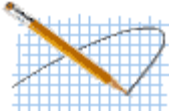


# EXHIBIT D



**David Olson**  
04/17/2007 02:52 PM

To: "Maria K. Nelson" <mknelson@JonesDay.com>  
cc: falzone@stanford.edu, rspoo@howardrice.com, Amanda  
Smith/Staff/stanford@law  
Subject: Re: Hearing date for fees motion

Maria,

Let's go with your initial proposal and set the hearing for June 4th, and you can have all of the extra time. As I mentioned in my previous email, anything after June 5 does not work on our end.

Best,

David  
"Maria K. Nelson" <mknelson@JonesDay.com>



**"Maria K. Nelson"**  
**<mknelson@JonesDay**  
**.com>**  
04/17/2007 02:23 PM

To: David Olson <dolson@law.stanford.edu>  
cc: "falzone" <falzone@stanford.edu>  
Subject: Re: Hearing date for fees motion

David --

May 28 is Memorial Day, so I doubt that the Court will want to have a hearing that day. I was looking at June 11 or after, as trial is scheduled to start May 14 and will likely go two weeks. Although a June 4 hearing date may be do-able, giving you an extra week for a reply is not because that would mean having the brief due the day trial starts. So, as a compromise, I propose just moving the date to June 11 without any exceptions under the local rule schedule.

Maria

Maria K. Nelson  
Jones Day  
555 South Flower Street  
Fiftieth Floor  
Los Angeles, CA 90071  
(213) 243-2615 (direct dial)  
(213) 243-2539 (facsimile)  
(213) 489-3939 (firm)  
mknelson@jonesday.com

David Olson  
<dolson@law.stanf  
ord.edu>

04/16/2007 11:41  
AM

To  
"Maria K. Nelson"  
<mknelson@JonesDay.com>  
cc  
"falzone" <falzone@stanford.edu>  
Subject  
Re: Hearing date for fees motion

Maria,

Either May 28 or June 4 works on our end. Anything after June 4 does not work because Tony will be out for three weeks starting June 5. If we go with the later June 4 date, we would like to have one of the extra weeks as extra time on our reply brief.

Thanks,

David

"Maria K. Nelson"  
<mknelson@JonesDay.com>  
04/12/2007 12:27 PM

To: "David Olson"  
<dolson@law.stanford.edu>  
cc: "falzone"  
<falzone@stanford.edu>  
Subject: Re: Activity in Case  
5:06-cv-03718-JW Shloss v. Sweeney et al  
"Motion for Attorney Fees"

David -- yes I have seen the motion. The hearing date and briefing schedule are not convenient as I currently am scheduled to be in trial in Texas then. I am not in the office but will be back tomorrow. A two week postponement should work for me, subject to the court schedule. Can you check on your end to see if that works and we can firm up tomorrow?  
Thanks.

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----- Original Message -----  
From: David Olson [dolson@law.stanford.edu]  
Sent: 04/10/2007 11:20 PM MST  
To: Maria Nelson  
Cc: falzone@stanford.edu  
Subject: Activity in Case 5:06-cv-03718-JW Shloss v. Sweeney et al "Motion

for Attorney Fees"

Dear Maria,

As you've probably seen by now, we filed a motion for fees today. Please feel free to give me a call or email if you need to discuss the hearing date or briefing schedule.

Regards,

David S. Olson  
dolson@law.stanford.edu  
Resident Fellow

STANFORD LAW SCHOOL CENTER FOR INTERNET AND SOCIETY  
559 Nathan Abbott Way, Stanford, CA 94305-8610  
tel: 650-724-0517 • fax: 650-723-4426 • mobile: 415-216-5286

----- Forwarded by David Olson/Staff/stanford on 04/10/2007 11:18 PM -----

ECFHELPDESK@cand.uscourts.gov

To: efilings@cand.uscourts.gov

cc:

Subject: Activity in Case

04/10/2007 08:41 PM 5:06-cv-03718-JW Shloss v. Sweeney et al "Motion for Attorney Fees"

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Northern District of California  
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The following transaction was received from Olson, David S. entered on 4/10/2007 at 8:41 PM and filed on 4/10/2007

Case Name: Shloss v. Sweeney et al

Case Number: 5:06-cv-3718

Filer: Carol Loeb Shloss

WARNING: CASE CLOSED on 03/28/2007

Document Number: 73

Docket Text:

MOTION for Attorney Fees and Costs filed by Carol Loeb Shloss. Motion Hearing set for 5/21/2007 09:00 AM in Courtroom 8, 4th Floor, San Jose. (Olson, David) (Filed on 4/10/2007)

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:Z:\Cases\Shloss v. Estate of Joyce\District Court Pleadings\Atty Fee Motion\Attorneys Fee Motion 4-7-10.pdf

Electronic document Stamp:

[STAMP CANDStamp\_ID=977336130 [Date=4/10/2007] [FileNumber=3362076-0] [336cd319702b3adc69e85a40c94430871508c8ed477ea099badeb5cdc6e1d0f46171c9a13258ae9816448bfecd745ffda3b95ab884f9168e904e2be82e48dcfb]]

5:06-cv-3718 Notice will be electronically mailed to:

Bernard A. Burk bburk@howardrice.com, jbeyl@howardrice.com;  
jjustice@howardrice.com

Anthony T. Falzone anthony.falzone@stanford.edu,  
asmith@law.stanford.edu

Jennifer Stisa Granick JENNIFER@LAW.STANFORD.EDU,

Mark A. Lemley mlemley@kvn.com, srosen@kvn.com

Dorothy Rebecca McLaughlin dmclaughlin@kvn.com, efiling@kvn.com

Maria K. Nelson mknelson@jonesday.com, aeraimer@jonesday.com

David S. Olson dolson@law.stanford.edu, asmith@law.stanford.edu

Matthew Mickle Werdegar mmw@kvn.com, efili! ng@kvn.com; mls@kvn..com;

nbd@kvn.com

5:06-cv-3718 Notice will be delivered by other means to:

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