

EXHIBIT 10

Matt Rappaport

From: Perito, Andrew [andrew.perito@weil.com]
Sent: Tuesday, May 03, 2011 4:56 PM
To: Matt Rappaport
Cc: EBay-Eolas; Eolas
Subject: RE: Eolas - eBay Source Code Production

Matt,

Your April 26, 2011 letter incorrectly states that we were unable to point your technical team to the code that "embeds Flash objects" for the accused websites and that such code was missing. In fact, we do not have an obligation to lead your technical team through the source code and we did not attempt to do so. As your letter recognizes that we have explained before, eBay has produced and/or made available code that implements the functionality eBay understands is accused of infringement, including the infrastructure code used for "embed[ing] Flash objects." Furthermore, eBay has produced HTML and JavaScript from each of the websites identified on your April 26, 2011 letter and in Eolas' infringement contentions. To the extent there is some additional code you believe you need, please let us know specifically what it is and we are of course available to discuss further.

Best,
Andrew



Andrew Perito

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From: Matt Rappaport [mailto:mrappaport@McKoolSmith.com]
Sent: Tuesday, April 26, 2011 5:01 PM
To: Perito, Andrew
Cc: Reines, Edward; EBay-Eolas; Eolas
Subject: Eolas - eBay Source Code Production

Andrew,

Please see the attached correspondence.

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6/20/2011

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