

EXHIBIT C

Parker, Crystal

From: Nick Patton [nickpatton@texarkanalaw.com]
Sent: Wednesday, October 29, 2008 8:15 AM
To: Parker, Crystal; ppeden@pedenlawfirm.com
Cc: Babcock, Chip; glmlawoffice@gmail.com; Adair, Kathy; Senneff, Angie; Nicole Peavy; jh@jamesholmeslaw.com; Marcie Long
Subject: RE: Albritton v. Cisco Protective Order

Chrystal: Thanks for the P.O. We will certainly abide by the order in the Albritton case. We will need to discuss the upcoming P.O. in the Ward case.

Nick

From: Parker, Crystal [mailto:cparker@jw.com]
Sent: Tuesday, October 28, 2008 5:31 PM
To: Nick Patton; ppeden@pedenlawfirm.com
Cc: Babcock, Chip; glmlawoffice@gmail.com; Adair, Kathy; Senneff, Angie; Nicole Peavy; jh@jamesholmeslaw.com
Subject: Albritton v. Cisco Protective Order

<<DOCSOPEN-#5140740-v1-Albritton_Protective_Order.PDF>> <<2013_001.pdf>>

Nick and Patricia,

Given the nature of the highly confidential nature of documents produced in the case, I just wanted to make sure you were aware of the attached Protective Order and agreement in the Albritton v. Cisco case.

Take care,

Crystal J. Parker
Jackson Walker L.L.P.
1400 McKinney, Suite 1900
Houston, TX 77010
713-752-4200 (main)
713-752-4217 (direct)
713-752-4221 (main fax)
713-754-6717 (direct fax)
Email: cparker@jw.com

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Parker, Crystal

From: James Holmes [jh@jamesholmeslaw.com]
Sent: Friday, July 18, 2008 5:11 PM
To: Babcock, Chip; Parker, Crystal
Subject: Albritton response

Chip/Crystal,

In the last paragraph of your Response you indicate that if Cisco, Albritton, ESN and Ward could reach an agreement on the "scope of waiver," you would agree to the de-designation of all documents. As you know, my client (with the consent of ESN) has already reached an agreement with you on scope of the waiver (i.e. neither side will use production of documents to argue a broader waiver). It appears to me that you are saying that you will agree to the de-designation of all documents if Ward enters the same agreement on scope of the waiver.

Please confirm this offer or inform me where I misunderstand your position.

Thanks.

James Holmes



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Parker, Crystal

From: James Holmes [jh@jamesholmeslaw.com]
Sent: Tuesday, July 22, 2008 4:25 PM
To: Babcock, Chip; Parker, Crystal
Subject: Cisco/Albritton

Chip/Crystal,

When can I expect to see the additional documents you have mentioned to me and to the Court? Also, I am still awaiting a response from you regarding my earlier email attempting to clarify your offer to de-designate all documents as soon as we (and Johnny) reached an agreement on the "scope of the waiver." As I noted before, my client and ESN have already reached that agreement with you. Do we need only to reach out to Johnny and his counsel?

Please let me hear from you.

James Holmes



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Parker, Crystal

From: James Holmes [jh@jamesholmeslaw.com]
Sent: Tuesday, October 07, 2008 11:36 AM
To: glmlawoffice@gmail.com
Cc: Babcock, Chip; Parker, Crystal; Nicole Peavy
Subject: Re: Depositions
Follow Up Flag: Follow up
Due By: Saturday, October 11, 2008 11:00 AM
Flag Status: Red

That is my understanding of the waiver agreement. I know that we reached that agreement on documents, but I think we should all be clear that it includes depositions as well. If I need to prepare a more formal written agreement, please let me know.

With regard to the reputation witnesses, I should have the formal supplement ready today or tomorrow. I am waiting on client approval. As far as depositions are concerned, I am available the week of November 10, but I will have no control over these witnesses. We'll have to speak with each one regarding their respective availability.

I am also preparing to notice the Baker Botts depositions for October 28, 29 or 30. I think I can do them in a single day if we get started early (like 8 or 9). Which day would you all prefer?

James Holmes



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On Oct 7, 2008, at 11:15 AM, glmlawoffice@gmail.com wrote:

Jamey: I think I understand? Waiver of the privilege as to a specific question or document does not act as a waiver to other claimed privileges.

Also, can we schedule the depositions of your reputational witnesses (Sam Baxter, Otis Carroll, Scott Stevens and "a few others") for the week of Nov 3 or 10. I don't think you have supplemented.

Thanks, George
Sent via BlackBerry by AT&T

-----Original Message-----

From: James Holmes <jh@jamesholmeslaw.com>

Date: Tue, 7 Oct 2008 09:35:12

To: Chip Babcock <cbabcock@jw.com>; <glmlawoffice@gmail.com>

Subject: Depositions

Gentlemen,

Are we proceeding with the depositions under the same scope of the waiver agreement? My understanding is that both sides will be free to either invoke or waive the privilege in response to questions and that any decision to waive privilege will not be the basis for any argument of a broader subject matter waiver.

Are we all on the same page?

James Holmes

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Parker, Crystal

From: Babcock, Chip
Sent: Friday, October 24, 2008 4:01 PM
To: 'James Holmes'; gjmlawoffice@gmail.com
Cc: Parker, Crystal
Subject: Agreement for Deposition Testimony in Albritton v Cisco etal

Jamey/George,

The parties to the above referenced suit agree that any answer given at a deposition will not waive the attorney/client or attorney work product privileges and that the parties may designate any answer given at a deposition as confidential under the protective order which allows protection of privileged information. This does not preclude the invocation of a privilege at any deposition nor does it prohibit any party from moving to compel the answer to any question which has not been answered at the deposition.

If this represents our agreement please say so by return email.

Thanks,

Chip Babcock