

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION**

EXPERI-METAL, INC.,

Plaintiff,

Case No. 2:09-CV-14890

v.

Hon. Patrick J. Duggan

COMERICA BANK,

Defendant.

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**ORDER GRANTING COMERICA BANK'S MOTION TO COMPEL**

At a session of the Court held on \_\_\_\_\_, 2010,  
in Wayne County, Detroit, Michigan before  
The Honorable \_\_\_\_\_

This matter having come before the Court on Comerica Bank's Motion to Compel, the parties having fully briefed the issue, and the Court being fully advised in the premises;

NOW, THEREFORE, IT IS HEREBY ORDERED that Comerica Bank's Motion to Compel is GRANTED.

IT IS FURTHER ORDERED that Plaintiff, Experi-Metal, Inc., must provide to Comerica the following information and documents:

1. All correspondence Experi-Metal sent or received regarding the January 22, 2009 phishing attack, including, but not limited to, all emails with Experi-Metal, between Experi-Metal and any law enforcement or regulatory agency, or between Experi-Metal and Comerica Bank, including but not limited to the note placed in Keith Maslowski's payroll or personnel file;

2. All documents related to the investigation of the January 22, 2009 phishing attack, including but not limited to any law enforcement findings or internal findings, and including any investigation status updates to which Experi-Metal had or has access;

3. All documents related to any insurance claim Experi-Metal made for losses related to the phishing attack, including but not limited to any correspondence, insurance claim applications, checks or payments received and denials;

4. All correspondence and other documents sent to or received from Lance James or any other third party related to the phishing attack on January 22, 2009 or Comerica Bank's online/internet banking services including, but not limited to, its wire transfer services, including any documents obtainable through any retained expert or if all responsive documents were already produced, a list identifying which documents were considered to be responsive; and

5. Information about any responsive documents withheld due to privilege that complies with FRCP 26 (b)(5)(A).

IT IS FURTHER ORDERED that Experi-Metal must pay to Comerica the reasonable expenses incurred by Comerica in bringing this motion, including costs and attorneys fees.

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UNITED STATES DISTRICT JUDGE