6/3/2003	Atty Don Bulson		Notes	Atty/Client-Joint Interest	Defendants' Counsel
24	728	7/21/2003	Atty Don Bulson		Notes	Atty/Client-Joint Interest	Defendants' Counsel
25	747	1/17/2004	Atty Marc Toberoff	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
26	794	6/24/2004	Atty Don Bulson	Atty Kevin Marks	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
27	795	6/27/2004	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
28	818	8/9/2004	Atty Don Bulson	Atty Marc Toberoff	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
	831	8/22/2004	Atty Don Bulson	Atty Kevin Marks	Letter	Atty/Client-Joint Interest	Defendants' Counsel
	832	8/22/2004	Atty Don Bulson	Atty Kevin Marks	Letter	Atty/Client-Joint Interest	Defendants' Counsel
	985	10/12/2004	Atty Don Bulson	Atty Marc Toberoff	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
	1062	10/31/2005	Atty Don Bulson		Notes	Atty/Client-Joint Interest	Defendants' Counsel
	1154	6/27/2006	Atty Kevin Marks	Atty Don Bulson	E-mail	Atty/Client- Joint Interest	Defendants' Counsel
	1242	8/22/2006	Atty Don Bulson	Atty Nicholas Williamson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
	1243	8/22/2006	Atty Nicholas Williamson	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel

1	1400	11/2/2006	Atty Marc Toberoff	Atty Don Bulson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
2	1401	11/2/2006	Atty Don Bulson	Atty Marc Toberoff	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
3	1402	11/2/2006	Atty Joshua Ryland	Atty Marc Toberoff, Atty Alexander Merino, Atty Nicholas Williamson	E-mail	Atty/Client-Joint Interest, Atty Work Product	Defendants' Counsel
4	1415	11/3/2006	Atty Don Bulson	Atty Marc Toberoff, Atty Alexander Merino, Atty Nicholas Williamson	E-mail	Atty/Client-Joint Interest	Defendants' Counsel
5	1449	11/6/2006	Atty Joshua Ryland	Atty Marc Toberoff, Atty Alexander Merino, Atty Nicholas Williamson	E-mail	Atty/Client-Joint Interest, Atty Work Product	Defendants' Counsel
6	1450	11/6/2006	Atty Alexander Merino	Atty Joshua Ryland	E-mail	Atty/Client-Joint Interest, Atty Work Product	Defendants' Counsel
7	1451	11/6/2006	Atty Alexander Merino	Atty Joshua Ryland, Atty Thomas Fisteck, Atty Don Bulson	E-mail	Atty/Client-Joint Interest, Atty Work Product	Defendants' Counsel
8							
9	1452	11/6/2006	Atty Alexander Merino	Atty Joshua Ryland	E-mail	Atty/Client-Joint Interest, Atty Work Product	Defendants' Counsel
10	1701	2/13/2007	Atty Marc Toberoff	Atty Joshua Ryland	E-mail	Atty/Client-Joint Interest, Atty Work Product	Defendants' Counsel
11	1702	2/13/2007	Atty Joshua Ryland	Atty Marc Toberoff	E-mail	Atty/Client-Joint Interest, Atty Work Product	Defendants' Counsel
12							
13	1703	2/13/2007	Atty Joshua Ryland	Atty Marc Toberoff, Atty Nicholas Williamson	E-mail	Atty/Client-Joint Interest, Atty Work Product	Defendants' Counsel
14	2085	2/11/2008	Atty Marc Toberoff	Atty Joshua Ryland	E-mail	Atty/Client-Joint Interest, Atty Work Product	Defendants' Counsel
15	2086	2/11/2008	Atty Marc Toberoff	Atty Joshua Ryland	E-mail	Atty/Client-Joint Interest, Atty Work Product	Defendants' Counsel
16							
17	2087	2/11/2008	Atty Marc Toberoff	Atty Joshua Ryland	E-mail	Atty/Client-Joint Interest, Atty Work Product	Defendants' Counsel
18	2088	2/11/2008	Atty Marc Toberoff	Atty Joshua Ryland	E-mail	Atty/Client-Joint Interest, Atty Work Product	Defendants' Counsel
19	2089	2/11/2008	Atty Marc Toberoff	Atty Joshua Ryland	E-mail	Atty/Client-Joint Interest, Atty Work Product	Defendants' Counsel
20							
21	2090	2/11/2008	Atty Joshua Ryland	Atty Marc Toberoff	E-mail	Atty/Client-Joint Interest, Atty Work Product	Defendants' Counsel
22	2091	2/11/2008	Atty Joshua Ryland	Atty Marc Toberoff	E-mail	Atty/Client-Joint Interest, Atty Work Product	Defendants' Counsel
23	2128	4/2/2008	Atty Joshua Ryland	Atty Marc Toberoff, Atty Nicholas Williamson	E-mail	Atty/Client-Joint Interest; Atty Work Product	Defendants' Counsel
24	2157	4/9/2008	Mark Warren Peary	Atty Marc Toberoff	Collective Bargaining Agreement	Atty/Client-Joint Interest; Atty Work Product; JAMS Agreement	Defendants' Counsel
25							
26	2165	4/9/2008	Laura Siegel, Joanne Siegel	Atty Marc Toberoff	Collective Bargaining Agreement	Atty/Client-Joint Interest; Atty Work Product; JAMS Agreement	Defendants' Counsel
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1	2202	4/23/2008	Atty Joshua Ryland	Atty Marc Toberoff, Atty Nicholas Williamson, Atty Don Bulson	E-mail	Atty/Client-Joint Interest; Atty Work Product	Defendants' Counsel
2	3130	7/27/2010	Atty Marc Toberoff	Atty Beong-soo Kim	Letter	Joint Interest Privilege	Defendants' Counsel
3	3147	8/12/2010	Atty Beong-Soo Kim	Atty Marc Toberoff	E-mail	Joint Interest Privilege	Defendants' Counsel
4	3148	8/12/2010	Atty Marc Toberoff	Atty Beong-Soo Kim	E-mail	Joint Interest Privilege	Defendants' Counsel
5	3149	8/12/2010	Atty Beong-Soo Kim	Atty Marc Toberoff	E-mail	Joint Interest Privilege	Defendants' Counsel
6	3150	8/13/2010	Atty Marc Toberoff	Atty Beong-Soo Kim	E-mail	Joint Interest Privilege	Defendants' Counsel
7	3151	8/13/2010	Atty Beong-Soo Kim	Atty Marc Toberoff	E-mail	Joint Interest Privilege	Defendants' Counsel
8	3158	8/16/2010	Atty Marc Toberoff	Atty Beong-Soo Kim	E-mail	Joint Interest Privilege	Defendants' Counsel
9	3159	8/16/2010	Atty Beong-Soo Kim	Atty Marc Toberoff	E-mail	Joint Interest Privilege	Defendants' Counsel
10	3160	8/16/2010	Atty Marc Toberoff	Atty Beong-Soo Kim	E-mail	Joint Interest Privilege	Defendants' Counsel
11	3161	8/17/2010	Atty Marc Toberoff	Atty Beong-Soo Kim	E-mail	Joint Interest Privilege	Defendants' Counsel
12	3217	9/13/2010	Atty Brian Klein	Atty Richard Kendall	E-mail	Joint Interest Privilege	Defendants' Counsel
13	3228	9/17/2010	Atty Richard Kendall	Atty Beong-Soo Kim; Atty Brian Klein	Letter	Joint Interest Privilege	Defendants' Counsel
14	3284	10/21/2010	Atty Richard Kendall	Atty Brian Klein	E-mail	Joint Interest Privilege	Defendants' Counsel
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**APPENDIX B:**

1  
2  
3 *U.S. v. Gonzalez*, 2012 WL 206266, at \*6-8 (9th Cir. Jan. 25, 2012) (Luis Alberto  
4 Gonzalez and Katherine Elizabeth Paiz shared joint-defense agreement in criminal  
5 case; Paiz filed habeas petition and put at issue Gonzalez's discussions with Paiz's  
6 counsel Nina Wilder by arguing ineffective assistance of counsel; given habeas  
7 filing, government sought discovery of all joint-defense discussions between  
8 Gonzalez and Wilder; court held that Gonzalez not bound by Paiz's waiver and,  
9 thus, government prevented from discovering discussions between Gonzalez and  
10 Wilder during term of joint defense agreement)

11  
12 *Teleglobe Commc'ns Corp. v. BCE, Inc. (In re Teleglobe Commc'ns Corp.)*, 493  
13 F.3d 345, 379-80 (3d Cir. 2007) (BCE Inc. and Teleglobe shared a joint defense  
14 and created documents during the course of the joint representation; Teleglobe  
15 disclosed documents in insolvency proceedings and waived attorney-client  
16 privilege in favor of debtors; held: BCE not bound by Teleglobe's waiver)

17  
18 *In re Grand Jury Subpoenas*, 902 F.2d 244, 249-50 (4th Cir. 1990) (subsidiary and  
19 parent company part of joint defense agreement; divestiture of subsidiary gave  
20 subsidiary right to unilaterally waive any privilege in documents not related to the  
21 joint defense but its waiver could not be used to compel parent company to produce  
22 privileged documents in response to grand-jury subpoenas)

23  
24 *John Morrell & Co. v. Local Union 304A of the United Food & Commercial*  
25 *Works, AFL-CIO*, 913 F.2d 544, 555-56 (8th Cir. 1990), *cert. denied*, 500 U.S. 905  
26 (1991) (John Morrell & Co. and settling employee class from class action part of  
27 joint-defense agreement; Morrell disclosed legal memorandum to settling employee  
28 class as part of joint-defense agreement; settling employee class disclosed legal  
memorandum to third party (United Food & Commercial Workers International  
Union); United Food sought to use legal memorandum as evidence in later court  
proceeding, and Morrell objected; held: United Food could not introduce legal  
memorandum into evidence since Morrell itself had not waived privilege)

29  
30 *Oppliger v. U.S.*, 2010 WL 503042, at \*4-6 (D. Neb. Feb. 8, 2010) (James H.  
31 Oppliger and Richard Behrns shared common-interest agreement; Behrns shared  
32 common-interest privilege communications with government; Oppliger objected;  
court ordered government to return or destroy copies of privileged communications  
produced to it by Behrns)

33  
34 *Coudriet v. Int'l Longshore & Warehouse Union Local 23*, 2008 WL 2262322, at  
35 \*2-3 (W.D. Wash. May 29, 2008) (International Longshore & Warehouse Union

1 and local unions shared common-interest agreement; local unions disclosed several  
2 common-interest-privilege protected statements in complaint against ILWU; court  
3 ordered paragraphs of complaint stricken because there is no showing that ILWU  
4 has waived the common-interest privilege)

5 *S.E.C. v. Nicita*, 2008 WL 170010, at \*3-4 (S.D. Cal. Jan. 16, 2008) (Advanced  
6 Marketing Services, Michael Nicita (CEO), and Edward Leonard (CFO) shared  
7 common-interest agreement; AMS shared common-interest privilege  
8 communications with SEC; SEC ordered to return to Nicita and Leonard privileged  
9 documents produced to the SEC by cooperating AMS)

10 *ASARCO, LLC v. Americas Mining Corp.*, 2007 WL 3504774, at \*7-8 (D. Idaho  
11 Nov. 15, 2007) (DOJ and Idaho attorney general formed joint-defense relationship  
12 and share documents; DOJ produced shared documents in response to FOIA  
13 request; Idaho attorney general objects; court quashed subpoenas seeking joint-  
14 defense documents because Idaho did not waive its right to assert privilege)

15 *Static Control Components, Inc. v. Lexmark Int'l, Inc.*, 2007 WL 926985, at \*7  
16 (E.D. Ky. March 26, 2007) (Static Control Components, Inc. and Pendl shared  
17 joint-defense relationship; Pendl puts at issue Static's discussions with Pendl's  
18 counsel (Wyatt, Tarrant & Combs, LLP) by stating intention to rely on advice-of-  
19 counsel defense to Lexmark International, Inc.'s claims; court quashed subpoena to  
20 Wyatt seeking joint-defense communications because Pendl could not waive  
21 privilege for Static)

22 *The Jordan (Bermuda) Inv. Co., Ltd. v. Hunter Green Invs. Ltd.*, 2006 WL  
23 2773022, at \*2-3 (S.D.N.Y. Sept. 27, 2006) (Investment Management Services,  
24 Inc.; International Fund Services, N.A. LLP; International Fund Services Ireland  
25 Ltd.; Beacon Emerging Debt Fund, Ltd.; Beacon Growth Fund LLP; and Hunter  
26 Green Investments, Ltd. shared joint representation concerning private placement  
27 offering; the Beacon entities waived privilege; court denied The Jordan (Bermuda)  
28 Investment Co.'s motion to compel production of joint-defense documents, finding  
Beacon entities could not waive privilege of separate business entities)

29 *U.S. v. LeCroy*, 348 F. Supp. 2d 375, 387-88 (E.D. Pa. 2004) (J.P. Morgan Chase,  
30 Charles LeCroy, and Anthony C. Snell formed joint-defense relationship; J.P.  
31 Morgan produced in response to grand jury subpoena its general counsel's notes of  
32 interviews taken of LeCroy and Snell; court upheld LeCroy's and Snell's privilege  
33 objections to government's use of the attorney-notes of interviews taken during the  
34 joint-defense relationship; Lecroy and Snell were not bound by J.P. Morgan's  
35 waiver of privilege)



1  
2 *Stanley v. Trinchar*, 2004 WL 1752221, at \*3 (E.D. La. Aug. 3, 2004) (Gary Hale  
3 and the St. Tammany Parrish Sheriff's Office shared joint-defense relationship;  
4 bankruptcy trustee served subpoena on Parrish's counsel (Michele Gaudin) seeking  
5 joint-defense communications; court quashed subpoena and issued protective order;  
6 held: Parrish not bound by Hale's waiver of privilege by release of attorney file to  
7 bankruptcy trustee)

8 *AT&T Corp. v. Microsoft Corp.*, 2003 WL 21212614, at \*7-8 (N.D. Cal. Apr. 18,  
9 2003) (DSP Group, Inc. and Microsoft shared a common-interest relationship;  
10 Microsoft put at issue DSP's discussions with counsel by asserting advice-of-  
11 counsel defense to AT&T's claims; court denied AT&T's motion to compel  
12 documents from DSP because DSP could not be bound by AT&T's waiver; DSP  
13 had not asserted defense that placed common-interest communications at issue)

14 *In re Madison Mgmt. Grp., Inc.*, 212 B.R. 894, 897-98 (Bankr. N.D. Ill. 1997)  
15 (parent and subsidiary corporations shared joint-representation relationship; chapter  
16 7 trustee sought to disclose joint-representation documents to third parties; court  
17 refused trustee's motion to lift protective orders as to the withheld documents; held:  
18 the trustee of the subsidiary could not unilaterally waive the privilege and bind the  
19 parent corporations to that waiver)

20 *In re In-Store Adver. Sec. Litig.*, 163 F.R.D. 452, 458 (S.D.N.Y. 1995) (corporation  
21 and Director Defendants shared joint defense agreement concerning initial public  
22 offering; joint-defense documents were transferred to third party; court denied class  
23 representatives motion to compel production of joint defense documents, holding  
24 that the transfer of documents was in violation of the joint defense agreement and  
25 without the Director Defendants' consent; the Director Defendants were not bound  
26 by the waiver)

27 *Interfaith Hous. Delaware, Inc. v. Town of Georgetown*, 841 F. Supp. 1393, 1401-  
28 02 (D. Del. 1994) (members of Town Council shared joint-defense relationship;  
Leroy B. Tyndall, a member of the Town Council, testified during deposition  
without any privilege objection that the Town Council's challenged decision was  
based on advice of counsel; Interfaith sought production of joint-defense documents  
based on Tyndall's waiver; court denied Interfaith's motion to compel, finding that  
other members of the Town Council were not bound by Tyndall's waiver)

*In re Sealed Case*, 120 F.R.D. 66, 72 (N.D. Ill. 1988) (parent and subsidiary  
corporations shared joint-defense relationship; plaintiff-purchaser filed securities  
fraud lawsuit against parent corporation regarding purchase of subsidiary;

1 subsidiary waived any attorney-client privilege or work product interest in favor of  
2 disclosure to plaintiff-purchaser; court denied plaintiff-purchaser's motion to  
3 compel; held: subsidiary could not unilaterally waive joint-defense privilege and  
4 permit plaintiff-purchaser access to joint-defense documents for use in securities  
litigation against parent corporation)

5 *Ohio-Sealy Mattress Mfg. Co. v. Kaplan*, 90 F.R.D. 21, 29 (N.D. Ill. 1980) (co-  
6 defendants shared joint-defense agreement; plaintiff claimed settling defendants'  
7 communications with counsel not shielded by joint-defense privilege since  
8 documents reflected confidences of only settling defendants; court found settling  
9 defendants' communications were part of joint-defense relationship and settling  
defendants could not unilaterally waive privilege such that defendants would be  
bound by waiver)