

# EXHIBIT D

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**From:** Haan, Brian [bhaan@nshn.com]  
**Sent:** Thursday, April 19, 2012 7:25 AM  
**To:** Maikish, Kenneth  
**Cc:** Malecek, Michael; Niro, Raymond P Jr; Folgers, Anna; Sucic, Carolyn; Meek, Dianne  
**Subject:** RE: IconFind v. Google - Google document production and privilege log

Ken,

IconFind does not agree to your changes in the document. Nor does IconFind agree that the issues are new. IconFind's motion addressed the adequacy of Google's document production and privilege log. That Google has served yet another insufficient privilege log (by removing 360 documents from the original) in the interim only goes to whether IconFind's originally raised issues have been resolved. As discussed at our meet and confer, and set forth in IconFind's portion of the status report, they have not yet been resolved. If Google disagrees, it should so state in its own separate portion of the joint status report, which I provided a separate space for in the draft sent yesterday. Yesterday, at the end of our call, Google agreed to return its portion of the joint status report by noon PT today, so IconFind could file it today. Please provide Google's portion of the statement by noon PT today as previously agreed.

Best regards,

Brian E. Haan  
NIRO, HALLER & NIRO  
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Chicago, Illinois 60602-4635  
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**From:** Maikish, Kenneth [mailto:Kenneth.Maikish@kayescholer.com]  
**Sent:** Wednesday, April 18, 2012 9:00 PM  
**To:** Haan, Brian  
**Cc:** Malecek, Michael; Niro, Raymond P Jr; Folgers, Anna; Sucic, Carolyn; Meek, Dianne  
**Subject:** RE: IconFind v. Google - Google document production and privilege log

Brian,

Because IconFind first raised the issue of the adequacy of Google's Revised Log yesterday, we are still evaluating IconFind's position that Google should supplement its Revised Log. As such, we have edited the statement to reflect that fact and requested an additional ten days to come to agreement. I am still evaluating IconFind's position with my client and I will get back to you early next week.

Thanks,  
Ken

Kenneth Maikish

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**From:** Haan, Brian [<mailto:bhaan@nshn.com>]

**Sent:** Wednesday, April 18, 2012 4:13 PM

**To:** Maikish, Kenneth

**Cc:** Malecek, Michael; Niro, Raymond P Jr; Folgers, Anna; Sucic, Carolyn; Meek, Dianne

**Subject:** RE: IconFind v. Google - Google document production and privilege log

Ken,

Attached is the draft joint status report. Per our agreement, please return with Defendant's statement by noon PT tomorrow, so IconFind can finalize and file.

Thanks,

Brian E. Haan

NIRO, HALLER & NIRO

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**From:** Maikish, Kenneth [<mailto:Kenneth.Maikish@kayescholer.com>]

**Sent:** Wednesday, April 18, 2012 12:33 PM

**To:** Haan, Brian

**Cc:** Malecek, Michael; Niro, Raymond P Jr; Folgers, Anna; Sucic, Carolyn; Meek, Dianne

**Subject:** RE: IconFind v. Google - Google document production and privilege log

Brian,

Please see attached correspondence in response to your letter from yesterday.

Thanks,

Ken

Kenneth Maikish

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**From:** Haan, Brian [<mailto:bhaan@nshn.com>]  
**Sent:** Tuesday, April 17, 2012 4:24 PM  
**To:** Maikish, Kenneth  
**Cc:** Malecek, Michael; Niro, Raymond P Jr; [afolgers@nshn.com](mailto:afolgers@nshn.com); Sucic, Carolyn  
**Subject:** IconFind v. Google - Google document production and privilege log

Ken,

Please see the attached correspondence regarding Google's document production and privilege log.

Best regards,

Brian E. Haan  
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