

# EXHIBIT O

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**From:** "Ott, Carter" <Carter.Ott@dlapiper.com>  
**To:** "James Pizzirusso" <jpizzirusso@hausfeldllp.com>; "Rebecca Coll" <rcoll@calvoclark.com>; "James Quadra" <jquadra@calvoclark.com>  
**Cc:** "Rosemary M. Rivas" <RRivas@finkelsteinthompson.com>; <dwarshaw@pswplaw.com>; "Sacks, Luanne" <Luanne.Sacks@dlapiper.com>; "Kevin Moon" <kmoon@calvoclark.com>; "Genevieve P. Rapadas" <grapadas@calvoclark.com>  
**Sent:** Friday, December 10, 2010 4:58 PM  
**Attach:** ATT00050.htm; imageaae0ab.jpg@66c5ec81.de4c4ded  
**Subject:** RE: Sony Other OS

Jim,

Thank you for your clarification. Because I understand from your email that you intend to cover in your motion the matters we have already discussed at length, I see no reason to further delay filing these motions.

Thank you,  
Carter

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From: James Pizzirusso [<mailto:jpizzirusso@hausfeldllp.com>]  
Sent: Friday, December 10, 2010 3:45 PM  
To: Ott, Carter; Rebecca Coll; James Quadra  
Cc: Rosemary M. Rivas; [dwarshaw@pswplaw.com](mailto:dwarshaw@pswplaw.com); Sacks, Luanne; Kevin Moon; Genevieve P. Rapadas  
Subject: RE: Sony Other OS

Carter:

Perhaps there is some misunderstanding on your part. Plaintiffs' motion to compel will address the two issues we have met and conferred on at length: production of discovery from SCEI and protective order issues. We have reserved our rights as to any other disputes with SCEA's responses to our discovery requests.

Do you believe we have not met and conferred on those two issues? Do you disagree that we are at an impasse? Please advise ASAP because if you disagree and you think we need further meet and confers on these issues, we cannot agree to your proposed schedule since we will need additional meet and confers.

Also - please let us know for which issues SCEA will be moving to compel.

Thanks,

James

James J. Pizzirusso, Partner  
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From: Ott, Carter [mailto:Carter.Ott@dlapiper.com]  
Sent: Friday, December 10, 2010 6:33 PM  
To: Rebecca Coll; James Quadra  
Cc: James Pizzirusso; Rosemary M. Rivas; Daniel L. Warshaw (dwarshaw@pswplaw.com); Sacks, Luanne; Kevin Moon; Genevieve P. Rapadas  
Subject: RE: Sony Other OS

Rebecca,

I'm surprised to only learn now - the day we initially agreed to file our briefs - that you also intend to file a motion to compel. For many weeks now, you and your co-counsel have told us that you intend to file a motion for protective order, but you never informed us that you intend to move to compel, much less the basis for such a motion. We would appreciate a meet and confer, in compliance with local rules, before you seek the court's intervention.

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From: Rebecca Coll [<mailto:rcoll@calvoclarck.com>]

Sent: Friday, December 10, 2010 2:38 PM

To: Ott, Carter; James Quadra

Cc: James Pizzirusso ([jpizzirusso@hausfeldllp.com](mailto:jpizzirusso@hausfeldllp.com)); Rosemary M. Rivas; Daniel L. Warshaw ([dwarshaw@pswplaw.com](mailto:dwarshaw@pswplaw.com)); Sacks, Luanne; Kevin Moon; Genevieve P. Rapadas

Subject: RE: Sony Other OS

Carter

Attached please find a redlined stipulation regarding the briefing on the discovery motions. We have included our affirmative motion to compel on the list of the items that will be before the Court, and changed the opening briefing date to December 15.

Thanks.

Becca Coll  
Calvo & Clark, LLP  
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T: 415-374-8370

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From: Ott, Carter [<mailto:Carter.Ott@dlapiper.com>]

Sent: Thursday, December 09, 2010 4:14 PM

To: James Quadra

Cc: James Pizzirusso ([jpizzirusso@hausfeldllp.com](mailto:jpizzirusso@hausfeldllp.com)); Rosemary M. Rivas; Rebecca Coll; Daniel L. Warshaw ([dwarshaw@pswplaw.com](mailto:dwarshaw@pswplaw.com)); Sacks, Luanne

Subject: RE: Sony Other OS

James,

Unfortunately, we cannot agree to many of your proposed additions to the SCEI stipulation, in particular, your proposal that SCEI's actions are imputed to SCEA. As I understand from Jim's email, this will not hold up our stipulation regarding briefing and hearing our discovery motions. Please confirm your agreement to the stipulation and proposed order I sent you Monday morning, provided I change the deadline for filing the motions from December 10 to December 15.

We recently received an additional production from your office apparently containing Baker, Stovell, and Ventura documents. Please confirm that your document production is now complete. Also, please let us know if you intend to provide us with an index of the documents you have produced, per our prior request.

Finally, we have previously asked that you provide us with your clients' addresses and telephone numbers to assist us with finding records related to them. Please let us know if you are willing to provide us with this information.

Thank you,  
Carter

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From: James Quadra [mailto:jquadra@calvoclarck.com]  
Sent: Wednesday, December 08, 2010 4:00 PM  
To: Ott, Carter  
Cc: James Pizzirusso (jpizzirusso@hausfeldllp.com); Rosemary M. Rivas; Rebecca Coll;  
Daniel L. Warshaw (dwarshaw@pswplaw.com)  
Subject: Sony Other OS  
Carter:

The proposal that we would waive all potential claims against SCEI is not something we discussed previously. Obviously, we are only prepared to do so if SCEA agrees that it is the proper party at interest and any statements, actions, etc. that may have created liability are imputed to SCEA and that SCEA will not raise as a defense that "it wasn't us - it was SCEI." We do not think that SCEI/SCEA were attempting to foreclose potential liability here or somehow use this against us, but we need to make sure that any stipulation clearly addresses this. Otherwise, we are prepared to brief and argue this in front of Chen. We have proposed language in the stipulation that will address this issue.

Further, your stipulation seems to limit discovery solely to the first set of document requests. We cannot agree to limit the SCEI discovery solely to that set - particularly if, as discovery progresses, we find additional areas of relevant discovery to pursue. We have proposed language addressing that issue, as well.

Given the schedule you are proposing, we need to know your position on this by tomorrow at 5 pm PT.

Regards

Jim

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