
From: Courtney Towle
Sent: Friday, December 11, 2009 2:55 PM
To: Parker, Crystal; Patricia L. Peden; Nick Patton; jh@jamesholmeslaw.com
Cc: Flynn-DuPart, Mary Lou; Adair, Kathy
Subject: RE: Ward's Responses to Cisco's Third Request for Production

Crystal,

For the three requests, no documents were withheld on the basis of privilege. Therefore Ward's privilege log needs no supplementation.

On this topic, when can we expect a supplemental privilege log from Cisco? We have repeatedly requested one. In particular, on October 28, 2009, because of Cisco's production of documents from its privilege log and its document production in response to Plaintiff's First Set of RFPs, we requested that Cisco provide an updated log. Cisco did not. This week, in your December 8, 2009 email to me regarding Plaintiff's Third set of production request nos. 90, 92-94, 101, 105, and 110, you said Cisco has produced all "non-privileged, responsive documents." As it appears responsive documents are being withheld on the basis of privilege, we request an updated log.

Please tell me when we can expect Cisco's updated privilege log.

Thanks,
Courtney Towle
Attorney
PATTON, TIDWELL & SCHROEDER, L.L.P.
P.O. Box 5398
Texarkana, TX 75505-5398

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From: Parker, Crystal [mailto:cparker@jw.com]
Sent: Friday, December 11, 2009 10:42 AM
To: Courtney Towle; Patricia L. Peden; Nick Patton; jh@jamesholmeslaw.com
Cc: Flynn-DuPart, Mary Lou; Adair, Kathy
Subject: RE: Ward's Responses to Cisco's Third Request for Production

OK, thank you. I couldn't tell because of the objections. Thanks for the clarification.

When can we expect the supplemental privilege log?

Take care,

Crystal J. Parker
Jackson Walker L.L.P.
713-752-4217

From: Courtney Towle [mailto:ctowle@texarkanalaw.com]
Sent: Friday, December 11, 2009 12:24 PM

To: Parker, Crystal; Patricia L. Peden; Nick Patton; jh@jamesholmeslaw.com

Cc: Flynn-DuPart, Mary Lou; Adair, Kathy

Subject: RE: Ward's Responses to Cisco's Third Request for Production

Crystal,

With regard to Cisco's request no. 19, aside from Ward's expert witnesses, for whom responsive documents have been produced, there are no documents to produce. Ward is not paying witnesses. This is why Ward responded "none".

Courtney Towle
Attorney
PATTON, TIDWELL & SCHROEDER, L.L.P.
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From: Parker, Crystal [mailto:cparker@jw.com]
Sent: Thursday, December 10, 2009 11:51 AM
To: Patricia L. Peden; Nick Patton; jh@jamesholmeslaw.com; Courtney Towle
Cc: Flynn-DuPart, Mary Lou; Adair, Kathy; Parker, Crystal
Subject: RE: Ward's Responses to Cisco's Third Request for Production

Please let me hear from you on this by tomorrow at 5:00. There is no sense in burdening the Court with this issue if we can work it out between us.

Thank you,

Crystal J. Parker
Jackson Walker L.L.P.
713-752-4217

From: Parker, Crystal
Sent: Wednesday, December 09, 2009 10:51 AM
To: 'Patricia L. Peden'; 'Nick Patton'; jh@jamesholmeslaw.com; 'Courtney Towle'
Cc: Babcock, Chip; Flynn-DuPart, Mary Lou; Adair, Kathy
Subject: Ward's Responses to Cisco's Third Request for Production

With respect to number 19, what is your basis that documents concerning you paying witnesses is privileged? Also, are you withholding documents concerning payment to any witnesses other than your retained experts? Please let me know by Friday so we have enough time to file a motion if one is necessary.

Please also provide us with your supplemented privilege log as stated in the response. Please also provide it by this Friday.

Thank you,

Crystal J. Parker
Jackson Walker L.L.P.
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