

# EXHIBIT 3

**Bird, Robyn**

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**From:** LeMoine, Melinda  
**Sent:** Thursday, February 03, 2011 3:16 PM  
**To:** 'Eaton, Mary'; Pomerantz, Glenn; Klaus, Kelly  
**Cc:** 'Cosenza, Todd'; 'Mundiya, Tariq'  
**Subject:** RE: Privilege Log

Mary:

We are working to complete the supplemental log to cover our most recent productions, which we will produce to you next week.

Following up on my request from yesterday, the most recent log we have from Defendants ends in the middle of 2006. This causes us great concern, especially since you have continued to make productions up until the present day that have withheld responsive documents. In particular, according to Todd's recent email, you produced only the "non-privileged, responsive" documents from Mr. Rubinstein's files. We need a complete log of anything withheld from that production, as well as any of the documents withheld from any of LimeWire's other productions since 2006 immediately. Please advise as to when we will receive that.

Thank you,

Melinda Eades LeMoine | Munger, Tolles & Olson LLP  
(t) 213.683.9171 | (f) 213.683.4071 | melinda.lemoine@mto.com

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-----Original Message-----

From: Eaton, Mary [mailto:meaton@willkie.com]  
Sent: Wednesday, February 02, 2011 1:08 PM  
To: LeMoine, Melinda; Pomerantz, Glenn; Klaus, Kelly  
Cc: Cosenza, Todd; Mundiya, Tariq  
Subject: Privilege Log

Counsel:

Please confirm that plaintiffs have produced a complete privilege covering all responsive documents withheld from their entire production.  
Thank you.

Sincerely,  
Mary

Mary Eaton Willkie Farr & Gallagher LLP 787 Seventh Avenue New York NY 10019  
212-728-8626 (tel) 212-728-9626 (fax) meaton@willkie.com

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**Bird, Robyn**

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**From:** LeMoine, Melinda  
**Sent:** Monday, February 14, 2011 3:47 PM  
**To:** 'Eaton, Mary'; 'Mundiya, Tariq'; 'Cosenza, Todd'  
**Cc:** Pomerantz, Glenn; Klaus, Kelly; Aull, Ashley  
**Subject:** LimeWire - privilege logs

Last week, I asked when Defendants would be prepared to exchange privilege logs as we had planned to do on Friday. I never heard back from any of you. We will serve ours electronically today. Please advise me when we can expect Defendants' updated logs. If you do not intend to provide us with updated logs, please explain your basis for refusing to do so immediately.

Melinda Eades LeMoine | Munger, Tolles & Olson LLP  
(t) 213.683.9171 | (f) 213.683.4071 | melinda.lemoine@mto.com

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## Bird, Robyn

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**From:** LeMoine, Melinda  
**Sent:** Friday, March 04, 2011 11:18 AM  
**To:** 'Mundiya, Tariq'; 'Eaton, Mary'; 'Cosenza, Todd'  
**Cc:** Pomerantz, Glenn; Klaus, Kelly  
**Subject:** Privilege log

Can you please explain why you have not sent us an updated privilege log yet? If you take the position that you are not obligated to do so, please let us know that and any authority supporting your view. This is *at least* my fifth request.