

DECLARATION OF MARC R. GUILFORD

EXHIBIT E

Case No. 2:07-cv-13164: Eight Mile Style, LLC, et al. v. Apple Computer, Inc., et al.

From: Marc Guilford
Sent: Friday, April 24, 2009 3:41 PM
To: Pomerantz, Glenn; Klaus, Kelly; LeMoine, Melinda
Cc: Richard Busch; Howard Hertz
Subject: 8 Mile outstanding discovery

Counsel,

As you are well aware, the deadline for responding to all outstanding written discovery requests is Friday, May 8. We assume you will be responding not only to our second sets of interrogatories and document requests, but also to those portions of the first sets Defendants objected to as “untimely,” particularly questions relating to damages and other financial information. If you are not planning to respond to these items from the first interrogatories and document requests, please advise us immediately so we can address it with the Court as soon as possible.

Marc R. Guilford
King & Ballow
315 Union Street, Suite 1100
Nashville, TN 37201
Phone: 615.726.5431
Fax: 615.248.2860