

EXHIBIT 5

Holly E. Engelmann

From: Tom Fasone III
Sent: Wednesday, June 22, 2011 6:30 AM
To: kate.hutchins@wilmerhale.com
Cc: Ewenstein, Richard I; John B. Campbell; JR Johnson; Eolas; Daniel V. Williams; Matuschak, Mark; Steinberg, Don; mrichardson@brsfirm.com; Matt Rappaport; jonathan.hardt@wilmerhale.com
Subject: RE: Eolas/Staples: Third Request for Access to Websites

Kate

We need an answer to this issue by the close of business today. You promised that you would have an answer by the beginning of this week. Today is Wednesday.

Staples has had more than ample time to consider Eolas' request. If the answer is no, then we need the availability of your lead and local counsel for a LR7 so that we may raise this matter with Judge Davis via motion practice.

Best,

Tom

From: Tom Fasone III
Sent: Thursday, June 16, 2011 5:34 PM
To: kate.hutchins@wilmerhale.com
Cc: Ewenstein, Richard I; John B. Campbell; JR Johnson; Eolas; Daniel V. Williams; Matuschak, Mark; Steinberg, Don; mrichardson@brsfirm.com; Matt Rappaport; jonathan.hardt@wilmerhale.com
Subject: Eolas/Staples: Third Request for Access to Websites

Kate

It has been two weeks since our initial request for access to these websites. The request is quite simple in nature and are quite surprised as to the delay in letting us know Staples' position. We know that your firm has been in contact with the client, as client representatives have been present at the depositions on Tuesday, June 14, and today, June 16. in Framingham.

Please advise by the COB tomorrow. If Staples' is unwilling to provide the requested access, then, given the amount of time that has lapsed since Eolas' initial request and the rapidly approaching discovery deadline in this matter, we ask that when you include in your email the availability of your lead and local counsel to address this via a LR7 conference so that we may seek redress from the Court as soon as possible.

Thank you.

Tom

From: Don Gaiser

Sent: Thursday, June 16, 2011 5:25 PM

To: Tom Fasone III

Subject: RE: Don -- can you quickly put your hands on my last email to hutchins asking for

Tom, attached is the e-mail regarding this issue.

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

From: Tom Fasone III

Sent: Thursday, June 16, 2011 5:20 PM

To: Don Gaiser

Subject: Don -- can you quickly put your hands on my last email to hutchins asking for

Importance: High

the passcode/access to staples.link.com and eway.com, etc.