

# EXHIBIT O

**From:** Southwell, Alexander H.  
**Sent:** Monday, August 06, 2012 4:18 PM  
**To:** Dean Boland; Paul Argentieri  
**Subject:** RE: Cancellation of Lesnevich Deposition

I have received your email and acknowledge that you are cancelling the deposition of Mr. Lesnevich on Wednesday. Unfortunately, Mr. Lesnevich is already on his way to New York for the deposition. Moreover, Mr. Lesnevich was planning to provide some supplemental findings at the deposition. Given your cancellation, we anticipate providing these supplemental findings in written form. Defendants reserve all rights, including the right to seek costs for Mr. Lesnevich's travel and appearance, as well as costs for counsel's preparation of the deponent.

**From:** Dean Boland [mailto:dean@bolandlegal.com]  
**Sent:** Monday, August 06, 2012 2:44 PM  
**To:** Southwell, Alexander H.; Paul Argentieri  
**Subject:** Cancellation of Lesnevich Deposition

Alex:

Plaintiff has decided not to depose this witness. I wanted to tell you far enough in advance so he did not have to incur any travel time.

Please reply to this email to confirm you received it.

Dean Boland