
From: Robert Peltz [Peltz@leesfield.com]
Sent: Tuesday, June 07, 2011 11:46 AM
To: Hasty, Frederick
Cc: Levin, Drew M.; William Summers; Kevin Franz; uperez@uperezlaw.com; Richard Schevis; Greg M. Gaebe
Subject: Adelman v. BSA
Rick,

I am writing to confirm our conversations today in court.

1. You will cancel the depositions of Sherrill Lowrey and Sam Kent for tomorrow and reschedule them to a later date at a mutually convenient time.
2. We will proceed tomorrow with Elizabeth's deposition here in my office at 11:00.
3. You will get back to me by the end of the day regarding better answers to the Plaintiff's interrogatories of January 31, 2011 and April 28, 2001 and production of the documents objected to in your Privilege Logs of 3/7/11 on behalf of both Crompton and Schmidt.
4. I have no objection to an extension of the discovery cut-off and moving the trial date accordingly. Please ask one of the defendants to prepare a proposed draft, so we can circulate it and get started on it.

Bob

Robert D. Peltz

Board Certified Trial Lawyer

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***Bounds Law Group, Of Counsel**

7/15/2011

From: Robert Peltz [Peltz@leesfield.com]
Sent: Wednesday, June 08, 2011 4:13 PM
To: Levin, Drew M.; Hasty, Frederick
Cc: William Summers; Kevin Franz; Greg M. Gaebe; Richard Schevis
Subject: Adelman v. BSA

Drew,

I am writing to confirm our agreement regarding the Order on Motion for Reconsideration entered by Judge Goodman yesterday.

I had spoken to Rick yesterday evening about my proposed Motion for Modification of the Order to limit it to the production of the 6 emails from the 2 senders of the emails to Michael's phone during the course of the hike. I have also spoken to you regarding my proposed motion twice today. Each time I have been advised that you and Rick have not finished your review of the proposed motion and supporting data, but expect to do so later this evening and will then have an answer tomorrow morning as to whether you will agree with it or oppose it. In turn, I have advised you that I am happy to wait until tomorrow to receive an answer, especially if it will allow us to file an agreed or unopposed motion. What I am not willing to do, however, is to delay filing my motion and to have Mr. Conrad produce the texts in the meantime, thereby depriving me of the opportunity to have my motion considered by the court.

You have assured me that no one from your office has sent the Order on to Mr. Conrad and requested the production of the emails and that no one from your office will do so, prior to the resolution of our discussions and my opportunity to file my motion with the Court. In reliance upon your assurances, I will hold off on filing my motion in order to give us additional time to try and reach an amicable solution.

Likewise, I am further writing to confirm that you and Rick are still considering our discussions regarding my proposed motions directed to overruling your privilege logs and compelling better answers to the last two sets of interrogatories, which began on Friday and have continued through until today. As a result, I will also hold off on filing my motions directed to these matters to give you the opportunity to get back to me tomorrow to see if we can reach an agreement on them as well.

Bob

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7/15/2011

From: Robert Peltz [Peltz@leesfield.com]
Sent: Thursday, June 16, 2011 6:07 PM
To: Hasty, Frederick; Levin, Drew M.
Subject: RE: Adelman v. BSA

Rick,

While I appreciate your agreement to answer our affirmative defense interrogatories, I have not heard back from you regarding the two other issues that I discussed extensively with you and Drew over the past two weeks: (1) the production of the documents set forth in your two privilege logs and (2) answers to the interrogatories regarding Crompton's "Trained" status. Since I have had a number of conversations with you and Drew on these issues and been promised a response almost 10 days ago, which I have not received, I feel that I have more than complied with the local rule. I raised these issues again in my conversation with Drew at the beginning of this week, but still don't have a response. Therefore, if I do not receive a response by tomorrow, I will have no alternative but to file a motion to compel.

Bob

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From: Hasty, Frederick [mailto:FHasty@WickerSmith.com]

7/15/2011

From: Robert Peltz [Peltz@leesfield.com]
Sent: Friday, June 17, 2011 11:24 AM
To: Hasty, Frederick
Cc: Levin, Drew M.
Subject: RE: Adelman v. BSA
Rick,

It is a simple question that I cannot get a straight answer to. I take your email to mean that you are not going to respond to this discovery and accordingly I will move forward on that basis, since we have already had a number of personal conversations on the issue.

Please also advise me whether you are going to produce the items set forth in the privilege logs.

Thank you,

Bob

Robert D. Peltz

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