

EXHIBIT A

VIA ELECTRONIC MAIL

September 4, 2012

Mr. Dean Boland
Owner/Member
Boland Legal, LLC
1475 Warren Road
Unit 770724
Lakewood, Ohio 44107

Mr. Boland:

I write to bring to your attention yet another instance of your client Paul Ceglia's blatant violation of the Court's expedited discovery orders.

As you know, on July 1, 2011, the Court granted Defendants' Motion for Expedited Discovery and ordered Ceglia to produce several hard-copy documents for Defendants' inspection. Doc. No. 83 at 1. Those documents included "all copies of the purported contract in hard-copy form, created on or before June 30, 2010." *Id.* The Hard-Copy Document Inspection Protocol, entered by the Court that same day, required Ceglia to produce all hard-copy documents "no later than" July 15, 2011. Doc. No. 84, ¶ 1.

On August 21, 2012—more than one year after the Court ordered Ceglia to produce these hard-copy documents—Ceglia filed his opposition to Defendants' Motion to Dismiss. Doc. No. 481. Your co-counsel Paul Argentieri submitted a sworn declaration, under penalty of perjury, in support of Ceglia's opposition. Doc. No. 484. In that declaration, Argentieri attests to the purported circumstances surrounding the creation of several hard-copy documents. First, Argentieri attests that in June 2010, Ceglia "took the original Facebook Contract that was examined in July 2011 by Defendants [sic] experts, and copied it on a grocery store copier near his home in Wellsville, New York." *Id.*, ¶ 14. Second, Argentieri attests that Ceglia "took that photocopy from the grocery store copier"; that Ceglia scanned and "convert[ed] it to an electronic file"; that Ceglia sent that electronic file to Argentieri in a June 27, 2010 email; and that Argentieri then printed that electronic file "on an office printer." *Id.*, ¶¶ 3-7, 15. Third, Argentieri attests that he then made "multiple copies of that printout," using an "inexpensive" copy machine with settings changed to make the copies "as dark as possible." *Id.*, ¶¶ 8-11. Thus, in his sworn declaration, Argentieri attests to the creation of at least four "copies of the purported contract in hard-copy form": the June 2010 copy created by Ceglia on the "grocery store copier"; the late June 2010 copy created by Argentieri of the electronic file "on an office printer"; and the late June 2010 darkened "multiple copies of the printout" created by Argentieri on his "inexpensive" copy machine.

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All of these hard-copies of the purported contract were created before June 30, 2010. As such, Ceglia should have produced all of them to Defendants no later than July 15, 2011. *See* Doc. Nos. 83 at 1, 84, ¶ 1. He did not. He has never produced them to Defendants. And by failing to produce these hard-copies of the purported contract, which his own attorney swears existed before June 30, 2010, Ceglia has violated, yet again, the Court's expedited discovery orders.

Please produce by 5:00 p.m. tomorrow all of the hard-copies of the purported contract described the August 21, 2012 Argentieri Declaration (Doc. No. 484), or provide a sworn account from Ceglia of their destruction. This letter represents Defendants' final attempt to meet-and-confer about the discovery disputes described herein, pursuant to Local Rule 7(d)(4). Defendants reserve all rights, including the right to move the Court to compel these and other material and to seek fees, costs, and appropriate sanctions.

Very truly yours,

A handwritten signature in black ink, appearing to read "AHSouthwell" with a stylized flourish at the end.

Alexander H. Southwell

AHS/kc