

EXHIBIT 2

Esau, David B.

From: alex siegal [alby1969_98@yahoo.com]
Sent: Sunday, December 12, 2010 7:32 PM
To: Esau, David B.
Subject: Re: Segal/Chaparova v. Amazon.com (Case No. 10-cv-20718, U.S. District Court for the Southern District of Florida)

We need to make arrangements to depose Amazon's appointed representative(s) either on January 2nd or January 3rd. While the circumstances may justify deposing Amazon's representative in Miami, Florida (Amazon is engaged in business activities in this jurisdiction, has taken and is continuing to take full advantage of the benefits and protections of the laws of this jurisdiction, would not be overly burdened financially by having to travel here - as you know, we cannot afford to travel to Seattle for a single deposition; moreover, Amazon is represented by counsel in this jurisdiction - surely you do not want to travel to Seattle, Washington, for a single deposition), we are willing to work out an alternative arrangement to conduct the deposition by video or over the phone. We are also willing to conduct the deposition at your office, so that you may appear and examine the witness.

Therefore, Amazon is directed, pursuant to Rule 30(b)(6) of the Federal Rules of Civil Procedure, to designate one or more officers, directors, managing agents, or other persons who consent to testify on its behalf on each of the subject matters set forth in our e-mail below, but specifically related to the claims in our Amended Complaint and Amazon's SEC filings (10-Q and 10-K filings). If you are unclear about the meaning of terms such as "management," "operational" and "financial," you should read those filings. Hope to hear back from you soon! Thank you.

From: "Esau, David B." <desau@carltonfields.com>
To: alex siegal <alby1969_98@yahoo.com>
Sent: Tue, December 7, 2010 4:34:04 PM
Subject: RE: Segal/Chaparova v. Amazon.com (Case No. 10-cv-20718, U.S. District Court for the Southern District of Florida)

The cases speak for themselves.

I said "work with you" to narrow your topics; not draft them for you. Try making your topics more narrow than "Amazon's management, operational, and financial matters." Then we can discuss.

From: alex siegal [mailto:alby1969_98@yahoo.com]
Sent: Tuesday, December 07, 2010 5:12 PM
To: Esau, David B.
Subject: Re: Segal/Chaparova v. Amazon.com (Case No. 10-cv-20718, U.S. District Court for the Southern District of Florida)

I'm not sure I understand why you cited *Salter and Perfect Web Tech.* to convince us that we have to travel to Seattle, Washington, to depose Amazon's appointed representative(s). Anyway, we appreciate your offer to narrow and clarify our deposition topics. Please do so as soon as possible. Thank You!

From: "Esau, David B." <desau@carltonfields.com>
To: alex siegal <alby1969_98@yahoo.com>
Sent: Sat, December 4, 2010 11:36:28 AM
Subject: FW: Segal/Chaparova v. Amazon.com (Case No. 10-cv-20718, U.S. District Court for the Southern District of Florida)

One additional note on your proposed deposition of Amazon's corporate representative: I would be happy to work with you to narrow and clarify your deposition topics, but since Amazon strenuously objects to venue being proper in Florida (as discussed at length in our motion to transfer), and because Amazon is a corporate defendant and is not seeking affirmative relief in this action, any corporate representative deposition will necessarily have to occur in the jurisdiction where Amazon maintains its principal place of business -- Seattle, Washington. See *Salter v. Upjohn Co.*, 593 F.2d 649, 650 (5th Cir. 1979); *Perfect Web Technologies v. infoUSA, Inc.*, 2007 WL 4414819 *3 (S.D.Fla. Dec. 14, 2007). Please keep this in mind when considering logistics and arrangements for that deposition. Thank you.

From: Esau, David B.
Sent: Saturday, December 04, 2010 10:29 AM
To: 'alby1969_98@yahoo.com'
Subject: RE: Segal/Chaparova v. Amazon.com (Case No. 10-cv-20718, U.S. District Court for the Southern District of Florida)

Please provide me with specific deposition dates (any time in December) for each of the non-party witnesses on your witness list. Once you provide with me with their availability, I will select the deposition dates.

Just to be clear, I am not authorized to accept service of non-party witness subpoenas. You will have to serve the individual witnesses with subpoenas if you want their testimony.

I also have no obligation under the federal rules to let you know who Amazon's corporate representative is, nor could Amazon possibly identify who its corporate representative(s) will be based on your wildly broad deposition topics below. If you narrow your topics to describe the matters for examination with reasonable particularity, as required by Rule 30(b)(6), Amazon will provide one or more corporate representatives for deposition. Thank you.

From: alex siegal [mailto:alby1969_98@yahoo.com]
Sent: Friday, December 03, 2010 9:16 PM
To: Esau, David B.
Subject: Re: Segal/Chaparova v. Amazon.com (Case No. 10-cv-20718, U.S. District Court for the Southern District of Florida)

You need to be more specific in your request. Exactly which dates do you have in mind? Also, you may subpoena the non-party witnesses through us, just as we will have to arrange deposing Amazon's representative(s) and witnesses through you. By the way, we intend to make arrangements to depose Amazon's designated representative shortly and expect your full cooperation.

Please let us know who Amazon's designated representative is, and whether he/she will be able to testify regarding all matters raised in our Amended Complaint, including Amazon's management, operational, and financial matters. Also, please indicate whether you intend to comply with our discovery request of November 4, 2010.

From: "Esau, David B." <desau@carltonfields.com>
To: alby1969_98@yahoo.com
Sent: Fri, December 3, 2010 7:42:02 PM
Subject: Re: Segal/Chaparova v. Amazon.com (Case No. 10-cv-20718, U.S. District Court for the Southern District of Florida)

I need to subpoena the witnesses for deposition and/or for trial, so I need their contact information. The court will agree that I am entitled to that.

Please provide me with specific deposition dates for each of the non-party witnesses on your witness list. Thank you.

From: alex siegal

To: Esau, David B.

Sent: Fri Dec 03 19:46:59 2010

Subject: Re: Segal/Chaparova v. [Amazon.com](#) (Case No. 10-cv-20718, U.S. District Court for the Southern District of Florida)

Those witnesses who have expressed an interest in participating in this case have also agreed to be contacted through us. We have in fact reassured them that they will not be contacted directly by Amazon and/or Amazon's counsel. Therefore, all listed non-party witnesses will be contacted through us only. You have previously threatened to contact them, depose them (in your words: "each and every one of them"), et cetera, so you do not need to repeat your threats. You may contact these non-party witnesses to request additional information, schedule depositions, etc., but you will contact them through us, pursuant to the applicable procedural rules. Additional information will be made available as soon as that information is received.

What is unfairly prejudicial is your failure to produce any of the documents/materials that you are required to produce by FRCP 26(a) and the documents/materials as requested under FRCP 34.

From: "Esau, David B." <desau@carltonfields.com>

To: alex siegal <alby1969_98@yahoo.com>

Sent: Fri, December 3, 2010 2:12:31 PM

Subject: RE: Segal/Chaparova v. [Amazon.com](#) (Case No. 10-cv-20718, U.S. District Court for the Southern District of Florida)

Please provide me with contact information for each of your potential witnesses. You are not an attorney, and you cannot represent their interests. If they are on your witness list, I must have an opportunity to contact them, depose them, and seek documents and information from them (which I intend to do). Please correct your witness list immediately, as the discovery period is quickly coming to an end, and your refusal to provide their contact information is unfairly prejudicial. If you do not correct your list immediately, I will ask the court to require you to do so. Thank you.

-David

From: alex siegal [mailto:alby1969_98@yahoo.com]

Sent: Friday, December 03, 2010 3:01 PM

To: Esau, David B.

Subject: Re: Segal/Chaparova v. [Amazon.com](#) (Case No. 10-cv-20718, U.S. District Court for the Southern District of Florida)

Mr. Esau,

Attached, please find our potential witness list as well as additional relevant documents/materials, which we are hereby producing pursuant to Judge Cooke's Scheduling Order dated August 19, 2010.

Albert Segal

This email is confidential and it is intended solely for the use of the individual or entity to which it is addressed. If you are not the named addressee, you should not disseminate, distribute or copy this email. If you have received this email in error, please notify the sender by a Reply or call (215) 847-5525. If this email is addressed to or sent by an attorney, this email is either an attorney-client privileged communication or a work-product privileged communication, or both. The Sender and intended recipient of this email expressly reserve any and all rights to assert the aforesaid privileges, and do not waive any such rights thereto by virtue of an erroneous email transmission. This statement shall not hereafter be construed as limiting the

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