

EXHIBIT 23

Gretchen Curran

From: Tom Fasone III
Sent: Saturday, July 23, 2011 6:30 AM
To: Matuschak, Mark; mrichardson@brsfirm.com
Cc: Hutchins, Kate; Eolas; Ewenstein, Richard I; Williams, Daniel V.; Steinberg, Don; jonathan.hardt@wilmerhale.com; John B. Campbell; Gretchen Curran; Josh Budwin; Matt Rappaport; Bob Kramer; Don Gaiser; Holly E. Engelmann; Ivan Wang; Vicki Merideth; Stefano Milito
Subject: Eolas/Staples: Request for LR7 on Metrics/Web Analytics Discovery
Importance: High

Mark and Michael

On June 30, 2011, Judge Davis ordered that Staples provide access to its web analytics/metrics databases. Yet, despite the Court's order requiring that Staples provide such crucial discovery, Eolas has yet to receive a proposed date for the inspection of same. This coming Friday will be mark the passage of one (1) month since Kate Hutchins of your firm stood up in open Court and advised Judge Davis that Staples would comply with his ruling. Eolas is disappointed and quite surprised at Staples failure to comply with the Court's Order. Eolas has been more than patient with your client in seeking this crucial and time sensitive discovery and assumed that Staples would act in an expeditious manner to provide it given Judge Davis' ruling. Given the rapidly approaching fact discovery deadline (August 12) in this case, the fact that the parties are in the process of exchanging expert submissions, and that Jury Selection is scheduled to occur on October 3, 2011 in this matter, Eolas can wait no longer to obtain this discovery.

Please provide your availability for a LR Conference on Monday afternoon, Tuesday, or Wednesday of this week. Eolas plans to file a motion to enforce the Court's June 30, 2011 Order, seek attorneys' fees and costs associated with doing so, and seek any other relief that may be appropriate under the circumstances. Please be advised that should we not hear from you, Eolas plans to file its motion and state in the certificate of conference that it has made a good faith effort to cooperate in obtaining this discovery but was unable to do so because of Staples' unwillingness to respond to numerous written requests for same and to make itself available for a LR7 conference.

Regards,

Tom