

# EX. B

Group 2---

Documents Not Produced in the Albritton v. Cisco case.

No.	Bates Begin	Bates End	Date	From	To	CC	Title	Description	Privilege Type	Reason(s) Document Could Not be Responsive to Interrogatory No. 5- Documents Frinkel "relied on" in writing the articles at issue	Reason(s) Document Could Not be Responsive to Interrogatory No. 6- When Cisco learned that ESN was claiming there was a filing error
1a	CISCO PRIVILEGED .000029	CISCO PRIVILEGED .000029	31-Oct-2007 5:51 PM	Sam Baxter (Mckool Smith attorney)	Marta Beckwith (Cisco attorney)		RE: ESN	Email with attorney regarding discussions with ESN	Attorney/Client Work Product (ordinary)	Frinkel denies relying on this. Created after the articles. No information provided.	Unrelated subject matter. No information provided. Not when Cisco first learned about claim.
1b			31-Oct-2007 3:22 PM	Marta Beckwith (Cisco attorney)	Sam Baxter (Mckool Smith attorney)		RE: ESN	Email with attorney regarding engaging him and finding counsel for urgent issues in case	Attorney/Client Work Product (ordinary)	Frinkel denies relying on this. Not sent to Frinkel. Created after the articles. No information provided.	Unrelated subject matter. No information provided. Not when Cisco first learned about claim.
1c			31-Oct-2007 1:04 PM	Sam Baxter (Mckool Smith attorney)	Marta Beckwith (Cisco attorney)		RE: ESN	Email from attorney regarding phone call to discuss case	Attorney/Client Work Product (ordinary)	Frinkel denies relying on this. Created after the articles. No information provided.	Unrelated subject matter. No information provided. Not when Cisco first learned about claim.
1d			31-Oct-2007 1:22 PM (CST)	Marta Beckwith (Cisco attorney)	Sam Baxter (Mckool Smith attorney)	Garret Chambers (Mckool Smith attorney)	ESN	Email from attorney regarding phone call to discuss case	Attorney/Client Work Product (ordinary)	Frinkel denies relying on this. Not sent to Frinkel. Created after the articles. No information provided.	Unrelated subject matter. No information provided. Not when Cisco first learned about claim.
2a	CISCO PRIVILEGED .000030	CISCO PRIVILEGED .000030	24-Oct-2007 1:39 PM	Marta Beckwith (Cisco attorney)	Bart Showalter (Baker Bolts attorney)		RE: ESN	Email with attorney regarding representation in ESN litigation.	Attorney/Client Work Product (ordinary)	Frinkel denies relying on this. Created after the articles. No information provided.	Unrelated subject matter. No information provided. Not when Cisco first learned about claim.
2b			24-Oct-2007 4:17 AM	Bart Showalter (Baker Bolts attorney)	Marta Beckwith (Cisco attorney)		ESN	Email with attorney regarding representation in ESN litigation.	Attorney/Client Work Product (ordinary)	Frinkel denies relying on this. Created after the articles. No information provided.	Unrelated subject matter. No information provided. Not when Cisco first learned about claim.

No.	Bates Begin	Bates End	Date	From	To	CC	Title	Description	Privilege Type	Reason(s) Document Could Not be Responsive to Interrogatory No. 5- Declined by Frenkel. The articles at issue have a filing error	Reason(s) Document Could Not be Responsive to Interrogatory No. 5- When Cisco learned that ESN was claiming there was a filing error
3a	CISCO PRIVILEGED .000031	CISCO PRIVILEGED .000031	25-Oct-2007 12:25 PM	Kurt Panofratz (Baker Bots attorney)	Mark Michalis (Cisco attorney) Marta Beckwith (Cisco attorney) Michael Ritter (Cisco attorney) Rick Frenkel (Cisco attorney)	Bart Showalter (Baker Bots attorney) Bryant Boren (Baker Bots attorney) Doug Kubehl (Baker Bots attorney)	FW: Cisco/ESN	Email forwarding email with attorney regarding legal strategy with respect to motion to stay filed in ESN litigation in Connecticut.	Attorney/Client Work Product (ordinary)	Frenkel denies relying on this. Created after the articles. No information provided.	No information provided. Unrelated subject matter.
3b			25-Oct-2007 2:19 PM	Michael A. Buciel (Day Pitney attorney)	Kurt Panofratz (Baker Bots attorney)	Bart Showalter (Baker Bots attorney)	Cisco/ESN	Email with attorney regarding legal strategy with respect to motion to stay filed in ESN litigation in Connecticut.	Attorney/Client Work Product (ordinary and opinion)	Frenkel denies relying on this. Created after the articles. Unrelated subject matter. (see 1b)	Unrelated subject matter. Not when Cisco first learned about claim. (see 1b)
4a	CISCO PRIVILEGED .000032	CISCO PRIVILEGED .000032	31-Oct-2007	(logged at 1b)					(see 1b)	(see 1b)	(see 1b)
4b				(logged at 1c)					(see 1c)	(see 1c)	(see 1c)
4c				(logged at 1d)					(see 1d)	(see 1d)	(see 1d)
5a	CISCO PRIVILEGED .000033	CISCO PRIVILEGED .000033	31-Oct-2007 9:16 PM	Marta Beckwith (Cisco attorney)	Sam Bakler (McKool Smith attorney)		RE: ESN	Email with attorney regarding representation in ESN litigation.	Attorney/Client Work Product (ordinary)	Frenkel denies relying on this. Created after the articles. Unrelated subject matter. No information provided. (see 1a)	Unrelated subject matter. No information provided. Not when Cisco first learned about claim. (see 1a)
5b				(logged at 1a)					(see 1a)	(see 1a)	(see 1a)
5c				(logged at 1b)					(see 1b)	(see 1b)	(see 1b)
5d				(logged at 1c)					(see 1c)	(see 1c)	(see 1c)
5e				(logged at 1d)					(see 1d)	(see 1d)	(see 1d)
6a	CISCO PRIVILEGED .000034	CISCO PRIVILEGED .000034	17-Oct-2007 1:50 PM	Marta Beckwith (Cisco attorney)	Michael Buciel (Day Pitney attorney) Sichan, James (Day Pitney attorney)	Michael Ritter (Cisco attorney)	FW: Amended ESN Complaint	Email regarding service of amended complaint in ESN litigation.	Attorney/Client Work Product (ordinary)	Frenkel denies relying on this. Not sent to Frenkel. Unrelated subject matter. (see 1d)	Unrelated subject matter. (see 1d)
6b				(this email was produced in the Albritton case and is logged in Group 1 at 1)					(See Group 1 at 1)	(See Group 1 at 1)	(See Group 1 at 1)
7a	CISCO PRIVILEGED .000035	CISCO PRIVILEGED .000036	19-Oct-2007 12:49 PM	Marta Beckwith (Cisco attorney)	Charles K Verhoeven (Quinn Emanuel) Victoria Maroulis (Quinn Emanuel attorney)		FW: We were just sued by ESN, LLC	Email forwarding research of ESN for purposes of ESN litigation.	Attorney/Client Work Product (ordinary)	Frenkel denies relying on this. Not sent to Frenkel. Created after the articles.	Unrelated subject matter.

No.	Bates Begin	Bates End	Date	From	To	CC	Title	Description	Privilege Type	Reason(s) Document Could Not be Responsive to Interrogatory No. 5- "killed on" in writing the articles at issue	Reason(s) Document Could Not be Responsive to Interrogatory No. 6- "When Cisco learned that ESN was claiming there was a filing error
12	CISCO PRIVILEGED .000073	CISCO PRIVILEGED .000086	30-Nov-2007					Invalidity analysis of ESN patent claims (attachment to No. 9)	Attorney/Client Work Product (ordinary and opinion)	Frenkel denies relying on this. Unrelated subject matter.	Unrelated subject matter.
13a	CISCO PRIVILEGED .000088	CISCO PRIVILEGED .000088	19-Oct-2007 12:48 PM	Marta Beckwith (Cisco attorney)	Charles K Verhoeven (Quinn Emanuel Victoria Maroulis (Quinn Emanuel attorney)		FW: We were just sued by ESN, LLC	Email forwarding among attorneys discussing ESN filing, declaratory judgment action in Connecticut and strategy relating to same.	Attorney/Client Work Product (ordinary)	Frenkel denies relying on this. Not sent to Frenkel. No information provided.	Unrelated subject matter. No information provided.
13b				Group 1 at 11					(See Group 1 at 11)	Frenkel denies relying on this. (See Group 1 at 11)	(See Group 1 at 11)
14a	CISCO PRIVILEGED .000090	CISCO PRIVILEGED .000090	31-Oct-2007 1:48 PM	Sam Baxter (Mackool Smith attorney)	Marta Beckwith (Cisco attorney)		RE: ESN	Email with attorney regarding representation in ESN litigation.	Attorney/Client Work Product (ordinary)	Frenkel denies relying on this. Not sent to Frenkel. Unrelated subject matter. No information provided. (see 1b)	Unrelated subject matter. No information provided. (see 1b)
14b				(logged at 1b)					(see 1b)	(see 1b)	(see 1b)
14c				(logged at 1c)					(see 1c)	(see 1c)	(see 1c)
14d				(logged at 1d)					(see 1d)	(see 1d)	(see 1d)
15a	CISCO PRIVILEGED .000091	CISCO PRIVILEGED .000092	19-Oct-2007 12:50 PM	Marta Beckwith (Cisco attorney)	Charles K Verhoeven (Quinn Emanuel attorney) Victoria Maroulis (Quinn Emanuel attorney)		FW: Urgent - please read ESN	Email forwarding email regarding subject-matter jurisdiction in ESN litigation and legal opinions regarding same.	Attorney/Client Work Product (ordinary)	Frenkel denies relying on this. Not sent to Frenkel.	Unrelated subject matter.
15b				(this email was produced in the Arbitration case and is logged in Group 1 at 10)					(see Group 1, at 10)	(see Group 1, at 10)	(see Group 1, at 10)
16a	CISCO PRIVILEGED .000093	CISCO PRIVILEGED .000093	19-Oct-2007 12:50 PM	Marta Beckwith (Cisco attorney)	Charles K Verhoeven (Quinn Emanuel attorney) Victoria Maroulis (Quinn Emanuel attorney)		FW: Amended ESN Complaint	Email forwarding email regarding amended complaint in ESN litigation.	Attorney/Client Work Product (ordinary)	Frenkel denies relying on this. Not sent to Frenkel. Created after the articles	Unrelated subject matter.
16b				(this email was produced in the Arbitration case and is logged in Group 1 at 1)					(See Group 1, at 1)	(See Group 1, at 1)	(See Group 1, at 1)

No.	Bates Begin	Bates End	Date	From	To	CC	Title	Description	Privilege Type	Reason(s) Document Could Not be Responsive to Interrogatory No. 5 - Document(s) Frenkel "relief on" in writing the articles at issue (see 22c)	Reason(s) Document Could Not be Responsive to Interrogatory No. 6 - When Cisco learned that ESN was calling this was a filing error (see 22d)
23a	CISCO PRIVILEGED. 000108	CISCO PRIVILEGED. 000108	17-Oct-2007	(logged at 22d)					(see 22d)	(see 22c)	(see 22d)
23b				(logged at 22e)					(see 22e)	(see 22e)	(see 22e)
23c				(this email was produced in the Albritton case and is logged in Group 1 at 1)					(See Group 1, at 1)	(See Group 1, at 1)	(See Group 1, at 1)
24a	CISCO PRIVILEGED. 000119	CISCO PRIVILEGED. 000121	19-Oct-2007 12:30 PM	Mark Chandler (Cisco attorney)	Matthew Tanielian (Cisco attorney)		RE: Fair Comparison of Patent Litigation Statistics, 1990 v. 2006 v. 2007	Email regarding patent statistics.	Attorney/Client	Frenkel denies relying on this. Created after the articles. Unrelated subject matter.	Unrelated subject matter.
24b				(this email was produced in the Albritton case and is logged in Group 1 at 27b)					(See Group 1, at 27b)	(See Group 1, at 27b)	(See Group 1, at 27b)
24c				(this email was produced in the Albritton case and is logged in Group 1 at 27c)					(See Group 1, at 27c)	(See Group 1, at 27c)	(See Group 1, at 27c)
25a	CISCO PRIVILEGED. 000127	CISCO PRIVILEGED. 000130	27-Oct-2007 11:27 AM	Hick Frenkel (Cisco attorney)	Victoria Maroulis (Quinn Emanuel attorney) Maria Beckwith (Cisco attorney)	Katherine Bennett (Quinn Emanuel attorney) Kevin Smith (Quinn Emanuel attorney) Sayuri Sharper (Quinn Emanuel attorney) Mark Michaels (Cisco attorney) Michael Ritter (Cisco attorney)	Re: ESN v. Cisco update and important new date in CT case	Email concerning strategy with respect to venue.	Attorney/Client Work Product (ordinary and opinion)	Frenkel denies relying on this. Created after the articles. Frenkel's work product. Unrelated subject matter.	Unrelated subject matter. Not when Cisco first learned about claim.
25b			27-Oct-2007 10:21 AM PST	Victoria Maroulis (Quinn Emanuel attorney)	Rick Frenkel (Cisco attorney) Maria Beckwith (Cisco attorney)	Michael Ritter (Cisco attorney) Mark Michaels (Cisco attorney) Sayuri Sharper (Quinn Emanuel attorney) Kevin Smith (Quinn Emanuel attorney) Katherine Bennett (Quinn Emanuel attorney)	Re: ESN v. Cisco update and important new date in CT case	Email concerning strategy with respect to venue.	Attorney/Client Work Product (ordinary and opinion)	Frenkel denies relying on this. Created after the articles. Unrelated subject matter.	Unrelated subject matter. Not when Cisco first learned about claim.

No.	Bates Begin	Bates End	Date	From	To	CC	Title	Description	Privilege Type	Reason(s) Document Could Not Be Responsive to Interrogatory No. 5 Documents Frenkel "velvet on" in writing the articles at issue	Reason(s) Document Could Not Be Responsive to Interrogatory No. 6 When Cisco learned that ESN was claiming there was a filing error
26d			12-Nov-2007 11:28 AM	Rick Frenkel (Cisco attorney)	Mark Michaels (Cisco attorney)		RE: IP Team Monthly Report Please Respond by 11/16	Email correspondence regarding writing a summary of the ESN lawsuit and regarding making sure the summary is privileged	Attorney/Client Work Product (ordinary)	Frenkel denies relying on this. Created after the articles. Unrelated subject matter. No information provided.	Unrelated subject matter. No information provided. Not when Cisco first learned about claim.
26e			11-Nov-2007 7:11 PM	Mark Michaels (Cisco attorney)	ip-team (mailer list of Cisco's intellectual property and legal team)		IP Team Monthly Report Please Respond by 11/16	Email correspondence regarding writing a summary of the ESN lawsuit	Attorney/Client Work Product (ordinary)	Frenkel denies relying on this. Created after the articles. Unrelated subject matter. No information provided.	Unrelated subject matter. No information provided. Not when Cisco first learned about claim.
27a	CISCO PRIVILEGED. 000145	CISCO PRIVILEGED. 000145	18-Oct-2007 12:31 PM	Kurt Pankratz (Baker Bots attorney)	Rick Frenkel (Cisco attorney)		RE: Re: Hertz/TSD Motion to Correct Docket	Email attaching exhibit to email regarding similar case where filing party filed a motion to correct the docket.	Attorney/Client Work Product (ordinary)	Frenkel denies relying on this. Created after the articles. Unrelated subject matter. No information provided.	Unrelated subject matter. No information provided.
27b				(this email was produced in the Albritton case and is logged in Group 1 at 35b)					(See Group 1, at 35b)	(See Group 1, at 35b)	(See Group 1, at 35b)
28a	CISCO PRIVILEGED. 000150	CISCO PRIVILEGED. 000151	15-Oct-2007 3:04 PM	Rick Frenkel (Cisco attorney)	Marnie Wilkoff (Cisco legal secretary)		FW: We were just sued by ESN, LLC	Email regarding informing Cisco employee of ESN lawsuit.	Attorney/Client Work Product (ordinary)	Frenkel denies relying on this. Unrelated subject matter. Frenkel's work product.	Unrelated subject matter.
28b				(this email was produced in the Albritton case and is logged in Group 1 at 11)					(See Group 1, at 11)	(See Group 1, at 11)	(See Group 1, at 11)
29a	CISCO PRIVILEGED. 000152	CISCO PRIVILEGED. 000153	2-Nov-2007 3:22 PM	John Corcoran (Cisco attorney)	Rick Frenkel (Cisco attorney)		RE: ESN	Response to legal evaluation of potential agreement to dismiss declaratory judgment action and potential stay agreement.	Attorney/Client Work Product (ordinary)	Frenkel denies relying on this. Created after the articles. Unrelated subject matter.	Unrelated subject matter. No information provided. Not when Cisco first learned about claim.
29b			02-Nov-2007 3:22 PM	Rick Frenkel (Cisco attorney)	John Corcoran (Cisco attorney)		FW: ESN	Legal evaluation of potential agreement to dismiss declaratory judgment action and potential stay agreement.	Attorney/Client Work Product (ordinary and opinion)	Frenkel denies relying on this. Created after the articles. Unrelated subject matter. Frenkel's work product.	Unrelated subject matter. No information provided. Not when Cisco first learned about claim.
29c			2-Nov-2007 8:34 AM	Marta Beckwith (Cisco attorney)	John Noh (Cisco PR)		ESN	Legal evaluation of potential agreement to dismiss declaratory judgment action and potential stay agreement.	Attorney/Client Work Product (ordinary and opinion)	Frenkel denies relying on this. Created after the articles.	Unrelated subject matter. Not when Cisco first learned about claim.

No.	Bates Begin	Bates End	Date	From	To	CC	Title	Description	Privilege Type	Reason(s) Document Could Not be Responsive to Interrogatory No. 5. Dependent Frenkel "relied on" if writing the articles at issue.	Reason(s) Document Could Not be Responsive to Interrogatory No. 6. When Cisco learned that ESN was claiming there was a filing error
30a	CISCO PRIVILEGED. 000157	CISCO PRIVILEGED. 000158	19-Oct-2007 9:57 AM	(This email was produced in the Abritton case and is logged in Group 1 at 36b)					(See Group 1, at 36b)	(See Group 1, at 36b)	(See Group 1, at 36b)
30b				(This email was produced in the Abritton case and is logged in Group 1 at 36c)					(See Group 1, at 36c)	(See Group 1, at 36c)	(See Group 1, at 36c)
30c				(This email was produced in the Abritton case and is logged in Group 1 at 36d)					(See Group 1, at 36d)	(See Group 1, at 36d)	(See Group 1, at 36d)
30d				(This email was produced in the Abritton case and is logged in Group 1 at 36e)					(See Group 1, at 36e)	(See Group 1, at 36e)	(See Group 1, at 36e)
30e				(This email was produced in the Abritton case and is logged in Group 1 at 36f)					(See Group 1, at 36f)	(See Group 1, at 36f)	(See Group 1, at 36f)
31a	CISCO PRIVILEGED. 000159	CISCO PRIVILEGED. 000160	19-Oct-2007 1:16 PM	Victoria Maroulis (Quinn Emanuel attorney)	Charles K Verhoeven (Quinn Emanuel attorney) Maria Beckwith (Cisco attorney)	Mark Michels (Cisco attorney) Michael Ritter (Cisco attorney) Rick Frenkel (Cisco attorney)	RE: ESN	Email regarding beginning work on ESN matter	Attorney/Client Work Product (ordinary)	Frenkel denies relying on this. Created after the articles. Unrelated subject matter. No information provided.	Unrelated subject matter. No information provided. Not when Cisco first learned about claim.
31b			19-Oct-2007 12:48 PM	Marta Beckwith (Cisco attorney)	Victoria Maroulis (Quinn Emanuel attorney) Charles K Verhoeven (Quinn Emanuel attorney)	Michael Ritter (Cisco attorney) Mark Michels (Cisco attorney) Rick Frenkel (Cisco attorney)	ESN	Email regarding legal strategy with respect to declaratory judgment action.	Attorney/Client Work Product (ordinary and opinion)	Frenkel denies relying on this. Created after the articles.	Not when Cisco first learned about claim.

No.	Bates Begin	Bates End	Date	From	To	CC	Title	Description	Privilege Type	Reason(s) Document Could Not Be Responsive to Interrogatory No. 5- Document(s) Frenkel Relies on in writing the articles at issue	Reason(s) Document Could Not Be Responsive to Interrogatory No. 5- When Cisco learned that ESN was claiming there was a filing error
36a	CISCO PRIVILEGED. 000172	CISCO PRIVILEGED. 000174	27-Oct-2007 12:14 PM	Victoria Maroulis (Quinn Emanuel attorney)	Marta Beckwith (Cisco attorney) Rick Frenkel (Cisco attorney)	Katherine Bennett (Quinn Emanuel attorney) Kevin Smith (Quinn Emanuel attorney) Mark Michels (Cisco attorney) Michael Ritter (Cisco attorney) Sayuri Sharper (Quinn Emanuel attorney)	Re: ESN v. Cisco update and important new date in CT case	Email regarding new venue case and how it relates to case strategy.	Attorney/Client Work Product (ordinary and opinion)	Frenkel denies relying on this. Created after the articles. Unrelated subject matter.	Unrelated subject matter. Not when Cisco first learned about claim.
36b				(logged at 25a)					(see 25a)	(see 25a)	(see 25a)
36c				(logged at 25b)					(see 25b)	(see 25b)	(see 25b)
36d				(logged at 25c)					(see 25c)	(see 25c)	(see 25c)
36e				(logged at 25d)					(see 25d)	(see 25d)	(see 25d)
37a	CISCO PRIVILEGED. 000175	CISCO PRIVILEGED. 000175	19-Oct-2007 8:10 AM	Mallun Yen (Cisco attorney)	Marta Beckwith (Cisco attorney) Michael Ritter (Cisco attorney) Rick Frenkel (Cisco attorney)	Mark Michels (Cisco attorney)	RE:	Email responding to email regarding selection of local counsel and strategy for filing declaratory judgment action.	Attorney/Client Work Product (ordinary and opinion)	Frenkel denies relying on this. Created after the articles. Unrelated subject matter. No information provided.	Unrelated subject matter. No information provided. Not when Cisco first learned about claim.
37b			19-Oct-2007 7:19 AM	Marta Beckwith (Cisco attorney)	Rick Frenkel (Cisco attorney) Mallun Yen (Cisco attorney) Michael Ritter (Cisco attorney)	Mark Michels (Cisco attorney)	RE:	Email regarding selection of local counsel and strategy for filing declaratory judgment action.	Attorney/Client Work Product (ordinary and opinion)	Frenkel denies relying on this. Created after the articles. Unrelated subject matter. No information provided.	Unrelated subject matter. No information provided. Not when Cisco first learned about claim.
37c			18-Oct-2007 11:51 PM	Rick Frenkel (Cisco attorney)	Marta Beckwith (Cisco attorney) Mallun Yen (Cisco attorney) Michael Ritter (Cisco attorney)	Mark Michels (Cisco attorney)		Email regarding strategy for filing declaratory judgment action.	Attorney/Client Work Product (ordinary and opinion)	Frenkel denies relying on this. Created after the articles. Frenkel's work product.	Unrelated subject matter.
38a	CISCO PRIVILEGED. 000176	CISCO PRIVILEGED. 000176	29-Oct-2007 8:16 PM	Rick Frenkel (Cisco attorney)	Marta Beckwith (Cisco attorney)	Mark Michels (Cisco attorney) Michael Ritter (Cisco attorney)	RE: Ois	Email regarding selection of local counsel	Attorney/Client Work Product (ordinary)	Frenkel denies relying on this. Created after the articles. Unrelated subject matter. Frenkel's work product. No information provided.	Unrelated subject matter. No information provided. Not when Cisco first learned about claim.





No.	Bates Begin	Bates End	Date	From	To	CC	Title	Description	Privilege Type	Reason(s) Document Could Not Be Responsive to Interrogatory No. 5	Reason(s) Document Could Not Be Responsive to Interrogatory No. 8
53c			18-Oct-2007 5:53 PM	Marta Beckwith (Cisco attorney)	Mallory Yen (Cisco attorney) Rick Frenkel (Cisco attorney) Michael Ritter (Cisco attorney)		Nuance	Email analysis regarding ESN litigation and possible local counsel	Attorney/Client Work Product (ordinary and opinion)	Frenkel denies relying on this. Created after the articles. Unrelated subject matter.	Unrelated subject matter.
54a	CISCO PRIVILEGED. 000215	CISCO PRIVILEGED. 000217	15-Oct-2007 8:48 PM	Marta Beckwith (Cisco attorney)	Rick Frenkel (Cisco attorney)	Michael Ritter (Cisco attorney)	RE: Conflict Check	Email regarding selection of counsel and filing of declaratory judgment action.	Attorney/Client Work Product (ordinary and opinion)	Frenkel denies relying on this. Unrelated subject matter.	Unrelated subject matter.
54b			15-Oct-2007 8:45 PM	Rick Frenkel (Cisco attorney)	Marta Beckwith (Cisco attorney)	Michael Ritter (Cisco attorney)	RE: Conflict Check	Email regarding suspicions regarding filing of complaint and legal strategy and opinion regarding same.	Attorney/Client Work Product (ordinary and opinion)	Frenkel denies relying on this. Frenkel's work product.	Unrelated subject matter.
54c			15-Oct-2007 8:13 PM	Marta Beckwith (Cisco attorney)	Rick Frenkel (Cisco attorney)	Michael Ritter (Cisco attorney)	RE: Conflict Check	Email regarding selection of counsel and filing of declaratory judgment action.	Attorney/Client Work Product (ordinary)	Frenkel denies relying on this. Unrelated subject matter.	Unrelated subject matter.
54d										(see 50a)	(see 50a)
54e										(see 50b)	(see 50b)
54f										(see 50c)	(see 50c)
55a	CISCO PRIVILEGED. 000218	CISCO PRIVILEGED. 000220	27-Oct-2007 10:01 AM							(see 25c)	(see 25c)
55b										(see 25d)	(see 25d)
56a	CISCO PRIVILEGED. 000221	CISCO PRIVILEGED. 000224	27-Oct-2007 12:54 PM							(see 52b)	(see 52b)
56b										(see 52c)	(see 52c)
56c										(see 52d)	(see 52d)

No.	Bates Begin	Bates End	Date	From	To	CC	Title	Description	Privilege Type	Reason(s) Document Could Not Be Responsive to Interrogatory No. 5 Deposition of Frenkel filed on 10/19/09 in writing the articles at issue (see 25c)	Reason(s) Document Could Not Be Responsive to Interrogatory No. 6 Deposition of Cisco learned that ESN was claiming there was a filing error (see 25c)
63g				(logged at 25c)							
63h				(logged at 25d)					(see 25d)	(see 25d)	(see 25d)
64a	CISCO PRIVILEGED, 000252	CISCO PRIVILEGED, 000252	15-Oct-2007 8:52 PM	Mallun Yen (Cisco attorney)	Marta Beckwith (Cisco attorney)	John Noh (Cisco PR) Mark Chandler (Cisco attorney)	RE: ESN complaint	Email thanking Marta for the update	Attorney/Client Work Product (ordinary)	Frenkel denies relying on this. Not sent to Frenkel. Unrelated subject matter. No information provided. (see 44)	Unrelated subject matter. No information provided. (see 44)
64b				(logged at 44)					(see 44)	(see 44)	(see 44)
65a	CISCO PRIVILEGED, 000263	CISCO PRIVILEGED, 000263	18-Oct-2007 5:08 PM	Mark Chandler (Cisco attorney)	Mallun Yen (Cisco attorney)		RE: ESN	Email asking about response from potential counsel.	Attorney/Client Work Product (ordinary)	Frenkel denies relying on this. Not sent to Frenkel. Created after the articles. Unrelated subject matter. No information provided. Frenkel denies relying on this. Not sent to Frenkel. Unrelated subject matter. (see Group 1 at 3)	Unrelated subject matter. No information provided. (see Group 1 at 3)
65b				18-Oct-2007 9:26 AM	Mallun Yen (Cisco attorney)	Mark Chandler (Cisco attorney) John Noh (Cisco PR)	FW: ESN	Email about calling counsel about legal issues.	Attorney/Client Work Product (ordinary)	No information provided. Frenkel denies relying on this. Not sent to Frenkel. Unrelated subject matter. (see Group 1 at 3)	Unrelated subject matter. (see Group 1 at 3)
65c				(this email was produced in the Albritton case and is logged in Group 1 at 3)					(see Group 1 at 3)	(see Group 1 at 3)	(see Group 1 at 3)
66a	CISCO PRIVILEGED, 000262	CISCO PRIVILEGED, 000263	18-Oct-2007 9:06 PM	Mallun Yen (Cisco attorney)	John Noh (Cisco PR) Mark Chandler (Cisco attorney) Matthew Tanelian (Cisco attorney)		FW: Nuance	Email regarding legal analysis and opinion regarding ESN lawsuit	Attorney/Client Work Product (ordinary and opinion)	Frenkel denies relying on this. Not sent to Frenkel. Created after the articles. (see 53b)	Not when Cisco first learned about claim. (see 53b)
66b				(logged at 53b)					(see 53b)	(see 53b)	(see 53b)
66c				(logged at 53c)					(see 53c)	(see 53c)	(see 53c)
67a	CISCO PRIVILEGED, 000266	CISCO PRIVILEGED, 000268	18-Oct-2007 11:43 AM	(this email was produced in the Albritton case and is logged in Group 1 at 19b)					(see Group 1 at 19b)	(see Group 1 at 19b)	(see Group 1 at 19b)

No.	Bates Begin	Bates End	Date	From	To	CC	Title	Description	Privilege Type	Reason(s) Document Could Not be Responsive to Interrogatory No. 5 - Documents Email - called out in writing the articles at issue	Reason(s) Document Could Not be Responsive to Interrogatory No. 5 - When Cisco learned that ESN was claiming there was a filing error
67b			18-Oct-2007 11:44 AM	(this email was produced in the Albritton case and is logged in Group 1 at 19c)					(see Group 1 at 19c)	(see Group 1 at 19c)	(see Group 1 at 19c)
67c			18-Oct-2007 11:40 AM	(this email was produced in the Albritton case and is logged in Group 1 at 19d)					(see Group 1 at 19d)	(see Group 1 at 19d)	(see Group 1 at 19d)
67d			18-Oct-2007 11:38 AM	(this email was produced in the Albritton case and is logged in Group 1 at 19e)	Dan Lang (Cisco attorney)		RE: ESN		(see Group 1 at 19e)	(see Group 1 at 19e)	(see Group 1 at 19e)
67e			18-Oct-2007 11:33 AM	(this email was produced in the Albritton case and is logged in Group 1 at 19f)					(see Group 1 at 19f)	(see Group 1 at 19f)	(see Group 1 at 19f)
67f			18-Oct-2007 11:27 AM	(this email was produced in the Albritton case and is logged in Group 1 at 4a)					(see Group 1 at 4a)	(see Group 1 at 4a)	(see Group 1 at 4a)
67g			18-Oct-2007 11:23 AM	(this email was produced in the Albritton case and is logged in Group 1 at 3)					(see Group 1 at 3)	(see Group 1 at 3)	(see Group 1 at 3)
68a	CISCO PRIVILEGED. 000273	CISCO PRIVILEGED. 000274	18-Oct-2007 9:08 PM	Maijun Yan (Cisco attorney)	Mark Chandler (Cisco attorney)		RE: ESN	Email regarding selection of counsel.	Attorney/Client Work Product (ordinary and opinion)	Frenkel denies relying on this. Not sent to Frenkel. Created after the articles. Unrelated subject matter.	Unrelated subject matter.
68b				(logged at 65a)					(see 65a)	(see 65a)	(see 65a)
68c				(logged at 65b)					(see 65b)	(see 65b)	(see 65b)
68d				(this email was produced in the Albritton case and is logged in Group 1 at 3)					(see Group 1 at 3)	(see Group 1 at 3)	(see Group 1 at 3)