

# EXHIBIT 17

## Echtman, Elyse D.

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**From:** Rotstein, Robert [rxr@msk.com]  
**Sent:** Monday, May 28, 2012 6:16 PM  
**To:** Echtman, Elyse D.  
**Cc:** Bicks, Peter A.; Benson, Patricia; Nogues, Jean; Stevens, Jane  
**Subject:** RE: DISH Network L.L.C. v. American Broadcasting Companies, Inc., et al.

And please include Jane on all notices related to your application. Thank you.

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**From:** Rotstein, Robert  
**Sent:** Monday, May 28, 2012 3:12 PM  
**To:** 'Echtman, Elyse D.'  
**Cc:** Bicks, Peter A.; Benson, Patricia; Nogues, Jean; Stevens, Jane  
**Subject:** RE: DISH Network L.L.C. v. American Broadcasting Companies, Inc., et al.

Reserving all rights, you can contact Jane Stevens in our New York Office. Here's her information.

Jane G Stevens  
Mitchell Silberberg & Knupp  
12 East 49th Street  
New York, NY 10017  
917.546.7701

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**From:** Echtman, Elyse D. [mailto:[eechtman@orrick.com](mailto:eechtman@orrick.com)]  
**Sent:** Monday, May 28, 2012 1:49 PM  
**To:** Rotstein, Robert  
**Cc:** Bicks, Peter A.; Benson, Patricia; Nogues, Jean  
**Subject:** RE: DISH Network L.L.C. v. American Broadcasting Companies, Inc., et al.

Dear Mr. Rotstein,

Thank you for confirming receipt of our letter of Friday, May 25.

We are writing to you again to advise you of certain developments in our meet and confer process with Fox. Fox has refused to hold in abeyance, even temporarily, its request for expedited relief in its action in the Central District of California. Based on Fox's insistence upon moving forward with its California proceeding on an accelerated basis, DISH has been left with no choice but to seek a Temporary Restraining Order against Fox by Order to Show Cause tomorrow before Judge Swain in New York to prevent Fox from proceeding until a determination of the proper forum for the disputes between these parties has been made by Judge Swain, the court with the first-filed case.

The special circumstances presented with Fox have accelerated DISH's time-table for seeking an anti-suit injunction. In order to avoid burdening the court with repetitive motion practice, we intend to move by Order to Show Cause against CBS and NBC tomorrow as well, but do not currently plan to seek a Temporary Restraining Order against your clients since your clients have not sought immediate action in California.

We remain ready and willing to continue the meet and confer process that has already been initiated, and hope that we might be able to resolve the issues raised in DISH's motion on a consensual basis.

Please advise us as to whether there are any attorneys in Mitchell Silberberg's New York office whom we might contact in the event that Judge Swain requests appearances from the parties on the Order to Show Cause. We will provide you, and any other attorneys whom you might designate in New York, with a courtesy copy of our papers in advance of providing the application to Judge Swain's Chambers.

Very truly yours,

Elyse D. Echtman



ORRICK

**ELYSE D. ECHTMAN**

*Attorney At Law*

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**From:** Rotstein, Robert [<mailto:rxr@msk.com>]

**Sent:** Sunday, May 27, 2012 4:28 PM

**To:** Echtman, Elyse D.

**Cc:** Bicks, Peter A.; Stone, Richard L. ([RStone@jenner.com](mailto:RStone@jenner.com)); Singer, David R. ([DSinger@jenner.com](mailto:DSinger@jenner.com))

**Subject:** RE: DISH Network L.L.C. v. American Broadcasting Companies, Inc., et al.

Dear Mr. Bicks:

I received your fax earlier today. We do have your letter of May 25, 2012, which we received Friday, 2:29 p.m. Pacific Time, but 5:29 p.m. Eastern Time on the Friday before a holiday weekend. It is now Sunday of Memorial Day weekend. Please be advised that we will respond to your letter in due course next week.

This email is not intended to be a full recitation of all facts surrounding the above mentioned circumstances. Neither is it intended to limit, waive, or prejudice any and all rights, remedies, claims, and defenses that the Defendants may have at law, in equity, or otherwise. Any and all such rights and remedies are hereby specifically reserved.

Very truly yours,

Robert H. Rotstein

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**From:** Echtman, Elyse D. [<mailto:eechtman@orrick.com>]

**Sent:** Friday, May 25, 2012 2:29 PM

**To:** [rstone@jenner.com](mailto:rstone@jenner.com); Rotstein, Robert

**Cc:** Bicks, Peter A.

**Subject:** DISH Network L.L.C. v. American Broadcasting Companies, Inc., et al.

Dear Messrs. Stone and Rotstein,

Please see the attached correspondence from Peter Bicks.

Very truly yours,

Elyse D. Echtman



ORRICK

**ELYSE D. ECHTMAN**  
*Attorney At Law*

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