

Exhibit D

From: Jason Cassady
Sent: Saturday, January 08, 2011 3:28 PM
To: Austin Curry; 'Capoccia, Rachel'; marissa.ducca@alston.com
Cc: 'Bedrock-Defendants'; Scott W. Hejny; Phillip Aurentz; Diane Hughes; Amy A. Hendershot
Subject: RE: Bedrock document requests to MySpace

Rachel,

I will restate that we are very disappointed that any deposition has to occur after the discovery deadline. However, given that you were unable to provide the relevant documents for the witness prior to the discovery deadline, we have agreed to let this (and only this) deposition occur after the discovery period (Chris Bell). Given that this discovery delay puts us up against the expert report deadline, we ask that the expert report deadlines be extended a single week.

If you agree, we will file the motion to extend the expert report deadlines. Will you please prepare the motion to allow for the Chris Bell deposition to occur outside the discovery period?

Regards,

Jason

From: Austin Curry
Sent: Saturday, January 08, 2011 11:37 AM
To: 'Capoccia, Rachel'; Jason Cassady
Cc: Bedrock-Defendants; Scott W. Hejny; Phillip Aurentz; Diane Hughes; Amy A. Hendershot
Subject: RE: Bedrock document requests to MySpace

Rachel,

We accept this date for Chris Bell. I'll write you under separate cover regarding the inspection.

Regards,
Austin Curry

From: Capoccia, Rachel [mailto:Rachel.Capoccia@alston.com]
Sent: Tuesday, January 04, 2011 10:19 AM
To: Jason Cassady; Austin Curry
Cc: Bedrock-Defendants; Scott W. Hejny; Phillip Aurentz
Subject: RE: Bedrock document requests to MySpace

Jason and Austin:

We have been trying to set a date for Chris Bell's deposition. If his deposition can be limited to roughly half a day, then he is available in Los Angeles, starting at 1:00 pm on Thursday, 1/13. Please let us know if that is acceptable. As I have said before, I am not able to schedule the site inspection yet, until I have an understanding of what the inspection will entail. I am available to meet and confer about the inspection at 11:00 am pacific today, or at 8:00 am pacific tomorrow. It would be useful if in advance you would provide a description of what you expect the inspection to entail. To be clear, we will make every effort to be cooperative with reasonable requests, but we will seek a protective order if necessary to prevent

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unnecessary disruption of a working data center, or potential dissemination of extremely sensitive information.

Jason, we are collecting documents you have asked for, and I am not sure yet when we will have them. I hope to have them in the next one or two days. We are also preparing additional documents for production, including additional emails from Mr. Kravchenko and Mr. Bell requested during Mr. Kravchenko's deposition, and they should be ready for production this week.

Regards,

Rachel

Rachel M. Capoccia
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Los Angeles, CA 90071
Direct: 213-576-1037 | Mobile: 310-621-6166
Fax: 213-576-1100 | Email: rachel.capoccia@alston.com

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

From: Capoccia, Rachel
Sent: Friday, December 31, 2010 1:20 PM
To: 'jcassady@McKoolSmith.com'; 'acurry@McKoolSmith.com'; Ducca, Marissa
Cc: Bedrock-Defendants; 'shejny@mckoolsmith.com'; 'paurentz@McKoolSmith.com'
Subject: Re: Bedrock document requests to MySpace

Jason:

MySpace is shut down this week for the holidays, and as a result, I have not been able to confirm yet the response to your requests for documents. I will respond more fully on Monday once I have been able to confer with MySpace.

Similarly, I cannot provide the new proposed dates for Mr. Bell's deposition or the inspection request until I can confirm dates with the client. However, in the meantime, we did ask Austin to tell us what he expects the inspection of MySpace's data center to entail, and he has not responded. We need to understand what exactly you expect to inspect so that we can determine how best to arrange the visit. We do not intend to permit anyone to touch anything in the data center, as these are production systems. Until we know what your inspection is expected to include, we cannot make the necessary arrangements. As I said in my letter to Austin, we are available to meet and confer about this issue, and perhaps it would make sense to arrange a discussion including your expert.

Regards,

Rachel

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

From: Jason Cassady <jcassady@McKoolSmith.com>
To: Jason Cassady <jcassady@McKoolSmith.com>; Capoccia, Rachel; Austin Curry <acurry@McKoolSmith.com>; Ducca, Marissa
Cc: Bedrock-Defendants; Scott W. Hejny <shejny@mckoolsmith.com>; Phillip Aurentz <paurentz@McKoolSmith.com>
Sent: Fri Dec 31 14:40:37 2010
Subject: RE: Bedrock document requests to MySpace

Rachel,

1/27/2011

I never heard back from you on this. Given the pending discovery deadline, I need to know if you plan to supplement your discovery as we have requested. Please let me know as soon as possible so we can take necessary action if this is not the case.

Regards,

Jason

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

From: Jason Cassady
Sent: Monday, December 27, 2010 8:54 AM
To: 'Capoccia, Rachel'; Austin Curry; 'Ducca, Marissa'
Cc: Bedrock-Defendants; Scott W. Hejny; Phillip Aurentz
Subject: RE: Bedrock document requests to MySpace

Rachel,

As I am sure you are aware, Judge Davis and Judge Love do not require "requests for production." Their practice is to require parties to produce all relevant documents. That being said, we shouldn't have to request highly relevant documents before you make the efforts to collect them. We expect that all of the documents that we specifically requested should be produced. To date MySpace's and AOL's productions have been severely lacking (as outlined in Austin Curry's letters to you regarding those productions). Below are my specific remarks to your letters:

1. The Google and MySpace contract is relevant and should be produced. This contract is the source of 50% or more of MySpace's yearly revenues. We need to understand the details related to this source of revenue so that our experts can take into account these figures. Please produce both of the Google contracts referred to by Ms. Nguyen. Furthermore, to the extent the contract is not clear on the reduced payments made by Google to MySpace, please produce the documents that would evidence the reasons for Google's reduction in payments to MySpace.
2. The rebranding of MySpace is also relevant and should have been produced long ago. These documents go to the core value that MySpace itself claims to add to the internet / its consumers. Documents analyzing why the change was made further evidence what MySpace itself believes is important or valuable about its service. Please produce these documents as soon as possible.
3. We will agree to move the Chris Bell deposition and MySpace premises inspection to the week of January 10th (after the discovery deadline). However, we want to note that this is a limited exception only being given because there are documents we need you to produce before we can go forward with Bell's deposition. Please provide us consecutive dates for the deposition of Bell and the inspection of the premises.

Regards,

Jason

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

From: Capoccia, Rachel [mailto:Rachel.Capoccia@alston.com]
Sent: Wednesday, December 22, 2010 6:33 PM
To: Jason Cassady; Austin Curry

1/27/2011

Cc: Bedrock-Defendants; Scott W. Hejny; Phillip Aurentz
Subject: Bedrock document requests to MySpace

Counsel:

Please see the attached correspondence.

Regards,

Rachel

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