

JAMES J. DONELON, COMMISSIONER	:	SUIT NO.: 651,069 SECTION: 22
OF INSURANCE FOR THE STATE OF	:	
LOUISIANA, IN HIS CAPACITY AS	:	
REHABILITATOR OF LOUISIANA	:	
HEALTH COOPERATIVE, INC.	:	19 TH JUDICIAL DISTRICT COURT
	:	
versus	:	
	:	
GROUP RESOURCES INCORPORATED,	:	PARISH OF EAST BATON ROUGE
MILLIMAN, INC., BUCK GLOBAL,	:	
LLC. AND IRONSHORE SPECIALTY	:	
COMPANY	:	STATE OF LOUISIANA

**RECEIVER’S OPPOSITION MEMORANDUM TO DEFENDANTS’
MOTION AND INCORPORATED MEMORANDUM
TO EXTEND CASE MANAGEMENT SCHEDULE**

MAY IT PLEASE THE COURT:

Plaintiff¹ files this brief OPPOSITION to “Defendants’ Motion and Incorporated Memorandum to Extend Case Management Schedule” (the “Motion”) filed herein on June 17, 2021, which is set for Zoom hearing before Your Honor on July 9, 2021. For all of the following reasons, the Receiver strongly opposes defendants’ continuing efforts to delay this litigation and respectfully requests that this Honorable Court DENY defendants’ Motion without further delay.

1. Defendants’ Motion is a Disguised Motion to Stay

Since this suit was filed almost five (5) years ago in August 2016, defendants have asked this Honorable Court and/or an appellate court—including the SCOTUS—to stay this matter in its entirety on at least five (5) prior occasions.² Most recently, on March 22, 2021, defendants styled an *ex parte* Order which they walked through and presented to Your Honor as a “Joint Motion and Incorporated Memorandum for Stay of Proceedings Pending Appeal”; when Your Honor understandably thought that this *ex parte* Order was agreed to by all parties, including the Receiver, Your Honor signed the Stay Order on March 24, 2021, without setting the same for hearing. Before the Receiver had even received official notice of this *ex parte* Stay Order, the Receiver was forced to file an “Emergency *Ex Parte* Order to Lift Stay” which was granted just prior to the April 1, 2021, amended pleading deadline set by the current Case Management Schedule (“CMS”).

¹ James J. Donelon, Commissioner of Insurance for the State of Louisiana, in his capacity as Court Appointed Rehabilitator of Louisiana Health Cooperative, Inc., through his duly Court appointed Receiver, Billy Bostick (“Plaintiff” or the “Receiver”).

² In September, 2017, defendants asked this Court to stay this matter pending the first circuit’s ruling on various writ applications; in March, 2018, the first circuit issued a stay order that effectively stayed this matter for more than two (2) years; in May 2020, defendants asked the Louisiana Supreme Court to stay this matter; in September, 2020, the defendants asked the SCOTUS to stay this matter; in October, 2020, defendants asked this Court to stay this matter pending review by the SCOTUS; and, most recently in March 2021, defendants filed their ill-advised *ex parte* motion and order to stay.

Regardless of whether defendants deliberately misled this Honorable Court or simply neglected to advise Your Honor that the Receiver opposed any effort to stay or delay this matter, one thing is clear: defendants desperately do not want discovery to proceed and will take every opportunity to stay or delay the orderly disposition of this litigation.

Defendants' most recent attempt at delay is their immediate Motion to Extend the CMS. Although defendants' Motion reads well, the factual narrative being advanced by defendants is inaccurate insofar as it suggests that the Receiver has in any way not complied with the CMS or been anything but diligent in advancing this litigation. As will be shown below, if anyone is to blame for the relatively minor delay with producing all of the responsive documents by March 1st, it is defendants—not the Receiver. In short, discovery is proceeding as planned and defendants should certainly not be “rewarded” with an extension of time that was the result of their own dilatory conduct.

2. Defendants Did Not Finalize Search Terms Until February 2021—Months Late

Attached as Exhibit 1 is a Timeline showing the more significant steps in the ESI process as ordered by this Honorable Court in June of last year. On August 10, 2020, the Receiver provided the list of search terms to defendants for their review and approval prior to loading all of the relevant data and beginning the actual searches (i.e., culling) of the voluminous databanks available to the parties. Rather than accept the search terms forwarded to them on August 10th, the defendants proposed that the parties postpone finalizing the search terms until after everyone agreed upon what specific data (i.e., what sources of data) would be searched. From August 10th to approximately December 16, 2020 (for more than four (4) months), defendants went back and forth regarding what databases to include and what databases to exclude. Finally, at the insistence of plaintiff's counsel, the parties agreed on December 16, 2020 on what databases would be included in the search. See attached Exhibit C.

Even after consensus was reached regarding the databases to be searched, rather than loading all of the agreed upon databases and finalizing the searches to be run, defense counsel—primarily for Milliman (who took the lead for defendants on the ESI effort)—began to second-guess the scope of the databases to be searched and repeatedly made hyper-technical demands before finally agreeing to allow the searches to be run. See attached Exhibit D to get a sense of the tedious nature of Milliman's delay tactics. In retrospect, it certainly appears that defendants—

especially Milliman—were dragging their proverbial feet with this ESI process in the hope that the SCOTUS would grant their pending *certiorari* petition, reverse the Louisiana Supreme Court’s unanimous opinion, and ultimately order the Receiver to submit his claims to arbitration. Of course, Milliman’s hopes were dashed when the SCOTUS denied their *certiorari* petition on March 1, 2021—the very same day that the Receiver produced the vast majority of the responsive documents pursuant to the CMS.

In a very real sense, if the search terms proposed back in August 2020 had been used or even addressed by the parties by December 31, 2020, ESI could have realistically been done and substantially all responsive documents could have been produced by the end of 2020—90 days early. Instead of trying to expedite the ESI process by cooperating more fully with counsel for the Receiver over the last year when working through this tedious endeavor, however, defendants chose to extend and make the process much more burdensome and time-consuming than necessary. If anyone is to blame for the fact that the vast majority of the responsive documents were produced in March 2021, defendants should look in the proverbial mirror before criticizing the Receiver. And, in any event, defendants’ request for relief from an alleged problem that they created should not be granted. In other words, defendants should not be rewarded for their defensive delay tactics.

3. The Receiver “Substantially” Completed Document Production by March 1, 2021

The applicable CMS provides that the parties “shall work together” to “substantially complete production of responsive, non-privileged documents” on or before March 1, 2021. Despite defendants’ efforts to complicate and delay this production, on March 1 & 2, 2021, the Receiver produced 5,154,853 pages of relevant documents generated by the search terms agreed-upon and authorized by defendants. As shown in Exhibit 1, this amount is 76.8% of all responsive documents (pages) produced herein. In fact, as of May 5, 2021, the Receiver had produced 6,367,647 of the total 6,711,073 responsive documents (pages) ultimately produced—or 94.9%. The remaining 5.1% of these responsive documents (pages) were potentially privileged and, for that reason, required the Receiver to review them in greater detail prior to production. On June 22, 2021, the Receiver produced his Privilege Log and produced 100% of the responsive, non-privileged documents herein. Significantly, rather than provoke a discovery dispute regarding the scope of certain privileges that may have been asserted, the Receiver has asserted privilege regarding only 4,144 pages of responsive documents—or .06% of the total.

Defendants' representations to this Honorable Court that document production is "still not complete" and that they "do not know either the volume of what remains to be produced" are inaccurate. See Motion, pp. 2. Again, 3 out of 4 pages of all responsive documents were produced timely to defendants by March 2nd in compliance with the "substantial completion" requirement of the CMS; 9.5 out of 10 pages were produced to defendants by May 5th; and, as of June 22nd, all responsive documents have been produced to defendants along with the Receiver's very modest Privilege Log. The defendants doth protest too much, methinks.

4. Defendants' Account of Pre-Stay History is Inaccurate

In an effort to cast the Receiver in a bad-light, defendants erroneously accuse the Receiver of "dumping an impenetrable 7.8 million documents" back in 2018 before the first circuit stayed this matter. What defendants conveniently do not inform (or remind) this Honorable Court of are the circumstances leading up to and causing the Receiver to produce all of this data back in 2018: defendants' categorical refusal (1) to use a common ESI vendor; (2) share costs of ESI; and (3) cooperate with one another to develop appropriate search terms and parameters. After wasting more than three (3) months in the fall of 2017 trying to negotiate a fair and reasonable means of managing this voluminous databank, defendants walked away from the table and, in effect, decided that each party would be responsible for searching the massive database on its own, and at its own expense. In 2020 after the stay was lifted, and after rightfully criticizing all parties for not reaching a mutually acceptable ESI management protocol, this Honorable Court issued the July 13, 2020, Order directing the parties to work together regarding ESI and leading directly to the CMS.

5. Discovery is Underway and No Additional Time is Needed

Discovery efforts are fully underway and there is no need for additional delay. At present, the parties have coordinated the following depositions which have all been formally noticed pursuant to the CMS:

Sept 1 New York Harvey Sobel (Buck actuary) @ 9 am

Sept 1 New York Buck's Corporate Deposition following Sobel's depo.

Sept 2 New York Thomas Tomczyk (Buck actuary) @ 9 am

Sept 2 New York Buck's Corporate Deposition (cont.)

Oct 26 Duluth, GA Shelia Autry (GRI witness) @ 9 am

Oct 27 Duluth, GA Andy Willoughby (GRI witness) @ 9 am

Oct 28 Duluth, GA GRI's Corporate Deposition

Nov 2 Atlanta Milliman's Corporate Deposition @ 9 am

Nov 3 Atlanta Milliman's Corporate Deposition (cont.)

Nov 16 Atlanta Courtney White (Milliman actuary) @ 9 am

Nov 18 Atlanta Rachel Killian (Milliman actuary) @ 9 am

If defendants' Motion is granted, defense counsel have already stated their intention to continue all of these previously set depositions, thereby causing additional, unnecessary delay. There are approximately seventy-five (75) days between the date defendants filed their Motion and Harvey Sobel's deposition on September 1st. And although defendants do not mention this in their Motion, now that only three (3) defendants remain, undersigned counsel has offered to set aside additional dates for depositions prior to the December 1st discovery deadline if needed. To date, however, defense counsel are uninterested in this offer. Defendants are evidently more interested in standing still than moving forward.

6. Additional Delay will Prejudice the Receiver and the Interests He Represents

The Receiver will not be in a position to close the LAHC Receivership and disburse all available proceeds to the remaining creditors of the failed insurance company unless and until the Receiver's claims against defendants are fully and finally resolved. Every day of delay increases the cost of administration, reduces the efficiencies at play, increases attorneys' fees, expert costs, and ESI / document storage and management costs, and prejudices the rights and interests of the Receiver and those he represents: the general public, policyholders, medical providers, and creditors of LAHC. This suit was filed in August 2016. It is beyond time for defendants to stop their concerted efforts to delay this litigation and proceed with discovery and pre-trial practice as set forth in the current CMS.

For all of the foregoing reasons, the Receiver respectfully prays that defendants' Motion be DENIED in its entirety.

Respectfully submitted,



J. E. Cullens, Jr., T.A., La. Bar #23011
Edward J. Walters, Jr., La. Bar #13214
Darrel J. Papillion, La. Bar #23243
Andrée M. Cullens, La. Bar #23212
S. Layne Lee, La Bar #17689
**WALTERS, PAPILLION,
THOMAS, CULLENS, LLC**
12345 Perkins Road, Bldg One
Baton Rouge, LA 70810
Phone: (225) 236-3636

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing has been furnished via e-mail to all counsel of record as follows, this 1st day of July, 2021, in Baton Rouge, Louisiana.

W. Brett Mason
Michael W. McKay
Stone Pigman
301 Main Street, #1150
Baton Rouge, LA 70825

James A. Brown
Sheri Corales
Liskow & Lewis
One Shell Square
701 Poydras Street, #5000
New Orleans, LA 70139

Charles A. Jones
Troutman Pepper
401 9th Street, N.W.
Suite 1000
Washington, DC 20004

Harry Rosenberg
Phelps Dunbar
365 Canal Street
Suite 2000
New Orleans, LA 70130

Reid L. Ashinoff
Justin N. Kattan
Justine N. Margolis
Catharine Luo
Dentons US, LLP
1221 Avenue of the Americas
New York, NY 10020

George Fagan
Adam Whitworth
Leake Andersson
1100 Poydras Street
Suite 1700
New Orleans, LA 70163



J. E. Cullens, Jr.

TIMELINE OF ESI PROCESS

June 29, 2020	Court hearing at which Judge Kelley advises counsel of their obligation to share ESI costs and work together to search electronic data.
July 2, 2020	Plaintiffs suggest third-party vendor Cicayda and provide Cicayda's preliminary pricing sheet to Defendants.
July 13, 2020	Exhibit A attached to February 2018 discovery response recirculated to Milliman, lead Defendant in negotiating ESI protocol.
July 15, 2020	Defendants agree to Cicayda as the ESI discovery vendor to host and search Plaintiffs' data and basic format of ESI Protocol agreement, with Defendants' requiring that the costs "incurred prior to this agreement being finalized and after the production is made will be paid 100% by Plaintiff."
July 18, 2020	Court order entered requiring, <i>inter alia</i> , that the parties agree on the third-party vendor and submit revised discovery requests that include specific search terms within the next thirty (30) days, or on or before July 31, 2020.
July 31, 2020	Milliman and Buck provide search terms to the Receiver.
August 3, 2020	GRI provides search terms to the Receiver.
August 10, 2020	Plaintiff provides Master list of search terms with proposed changes for overlap, objections, and broadness and adds proposed search terms.
August 2020 – November 2020	Defendants propose waiting to finalize search terms until after they agree on the data set to be searched. Plaintiff agrees to proposal. Plaintiffs, Discovery Vendor, and Defendants address and clarifying abilities of ESI third party vendor and platform capabilities in connection with Defendants' requests related to LAHC email custodians, LAHC email sources, February 2018 production data sources, LAHC storage protocols, search hit reports, search approaches, and Plaintiffs' review limitations and production of data for an ESI protocol Agreement. See attached Exhibit A, email of 12/16/20; See also Exhibit B, various emails to and from the parties regarding ESI process, dated 10/15/20 to 11/9/20.
October 14, 2020	Nominal defendants and excess insurers settle and are excluded from sharing ESI costs. Order Approving Settlement for Allied World, Atlantic Specialty, Evanston, RSUI and Zurich was signed 2/25/21.
November 30, 2020	Parties receive notice of Cicayda and TCDI merger. No changes to terms of preliminary pricing sheet or capabilities.
December 16, 2020	Plaintiffs resend search terms list with minor modifications from August 10, 2020 and eliminating settling defendants search terms requesting that Defendants finalize search terms to allow for sufficient time to review and produce data by March 1, 2021. See attached Exhibit C, emails dated 12/15/20 to 12/17/20.
December 23, 2020	ESI Protocol Agreement and Statement of Work fully executed by GRI and Buck and Milliman.
December 23, 2020 – February 9, 2021	Defendants seek additional information regarding email (Mimecast) data and other data sources to determine what data will be loaded into the system and searched including, for example seeking:



- The “source” mailboxes or ”users” that make up the archive.
 - If this information is available, then the date ranges and message counts for each (by year).
 - The size for each (recognizing that this will be only a rough estimate).
- If mailboxes are not known, then a tally on the email senders (from).
 - date ranges and message counts for each (by year)
 - rough size for each.
- A tally on the list of domains:
 - From (date ranges and message counts for each (by year))
 - To (date ranges and message counts for each (by year))
 - Cc (date ranges and message counts for each (by year))

and other highly technical requests. See attached Exhibit D, related emails dated 12/21/20 to 12/23/20.

January 6, 2021 Defendants first permit TCDI to run interim search terms on a portion of the data which Defendants had at that point agreed would be processed and searched.

February 9, 2021 Defendants submit final agreed upon search terms to TCDI. See attached Exhibit E, related emails dated 2/5/21 to 2/9/21.

February 11, 2021 Data to be searched is loaded into search platform by TCDI and made available for the first time to begin reviewing data for determination of responsiveness, redaction or privilege.

March 1, 2021 –
March 2, 2021 Two hard drives of discovery produced containing both reviewed and segregable (not reviewed by agreement) data. Drive 1 was produced to defendants and WPTC on 3/1/21 and Drive 2 was produced on 3/2/21. They contained 5,154,853 pages of documents, and included the following information:

Volume	DocCount	BegBates	EndBates	Production Media	ESI Sources
20210220_ClaimsFiles	948609	LAHC21_000000001	LAHC21_0001471588	Drive 1	2. Claims Files
20210222_CMS_FOIA	5	LAHC21_0001471589	LAHC21_0001472121	Drive 1	4. CMS FOIA
20210222_GRI_CMS_FOLDER_AS_OF_	4589	LAHC21_0001472122	LAHC21_0001476710	Drive 1	5. GRI CMS Folder as of 2018-01-23
20210222_Sources_6_7_9_11_13	30764	LAHC21_0001476711	LAHC21_0001511929	Drive 1	6. GRI Edge files, 7. GRI Edge Interface files, 9. GRI File Exchanges with Vendors 1, 11. GRI Interface Files - as of 2018-01023, 13. GRI Interface Files TO
20210223_19_LAHCSharepointCategory I	109903	LAHC21_0001511930	LAHC21_0001779918	Drive 1	19. Sharepoint
20210223_19.SHAREPOINTCategory II	38108	LAHC21_0001779919	LAHC21_0002296948	Drive 1	19. Sharepoint
20210225_MultiSource1	54723	LAHC21_0002296949	LAHC21_0002918406	Drive 2	Sources 14, 15, 16, 17, 20, 25, 3, 40, 45, 74
20210225_MULTISOURCE2	149403	LAHC21_0002918407	LAHC21_0003471946	Drive 2	Sources 19 (sharepoint category III), 41, 42, 46, 50, 51, 62, 79, 52, 54,
20210226_Mimecast	585540	LAHC21_0003471947	LAHC21_0005098912	Drive 2	Mimecast
20210228_Receivership	10499	LAHC21_0005098913	LAHC21_0005154853	Drive 2	

March 26, 2021	Produced to Defendants by FTPs containing 5,724 records consisting of 11,535 pages.
April 12, 2021	Produced to Defendants a hard drive with 2 production volumes containing 240,989 records consisting of 820,443 pages.
May 4, 2021	Produced to Defendants by FTP containing 29,986 records consisting of 336,828 pages.
May 5, 2021	Produced to Defendants by FTP containing 18,718 records consisting of 43,988 pages.
June 7, 2021	Produced to Defendants 70,616 Records, consisting of 331,591 pages.
June 21, 2021	Production to Defendants redacted and not privileged, responsive documents containing 1,007 records consisting of 5,435 pages.
June 22, 2021	Privilege log produced to Defendants covering 1,131 records containing 6,400 pages. Production Complete.

Andrée M. Cullens

From: Andrée M. Cullens
Sent: Wednesday, December 16, 2020 3:37 PM
To: Margolis, Justine N.; J. Cullens; Ashinoff, Reid L.; EXTERNAL-Judy Y. Barrasso; Brown, James A. (jabrown@liskow.com); Burst, Bonnie; Crohan, Blake; sdegan@degan.com; Dorothy Sullivan (dsullivan@stonepigman.com); Doug Cochran (dcochran@stonepigman.com); Fagan, George D. (gfagan@leakeandersson.com); Godofsky, David; Hite, John W., III (jhite@shmlaw.com); Johnson, H. Alston, III (alston.johnson@phelps.com); Kattan, Justin N.; S. Layne Lee; Lemaire, Justin; Licciardi, Connie; Luo, Catharine; Mason, Brett; McFall, Shaun P.; Michael A. Balascio (mbalascio@barrassousdin.com); Mike McKay (mmckay@stonepigman.com); nbabb@lawla.com; EXTERNAL-Charlotte Phillips; Robert B. Bieck Jr. (rbieck@joneswalker.com); Kristi Rojas; Rosenberg, Harry (harry.rosenberg@phelps.com); sschmeeckle@lawla.com; kschmid@degan.com; Sheri Corales; Simone Almon (salmon@degan.com); Smith, Jena; Whitworth, Adam
Cc: Kristi Rojas; Connie Smith; Ginny Gonzalez
Subject: RE: ESI protocol and TCDI SOW
Attachments: LAHC proposed Search Terms List 12 16 20 .docx

Good afternoon,

Attached are our proposed search terms using the master list originally created from your submissions in August 2020. Defendants proposed waiting to complete this task to focus on the ESI Protocol. There is no reason for further delay.

Please provide responses by next Wednesday, December 23, 2020 at 4:00 p.m. CST.

Regards,



Andrée M. Cullens

12345 Perkins Road, Building 1, Baton Rouge, LA, 70810

acullens@lawbr.net

Tel: 225.236.3643 Fax: 225.236.3650

www.lawbr.net



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From: Margolis, Justine N. <justine.margolis@dentons.com>
Sent: Wednesday, December 16, 2020 7:35 AM
To: Andrée M. Cullens <acullens@lawbr.net>; J. Cullens <cullens@lawbr.net>; Ashinoff, Reid L. <reid.ashinoff@dentons.com>; EXTERNAL-Judy Y. Barrasso <jbarrasso@barrassousdin.com>; Brown, James A. (jabrown@liskow.com) <jabrown@liskow.com>; Burst, Bonnie <bburst@leakeandersson.com>; Crohan, Blake <blake.crohan@alston.com>; sdegan@degan.com; Dorothy Sullivan (dsullivan@stonepigman.com) <dsullivan@stonepigman.com>; Doug Cochran (dcochran@stonepigman.com) <dcochran@stonepigman.com>; Fagan, George D. (gfagan@leakeandersson.com) <gfagan@leakeandersson.com>; Godofsky, David <david.godofsky@alston.com>; Hite, John W., III (jhite@shmlaw.com) <jhite@shmlaw.com>; Johnson, H. Alston, III

Andrée M. Cullens

From: Andrée M. Cullens
Sent: Monday, November 9, 2020 12:03 PM
To: Margolis, Justine N.
Cc: Kattan, Justin N.; harry.rosenberg@phelps.com; Ashinoff, Reid L.; J. Cullens; S. Layne Lee; Kristi Rojas
Subject: RE: Meeting with Cicayda and Milliman Technicians

Hello Justine,

I have conferred with my client who confirmed that he has contact with only Sam Blount, Sonia Puente, and Sylvia Theriot from the following folks whose laptop data is at issue:

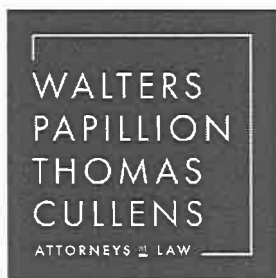
Alice Dupre
Anisa Dominick
Barbara Baudin
Chanelle Fortune
Cheri Carter
Christin Cantavespri
Clint Archer
Dan Talbot
Dawn Nickens Monjure
Dee Pitchford
Doug Carpenter
Eve Lion
Greg Dumas
Holly Perry
Jennifer Pinkins
Jeremy Murphy
Jim Starnes
John Massarini
John Welborn
Julia Peek
Karen Gaspard
Kevin McCall
Kimberly Jones
Lauren Yazbeck
Maria Guarnieri
Mohammed Nawaz
Nadine Wells
Natasha Sewell
Niki Cromer
Pamela Kennedy
Robin Mushkin
Rodney Bierria
Rusti White
Ryan Germain
Ryan Starnes
Sam Blount
Shannon Schwartz



Sonia Puente
Sylvia Theriot
Tanzie Jones
Teresa Heap
Terry Delaney
Tommy Teague
Tony Cimino
Trenell Hayes
Tricia Shaheen
Xurui Fan

Both Sam Blount and Sonia Puente told me that they did store all of their data on Sharepoint as required by LAHC policy. I am reaching out to Sylvia Theriot to determine where she stored her laptop data. The Receiver has no control over any of the other folks on this list. While we may use some of them to support our claim if their depositions prove favorable, they are not under the Receiver's control and authority and the Receiver has no regular business contact with them. As part of his takeover of LAHC, the Receiver did not conduct exit interviews which included any questions related to the storage of data of any of these former employees who were still employed by LAHC when he took over or thereafter.

Regards,



Andrée M. Cullens

12345 Perkins Road, Building 1, Baton Rouge, LA, 70810

acullens@lawbr.net

Tel: 225.236.3643 Fax: 225.236.3650

www.lawbr.net

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From: Margolis, Justine N. <justine.margolis@dentons.com>

Sent: Friday, October 23, 2020 4:35 PM

To: Andrée M. Cullens <acullens@lawbr.net>

Cc: Kattan, Justin N. <justin.kattan@dentons.com>; harry.rosenberg@phelps.com; Ashinoff, Reid L. <reid.ashinoff@dentons.com>; J. Cullens <cullens@lawbr.net>

Subject: RE: Meeting with Cicayda and Milliman Technicians

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hi Andree,

Just to recap our conversation from yesterday so we stay on the same page with respect to expectations going forward. We discussed issue 5 in my email below on custodial interviews.

1. I explained that my questions about document practices and custodial interviews do not solely pertain to the laptops of those LAHC custodians who are currently on the "maybe" list for processing, but is a broader question seeking information on whether any of the laptop data in plaintiff's possession is likely to contain relevant materials. Put a different way, this question is not directed at which custodians are relevant but rather what data stores are relevant.

2. You indicated that, to your knowledge, the Receiver is only in communication with two individuals from LAHC-Sam Blount and Sonia Puente. Mr. Blount has confirmed that he saved his documents to sharepoint and did not save documents locally to his computer. You have not yet heard back from Mr. Puente, but will report back when you do.

3. I asked whether plaintiff intends to rely on any other former LAHC employees to support his case and if so, plaintiff should ask those individuals whether they saved documents locally to their laptops or instead only saved documents to sharepoint. You stated you would follow up on this question and get back to me.

Ultimately, my request is that Plaintiff perform his due diligence to investigate laptop usage at LAHC and provide the information the parties need to make an informed decision about whether processing of laptop data is necessary. It is neither fair nor appropriate for defendants to either share in the significant cost of processing laptop data that is not likely to contain relevant information or, conversely, to forego processing of laptops potentially containing relevant information because they don't have sufficient information to make an informed decision. Plaintiff chose to bring this case. If Plaintiff was covering the cost of this discovery, he could choose to do no investigation and pay to process, search and host potentially irrelevant data. But having demanded this cost sharing arrangement, he cannot now simply fall back on his role as the receiver to shirk his responsibilities as a litigant to investigate his case and then dump the resultant expenses onto defendants. If Plaintiff cannot provide sufficient information for the parties to make informed decisions about what to process, then Plaintiff should bear the expense to process these materials himself.

Justine



Justine N. Margolis
Partner

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D +1 212 768 5344 | US Internal 15344
justine.margolis@dentons.com
[Bio](#) | [Website](#)

Dentons US LLP
1221 Avenue of the Americas, New York, NY 10020-1089

Rattagan Macchiavello Arocena > Jiménez de Aréchaga, Viana & Brause > Lee International > Kensington Swan > Bingham Greenebaum > Cohen & Grigsby > Sayarh & Menjra > Larrain Rencoret > Hamilton Harrison & Mathews > Mardemootoo Balgobin > HPRP > Zain & Co. > Delany Law > Dinner Martin > For more information on the firms that have come together to form Dentons, go to dentons.com/legacyfirms

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From: Andrée M. Cullens <acullens@lawbr.net>

Sent: Thursday, October 22, 2020 2:05 PM

To: Margolis, Justine N. <justine.margolis@dentons.com>

Cc: Kattan, Justin N. <justin.kattan@dentons.com>; harry.rosenberg@phelps.com; Ashinoff, Reid L.

<reid.ashinoff@dentons.com>; J. Cullens <cullens@lawbr.net>

Subject: RE: Meeting with Cicayda and Milliman Technicians

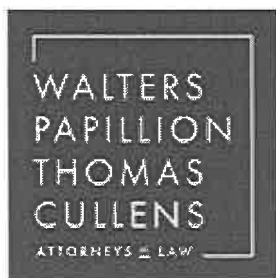
[External Sender]

Justine,

You have correctly stated the results of the call with Cicayda in Items 1-4 and 6. With respect to item 5, Mr. Blount, one of the two people addressed at item 5, confirmed that he loaded all work on his Laptop into Sharefile. Thus, I agree that there is no need to include his laptop data in what is loaded. The other person has seen my email, but I have been unable to get a response by phone or email as of today. I am following up. With respect to "custodial interviews" and "who should be interviewed," can you stay on the line after our call so that we can address this? As I said in my response in blue below, we have no ability to interview anyone on your list of folks not to include other than the two that I mentioned. I think we are talking past each other. An in person call may go far to resolve this issue.

I am waiting on Shannon's analysis of Mimecast metadata. When I get that, I will send it to you.

Regards,



Andrée M. Cullens

12345 Perkins Road, Building 1, Baton Rouge, LA, 70810

acullens@lawbr.net

Tel: 225.236.3643 **Fax:** 225.236.3650

www.lawbr.net

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From: Margolis, Justine N. <justine.margolis@dentons.com>

Sent: Thursday, October 22, 2020 12:42 PM

To: Andrée M. Cullens <acullens@lawbr.net>

Cc: Kattan, Justin N. <justin.kattan@dentons.com>; harry.rosenberg@phelps.com; Ashinoff, Reid L. <reid.ashinoff@dentons.com>; J. Cullens <cullens@lawbr.net>

Subject: RE: Meeting with Cicayda and Milliman Technicians

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Andree,

I write to follow up on the issues that were addressed and those that remain outstanding from our call with Cicayda. I think it makes sense to have another call between you and me (and Cicayda) to discuss these issues rather than trying to cover them in the all counsel call today.

1. Cicayda has confirmed that they can provide the hit reports outlined in the current draft of the ESI protocol and there is no additional cost for doing so beyond the PM time outlined in their pricing proposal.

2. The Cicayda reps we spoke with will communicate with their tech team regarding loading text and metadata only (no natives) in the ECA space to limit the hosting size and associated cost. They will report back to confirm there are no issues or concerns with doing so.
3. Cicayda has confirmed that email threading can be undone for production purposes such that all emails in a thread are produced.
4. Cicayda is investigating the metadata available in mimecast and will report back on the estimated time/cost to provide reporting on the available metadata for answering the questions raised below.
5. With respect to custodial interviews regarding document practices, you note below that "In this case, only two of the people that there is a dispute over are employed (part-time) by the Receiver" and that you will be reporting back on their practices. I would like to discuss this issue further and whether we can reach some common ground on who should be interviewed.
6. You previously stated that:
"There is a caveat to "content" capture...Any substantive emails that did not go through Mimecast, but instead were sent by means of any web messaging service or server, application or server, or encrypted messaging service or server such as PGP (which GRI used), iMessage, Wickr, Viber, Signal, Jabber/OTR, Telegram, Wire, Threema, or any similar service or similar proprietary secure messaging system, and the content of those emails were not captured by Mimecast and would only be in LAHC data if the user contemporaneously screen shot or downloaded an image of the emails. That an secure email request to an LAHC user was made was captured by Mimecast."
During our call, you confirmed that the highlighted applications were just examples and you have no reason to believe these were used at LAHC.

Since the answers to many of these questions may impact the ESI protocol, I think it makes sense to wait to have these answers before circulating an updated draft. Please let me know when you and Cicayda are ready to discuss the outstanding issues above.

Thank you



Justine N. Margolis
Partner

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D +1 212 768 5344 | US Internal 15344
justine.margolis@dentons.com
Bio | Website

Dentons US LLP
1221 Avenue of the Americas, New York, NY 10020-1089

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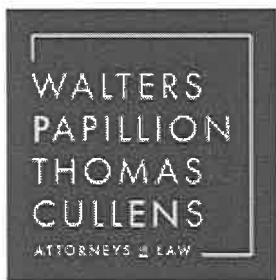
From: Andrée M. Cullens <acullens@lawbr.net>
Sent: Friday, October 16, 2020 4:03 PM
To: Margolis, Justine N. <justine.margolis@dentons.com>
Cc: Kattan, Justin N. <justin.kattan@dentons.com>; harry.rosenberg@phelps.com; Ashinoff, Reid L. <reid.ashinoff@dentons.com>; J. Cullens <cullens@lawbr.net>
Subject: Meeting with Cicayda and Milliman Technicians

[External Sender]

Justine,

My responses are in blue below. Let me know if you wish to talk about this prior to our call on Monday with Cicayda.

Have a good weekend.



Andrée M. Cullens

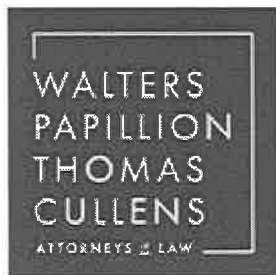
12345 Perkins Road, Building 1, Baton Rouge, LA, 70810

acullens@lawbr.net

Tel: 225.236.3643 **Fax:** 225.236.3650

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Andrée M. Cullens

12345 Perkins Road, Building 1, Baton Rouge, LA, 70810

acullens@lawbr.net

Tel: 225.236.3643 **Fax:** 225.236.3650

www.lawbr.net

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From: Margolis, Justine N. <justine.margolis@dentons.com>
Sent: Thursday, October 15, 2020 1:51 PM
To: Andrée M. Cullens <acullens@lawbr.net>
Cc: Kattan, Justin N. <justin.kattan@dentons.com>; Ashinoff, Reid L. <reid.ashinoff@dentons.com>; harry.rosenberg@phelps.com
Subject: RE: Meeting with Cicayda and Milliman Technicians

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Andree,

We are available during the window you proposed on Monday for a call with Cicayda to discuss outstanding issues on the ESI protocol, including search and hit report capabilities and data options for minimizing costs. Please send a calendar invite and dial in for your preferred time in that window Done.

In the interim, I write to address more fundamental issues regarding Plaintiff's discovery obligations in this matter.

For more than three months now, defendants, and my client in particular, have incurred substantial attorneys' fees to assist Plaintiff with his own discovery obligations. Just this week, we spent more time discussing needless edits to a protocol I first circulated over three months ago which had apparently not been circulated to your vendor for review. Your most recent questions and responses regarding my suggestions for analyzing data to minimize processing and hosting expenses evince a lack thoughtfulness on how to limit costs for all parties. And three months into this process, you are first raising concerns over whether your vendor can run search term hit reports. In July of this year, I sent Cicayda a draft nearly identical to the one that I last sent you which clearly included all of your technical requests, along with your language requiring a search hit report. I asked them to review and let me know if they were able to comply with all of the requests. They did not tell me at that time that they could not run a search hit report or suggest any changes to the load descriptions that we discussed last week. Like you, I am dismayed to learn for the first time in October that Reprise cannot produce a search hit report. Perhaps, but I doubt that, I misunderstood my most recent conversation with Shannon about the search hit report. I'm more than happy to clarify this point on our call with Cicayda. As a preliminary I matter, I suggest all conversations going forward involve Cicayda so that we can avoid wasting further time on basic e-discovery practices and finalizing a protocol. Agreed.

In that same vein, defendants have spent considerable time analyzing the LAHC data sources chart you circulated in an attempt to work with Plaintiff to identify the relevant custodians and data stores to be processed. Notwithstanding defendants' time and effort, your discovery responses served on September 30 make clear that Plaintiff has not made any real attempt to identify the personnel likely to have relevant information for this lawsuit. Untrue. Recall that Milliman requested identification of persons having information relevant to **any claims asserted in the lawsuit**, which includes claims against GRI. I have done a significant of review of LAHC's emails and data (but by no mean a complete review). In light of that review, each of the persons that were identified all likely have relevant information related to claims against one or more defendant. Rather, Plaintiff's list of such persons spans nearly eight pages, and includes nearly every single person identified on the drive chart for LAHC data, including, among others, the Help Desk Coordinator, IT personnel and what appear to be a number of lower level staff members involved in customer relations and "project management". This explains our reluctance to exclude anyone on the database list. IT personnel were intimately involved with attempting to address the issues caused by GRI's ineptitude with electronic data, whether it be claims processing, EDGE reports, bill processing, their EHP system, etc. Project personnel were assigned significant duties related to GRI's contract breaches issues as well. As I suggested before, if Defendants wish to exclude a person's data, we will agree if 1) the Defendants' agree in writing that LAHC is not obligated to produce data not included in the agreed ESI database and 2) the costs of segregating out this person's information from Mimecast is insignificant, and 3) it will not exclude evidence significant (as opposed to de minimus) to any claims or defenses. I do not see laptop data as a significant hurdle. Plaintiff's failure to identify relevant custodians would be problematic in any case, but is particularly egregious here where Plaintiff is expecting Defendants to share in the cost of processing the data set. Respectfully, this is form over substance. If this were an instance where there were individual custodians of the Mimecast data that was collected as part of this lawsuit, I would agree with you. However, in this instance, there was only ever one custodian that collected emails: LAHC.org. See discussion of Mimecast below. We are understandably concerned that including all of these individuals will (1) balloon the discovery costs for processing and hosting

data (2) balloon the search terms hits, and (3) result in yet another data dump from Plaintiff of irrelevant materials. I too am concerned about costs and ballooned search term hits since we will review all of the resulting hits to weed out what is irrelevant. The more targeted the hits, the sooner we can move on from this phase of discovery. We can address these questions to Cicayda on our call. See further my discussion below about custodian identification/Mimecast.

The Commissioner must comply with his discovery obligations like any other litigant to investigate the persons likely to have relevant information and where relevant documents are likely to be found. Plaintiff has not complied with that obligation, and is instead either relying on defendants to foot the bill to process useless data and/or to do this investigative work for you. Not so. See response above. For instance, I requested that you investigate whether there was an LAHC policy or practice to not save documents locally to hard drives and whether individuals at LAHC followed that policy so we can determine whether expensive processing of hard drives is necessary. Neither of which you had done on your own. You have since provided the policy I asked for, but stated "the Receiver has no way of knowing the level of compliance by LAHC employees." This is unacceptable. It is standard practice to conduct custodial interviews to determine employees' roles, their relevance to this case and their document practices, such as whether they saved relevant materials to their hard drives. This may be true where the party is the original owner of the data, the custodians are still employed by the party, or there is someone available with institutional knowledge on the issue. In this case, only two of the people that there is a dispute over are employed (part-time) by the Receiver. Please indicate by when you can conduct these interviews. I have inquired of them whether they complied with the LAHC policy on storing data in SharePoint and will advise you of their answer before our call next week. Should I be unable to get an answer (illness, vacation or the like) I will let you know within the same time period. The Mimecast data has been processed already. I understand (hopefully correctly, but we can confirm with Cicayda on Monday) that the cost of identifying and excluding email users will take more time and money than weeding them out in other ways. Let's talk to Cicayda about how to achieve our mutual aims of complete but not unnecessarily ballooned data to be hosted for review.

Once you have conducted these interviews, we can discuss those individuals who are likely to have relevant information to this lawsuit and whether their hard drives are likely to contain relevant information. If you are not willing to take these steps, then Plaintiff should bear the full cost of processing the data they believe is necessary. See response above.

Identifying the relevant data set is further complicated by the lack of transparency on the available email data. I requested months ago a report of the emails available in Mimecast (both by date and custodian) so we can determine whose emails are available and for what time period. When you made this request, I asked Cicayda to advise what users would be searched and for what time period. I also asked specifically if they could tell me the answer without reinstating the data. Shannon advised that Cicayda could not answer my question without reinstating the data. I may not have asked for the "official custodian" at that time, but when I asked this specific question this week, Shannon said that she could tell me (I think based on records that she had since found on her end since our original discussion) that there was only every one custodian: LAHC.ORG. We can discuss this and your other questions below with Cicayda to try to get past this issue. You indicated at the time that information would be provided when the emails were restored from archive. But yesterday you advised for the first time that there is no custodial breakdown in Mimecast. You also advised "the tech time to identify all persons included in the emails reviewed would not be justified given that we are using search terms." Accordingly, you contend it would be cost prohibitive to determine whether the emails of relevant LAHC personnel have been preserved or how to cull out irrelevant personnel's emails from the searchable set. This makes no sense. Proceeding blindly down this path without analyzing what is available to be searched will result in the search term hits being over inclusive of irrelevant data while relevant data may

be irretrievably lost. Even if there is only one “custodian” identified, Cicayda should be able to run reports on metadata to determine whose emails are included. Some basic questions we need answers to:

- What is the date range of the archive [Justine, when you use the term “archive,” I am assuming that this references Mimecast and relates to our response identifying the Mimecast data as an “archive.” For clarity, the Mimecast data is all of the email data that the Receiver seized upon his takeover, thus for the Receiver it is an archive of past emails. Also, Mimecast itself is both an email scrubber and a contemporaneous archive. The Receiver did continue using this Mimecast LAHC.org email system after he took over LAHC. (Of course, whether the Receiver’s data is included in the search probably will be affected by the Court’s ruling on our Motion for Partial Summary Judgment. In the short term, we may agree to include the longer data range in the database, which would be restricted to searching or reviewing the shorter data range if the Court grants our motion.) As a practical matter, we can limit our searches to a date range if all defendants and the Receiver can come to some agreement on the range] content? 1/1/07 through 9/30/2015.
 - When did it come “online” and did it stay in place until the company’s end? We do not know when it came online, but presumably on January 1, 2007; Yes.
 - When the archive was implemented, did existing/legacy email get imported or was the archive configured to capture email on a going-forward basis only? As we said in our previous response to this question, when Mimecast was implemented it was backloaded to include data from the former system which was implemented by Beam. We cannot say how extensive this backload was. It is likely that the person or persons who can fully answer this question were the officers of the company at the time or someone who was formerly in the IT department, none of whom the Receiver has control over as they are all former employees.
 - If the latter, what is the status and location of user email not imported into the archive? I believe your question unjustifiably presumes the answer. Users had no control over the email. If a LAHC user sent or received an email through Mimecast, then the email is in the Mimecast data that we produced for searching. I have already confirmed (Multiple Times) with the IT person who seized LAHC’s data that all of the emails that existed on the date of seizure are in the Mimecast data that has been processed.
- What company users had their email archived? Every LAHC user who at the time they sent or received an email through Mimecast simultaneously had their email archived. They had no ability to delete emails from Mimecast meaning there was no need to later archive email since everything was automatically archived.
- If the email of users was archived on a rolling basis, can you provide the timeframes for such? See above answer.
- For the above timeline and users, can you confirm what content was captured in the archive? See above answer.
 - All user email - inbound, outbound, deleted, etc? Everything was captured. There is a caveat to “content” capture...Any substantive emails that did not go through Mimecast, but instead were sent by means of any web messaging service or server, application or server, or encrypted messaging service or server such as PGP (which GRI used), iMessage, Wickr, Viber, Signal, Jabber/OTR, Telegram, Wire, Threema, or any similar service or similar proprietary secure messaging system, and the content of those emails were not captured by Mimecast and would only be in LAHC data if the user contemporaneously screen shot or downloaded an image of the emails. That an secure email request to an LAHC user was made was captured by Mimecast.
 - Something different?
- In terms of searching, please confirm:

- Whether or not targeted searches can be performed based on the content of specific (relevant) users. So there is no misunderstanding, let's have Cicayda answer this question.
- If any search limitations exist (on certain content, file types, stubbed attachments etc.). So there is no misunderstanding, let's have Cicayda answer this question.

Plaintiff must investigate these questions at their own expense and report to defendants on whose emails have been preserved and for what date range before we can move forward with further discussions on what data should be processed. Justine, with all due respect, much of this is not likely to get us any further than where we are now. Every email that Receiver took possession of upon his takeover of LAHC has been preserved (a Litigation Hold was implemented upon takeover of LAHC). This is not an instance where we represent the former controllers of LAHC and have access to institutional knowledge. Nor is this an instance where we are collecting custodian email and computer data from different sources for purposes of this lawsuit. All emails sent and received through Mimecast (with the exception of the content of communications sent through a third-parties secure web message system) were preserved. All work was *supposed* to be stored in Sharepoint which has been produced for searching. The Receiver obtained this data in September 2018 as part of his takeover of LAHC by collecting the information in the manner that it was organized. As Mr. Brown was quick to remind me yesterday, the Louisiana Code of Civil Procedure art. 1462(C) requires parties to produce this data "as they are kept in the usual course of business." Mimecast was not divided by individual custodians, nor according to the Receiver's IT technician who collected the data upon takeover, could any individual user alter or delete an email sent through this system. If Milliman believes that it is important to know what users are included in Mimecast prior to running the searches then it is welcome to bear the cost of any additional technology and time that Cicayda must spend to answer this question. I will say that Reprise's inability to generate a search hit report is unwelcomed news indeed. Cicayda is supposed to be working on identifying a comparably-priced tool that can do the report. Having no report is unacceptable. Search hit reports will go a long way to weed out searches that are unlikely to be truly fruitful. I also am hopeful that our conversation with Cicayda on Monday will get us past most if not all of this dispute.

Thank you,
Justine



Justine N. Margolis
Partner

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D +1 212 768 5344 | US Internal 15344
justine.margolis@dentons.com
Bio | Website

Dentons US LLP
1221 Avenue of the Americas, New York, NY 10020-1089

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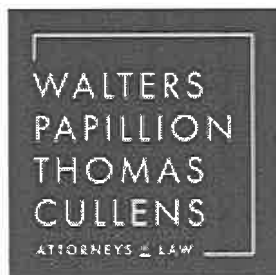
From: Andrée M. Cullens <acullens@lawbr.net>
Sent: Thursday, October 15, 2020 10:44 AM
To: Margolis, Justine N. <justine.margolis@dentons.com>
Subject: Meeting with Cicayda and Milliman Technicians

[External Sender]

Hi Justine,

Shannon and Connie from Cicayda are available to meet on Monday between 11:45 and 1:30 EST or Tuesday between 8:30 and 2:00 EST. Please see if your guys are available during those times. I asked for time prior to our next call on Thursday and those are the times that they are both available. Shannon is the technician; Connie is the sales agent. They are working in tandem to get the best price for the tools that we need.

Regards,



Andrée M. Cullens

12345 Perkins Road, Building 1, Baton Rouge, LA, 70810

acullens@lawbr.net

Tel: 225.236.3643 **Fax:** 225.236.3650

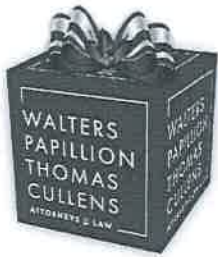
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Andrée M. Cullens

From: Andrée M. Cullens
Sent: Thursday, December 17, 2020 4:43 PM
To: James A Brown
Cc: Margolis, Justine N.
Subject: Re: ESI protocol and TCDI SOW

Thank you, James, for that clarification.



Andrée M. Cullens

12345 Perkins Road, Building 1, Baton Rouge, LA, 70810

acullens@lawbr.net

Tel: 225.236.3643 **Fax:** 225.236.3650

www.lawbr.net

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On Dec 17, 2020, at 4:41 PM, James A Brown <jabrown@liskow.com> wrote:

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Justine: as I explained to Andree earlier today, the reason Buck can't sign tomorrow is that I am preparing right now to head out of town very early tomorrow for a long-planned camping trip with sons and grandsons I haven't seen in a while due to Covid. That is why I cannot sign off on the papers tomorrow. However, if everyone else agrees to terms, I see no reason why I could not sign off on Monday when I get to a place where I can have some computer access. Buck's delay in signing has nothing to do with any substantive issue. If ya'll can work out any remaining kinks, I will sign for Buck on Monday.

James A Brown

(504) 556-4116 Direct
(504) 556-4108 Fax
(504) 473-3665 Cell

New Orleans | Lafayette | Houston
One Shell Square
701 Poydras Street, Suite 5000
New Orleans, LA 70139
www.liskow.com



Andrée M. Cullens

From: Andrée M. Cullens
Sent: Thursday, December 17, 2020 4:33 PM
To: Tim Opsitnick
Cc: Margolis, Justine N.; Connie Smith; Lemaire, Justin P.; Brown, James A. (jabrown@liskow.com); J. Cullens; Ashinoff, Reid L.; EXTERNAL-Judy Y. Barrasso; Burst, Bonnie; Crohan, Blake; sdegan@degan.com; Sullivan, Dorothy L.; Cochran, Douglas J.; Fagan, George D. (gfagan@leakeandersson.com); Godofsky, David; Hite, John W., III (jhite@shmrlaw.com); Johnson, H. Alston, III (alston.johnson@phelps.com); Kattan, Justin N.; S. Layne Lee; Licciardi, Connie; Luo, Catharine; Mason, W. Brett; McFall, Shaun P.; Michael A. Balascio (mbalascio@barrassousdin.com); McKay, Michael W.; nbabb@lawla.com; EXTERNAL-Charlotte Phillips; Robert B. Bieck Jr. (rbieck@joneswalker.com); Kristi Rojas; harry.rosenberg@phelps.com; sschmeeckle@lawla.com; kschmid@degan.com; Sheri Corales; Simone Almon (salmon@degan.com); Smith, Jena; Whitworth, Adam; Ginny Gonzalez
Subject: Re: ESI protocol and TCDI SOW

Thank you, Tim.



Andrée M. Cullens

12345 Perkins Road, Building 1, Baton Rouge, LA, 70810

acullens@lawbr.net

Tel: 225.236.3643 **Fax:** 225.236.3650

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On Dec 17, 2020, at 4:26 PM, Tim Opsitnick <t_opsitnick@tcdi.com> wrote:

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TCDI is ok with deleting the phrase in the SOW noted by Justine below. TCDI is otherwise ok with the SOW as written.

Tim



Timothy M. Opsitnick
Executive Vice President and General Counsel
Office 216-664-0900 | Mobile 440-724-1019
www.tcdi.com

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

From: Margolis, Justine N. <justine.margolis@dentons.com>

Sent: Thursday, December 17, 2020 4:17 PM

To: Andrée M. Cullens <acullens@lawbr.net>; Connie Smith <con_smith@tcdi.com>; Lemaire, Justin P. <jlemaire@stonepigman.com>; James A Brown <jabrown@liskow.com>; Tim Opsitnick <t_opsitnick@tcdi.com>

Cc: J. Cullens <cullens@lawbr.net>; Ashinoff, Reid L. <reid.ashinoff@dentons.com>; EXTERNAL-Judy Y. Barrasso <jbarrasso@barrassousdin.com>; Burst, Bonnie <bburst@leakeandersson.com>; Crohan, Blake <blake.crohan@alston.com>; sdegan@degan.com; Sullivan, Dorothy L. <dsullivan@stonepigman.com>; Cochran, Douglas J. <dcochran@stonepigman.com>; Fagan, George D. (gfagan@leakeandersson.com) <gfagan@leakeandersson.com>; Godofsky, David <david.godofsky@alston.com>; Hite, John W., III (jhite@shmlaw.com) <jhite@shmlaw.com>; Johnson, H. Alston, III (alston.johnson@phelps.com) <alston.johnson@phelps.com>; Kattan, Justin N. <justin.kattan@dentons.com>; S. Layne Lee <laynelee@lawbr.net>; Licciardi, Connie <clicciardi@leakeandersson.com>; Luo, Catharine <catharine.luo@dentons.com>; Mason, W. Brett <bmason@stonepigman.com>; McFall, Shaun P. <smcfall@barrassousdin.com>; Michael A. Balascio (mbalascio@barrassousdin.com) <mbalascio@barrassousdin.com>; McKay, Michael W. <mmckay@stonepigman.com>; nbabb@lawla.com; EXTERNAL-Charlotte Phillips <cphillips@barrassousdin.com>; Robert B. Bieck Jr. (rbieck@joneswalker.com) <rbieck@joneswalker.com>; Kristi Rojas <krojas@lawbr.net>; harry.rosenberg@phelps.com; sschmeeckle@lawla.com; kschmid@degan.com; Sheri Corales <SCorales@liskow.com>; Simone Almon (salmon@degan.com) <salmon@degan.com>; Smith, Jena <jsmith@degan.com>; Whitworth, Adam <awhitworth@leakeandersson.com>; Ginny Gonzalez <g_gonzalez@tcdi.com>

Subject: RE: ESI protocol and TCDI SOW

[EXTERNAL EMAIL]

Andree,

Perhaps a call makes sense. My understanding from the below is that not all of the parties will be in the position to agree to and execute the protocol or sow. If that is correct then I dont see what having some of the parties sign off accomplishes

Thanks

[http://logo.dentons.com/dentons_logo.png]

Justine N. Margolis

Partner

Visit the New Dynamic Hub<https://www.dentons.com/en/issues-and-opportunities/covid-19-the-new-dynamic?utm_campaign=new+dynamic&utm_source=signature+link&utm_medium=email>, available to our clients and communities as part of the commitment that Dentons, the world's largest law firm, is making across 75+ countries, to address accelerating change resulting from the pandemic.

D +1 212 768 5344 | US Internal 15344

justine.margolis@dentons.com<<mailto:justine.margolis@dentons.com>>

Bio<<http://www.dentons.com/ch.aspx?email=justine.margolis@dentons.com&action=biolink>> | Web site<<http://www.dentons.com>>

Dentons US LLP

1221 Avenue of the Americas, New York, NY 10020-1089

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----- Original message -----

From: "Andrée M. Cullens" <acullens@lawbr.net>

Date: 12/17/20 5:06 PM (GMT-05:00)

To: "Margolis, Justine N." <justine.margolis@dentons.com>, Connie Smith <con_smith@tcdi.com>, "Lemaire, Justin P." <jlemaire@stonepigman.com>, "Brown, James A. (jabrown@liskow.com)" <jabrown@liskow.com>, Tim Opsitnick <t_opsitnick@tcdi.com>

Cc: "J. Cullens" <cullens@lawbr.net>, "Ashinoff, Reid L." <reid.ashinoff@dentons.com>, "EXTERNAL-Judy Y. Barrasso" <jbarrasso@barrassousdin.com>, "Burst, Bonnie" <bburst@leakeandersson.com>, "Crohan, Blake" <blake.crohan@alston.com>, sdegan@degan.com, "Sullivan, Dorothy L." <dsullivan@stonepigman.com>, "Cochran, Douglas J." <dcochran@stonepigman.com>, "Fagan, George D. (gfagan@leakeandersson.com)" <gfagan@leakeandersson.com>, "Godofsky, David" <david.godofsky@alston.com>, "Hite, John W., III (jhite@shmlaw.com)" <jhite@shmlaw.com>,

"Johnson, H. Alston, III (alston.johnson@phelps.com)" <alston.johnson@phelps.com>, "Kattan, Justin N." <justin.kattan@dentons.com>, "S. Layne Lee" <laynelee@lawbr.net>, "Licciardi, Connie" <cllicciardi@leakeandersson.com>, "Luo, Catharine" <catharine.luo@dentons.com>, "Mason, W. Brett" <bkmason@stonepigman.com>, "McFall, Shaun P." <smcfall@barrassousdin.com>, "Michael A. Balascio (mbalascio@barrassousdin.com)" <mbalascio@barrassousdin.com>, "McKay, Michael W." <mmckay@stonepigman.com>, nbabb@lawla.com, EXTERNAL-Charlotte Phillips <cphillips@barrassousdin.com>, "Robert B. Bieck Jr. (rbieck@joneswalker.com)" <rbieck@joneswalker.com>, Kristi Rojas <krojas@lawbr.net>, harry.rosenberg@phelps.com, sschmeeckle@lawla.com, kschmid@degan.com, Sheri Corales <SCorales@liskow.com>, "Simone Almon (salmon@degan.com)" <salmon@degan.com>, "Smith, Jena" <jsmith@degan.com>, "Whitworth, Adam" <awhitworth@leakeandersson.com>, Ginny Gonzalez <g_gonzalez@tcdi.com>
Subject: RE: ESI protocol and TCDI SOW

[External Sender]
Justine and Tim,

Attached is Justine's last version of the SOW with the insurers removed and with their 1/5 percentage reallocated to the Plaintiff. Justine, you had a comment that I do not know whether it has been addressed:

[JNM comment--I do not know what this provision means and therefore cannot agree to it without further explanation-Payers agree to pay directly or reimburse TCDI for any sales, use, property, value-added, gross receipts or other taxes (excluding taxes based on TCDI's net income) arising out of this Agreement and for which TCDI has the responsibility for collection and submission to the taxing authority.]

Please address this with Tim and let us know if it can be deleted. The attached document is in redline so that you can see my changes. In addition to Buck, we do not have Milliman's contact information, nor have I filled in who will be signing this document on behalf of each Defendant.

As I mentioned in an earlier email, pursuant to the terms of the ESI Protocol Agreement which you insisted be included which says that the defendants will only pay their share of the cost of processing Shared Data until the ESI Protocol has been signed, it is imperative that the ESI Agreement be signed ASAP. It will take some time for all of the data to be reinstated, culled, and/or processed into the review platform. If this is not started by next week, this will seriously hamper our efforts to start reviewing by the beginning of the year. Surely, the need to allow TCDI to begin processing data so that we can comply with the court-ordered March 1, 2021 deadline is obvious.

Justine, please let Tim know if you still have the question above and work with him to resolve it. This is not the Plaintiff's issue.

Regards,

[cid:image227230.jpg@B0DE94B4.427D2AF0]
Andrée M. Cullens

12345 Perkins Road, Building 1 , Baton Rouge , LA , 70810

acullens@lawbr.net<mailto:acullens@lawbr.net>

Tel: 225.236.3643<tel:225.236.3643>

Fax: 225.236.3650

www.lawbr.net<http://www.lawbr.net>

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From: Margolis, Justine N. <justine.margolis@dentons.com>

Sent: Thursday, December 17, 2020 3:21 PM

To: Andr  e M. Cullens <acullens@lawbr.net>; Connie Smith <con_smith@tcdi.com>; Lemaire, Justin P. <jlemaire@stonepigman.com>; Brown, James A. (jabrown@liskow.com) <jabrown@liskow.com>; Tim Opsitnick <t_opsitnick@tcdi.com>

Cc: J. Cullens <cullens@lawbr.net>; Ashinoff, Reid L. <reid.ashinoff@dentons.com>; EXTERNAL-Judy Y. Barrasso <jbarrasso@barrassousdin.com>; Burst, Bonnie <bburst@leakeandersson.com>; Crohan, Blake <blake.crohan@alston.com>; sdegan@degan.com; Sullivan, Dorothy L. <dsullivan@stonepigman.com>; Cochran, Douglas J. <dcochran@stonepigman.com>; Fagan, George D. (gfagan@leakeandersson.com) <gfagan@leakeandersson.com>; Godofsky, David <david.godofsky@alston.com>; Hite, John W., III (jhite@shmlaw.com) <jhite@shmlaw.com>; Johnson, H. Alston, III (alston.johnson@phelps.com) <alston.johnson@phelps.com>; Kattan, Justin N. <justin.kattan@dentons.com>; S. Layne Lee <laynelee@lawbr.net>; Licciardi, Connie <clicciardi@leakeandersson.com>; Luo, Catharine <catharine.luo@dentons.com>; Mason, W. Brett <bmason@stonepigman.com>; McFall, Shaun P. <smcfall@barrassousdin.com>; Michael A. Balascio (mbalascio@barrassousdin.com) <mbalascio@barrassousdin.com>; McKay, Michael W. <mmckay@stonepigman.com>; nbabb@lawla.com; EXTERNAL-Charlotte Phillips <cphillips@barrassousdin.com>; Robert B. Bieck Jr. (rbieck@joneswalker.com) <rbieck@joneswalker.com>; Kristi Rojas <krojas@lawbr.net>; harry.rosenberg@phelps.com; sschmeeckle@lawla.com; kschmid@degan.com; Sheri Corales <SCorales@liskow.com>; Simone Almon (salmon@degan.com) <salmon@degan.com>; Smith, Jena <jsmith@degan.com>; Whitworth, Adam <awhitworth@leakeandersson.com>; Ginny Gonzalez <g_gonzalez@tcdi.com>

Subject: RE: ESI protocol and TCDI SOW

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Andree,

Apologies but I am not really following. Has TCDI agreed to the 60 day payment term? And am I understanding below that only some of the parties would be signing off on the agreements? I'm not following what that would accomplish or why there is any urgency to sign these tomorrow if that is the case.

Thanks

[cid:image001.png@01D6D48E.83D9EC70]

Justine N. Margolis
Partner

Visit the New Dynamic Hub<https://www.dentons.com/en/issues-and-opportunities/covid-19-the-new-dynamic?utm_campaign=new+dynamic&utm_source=signature+link&utm_medium=email>, available to our clients and communities as part of the commitment that Dentons, the world's largest law firm, is making across 75+ countries, to address accelerating change resulting from the pandemic.

D +1 212 768 5344 | US Internal 15344

justine.margolis@dentons.com<<mailto:justine.margolis@dentons.com>>

Bio<<http://www.dentons.com/ch.aspx?email=justine.margolis@dentons.com&action=biolink>> | Web site<<http://www.dentons.com>>

Dentons US LLP
1221 Avenue of the Americas, New York, NY 10020-1089

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From: Andrée M. Cullens <acullens@lawbr.net<<mailto:acullens@lawbr.net>>>

Sent: Thursday, December 17, 2020 3:41 PM

To: Connie Smith <con_smith@tcdi.com<mailto:con_smith@tcdi.com>>; Lemaire, Justin P. <jlemaire@stonepigman.com<<mailto:jlemaire@stonepigman.com>>>; Margolis, Justine N. <justine.margolis@dentons.com<<mailto:justine.margolis@dentons.com>>>; Brown, James A. <jabrown@liskow.com<<mailto:jabrown@liskow.com>>>; Tim Opsitnick <t_opsitnick@tcdi.com<mailto:t_opsitnick@tcdi.com>>

Cc: J. Cullens <cullens@lawbr.net<<mailto:cullens@lawbr.net>>>; Ashinoff, Reid L.

<reid.ashinoff@dentons.com<mailto:reid.ashinoff@dentons.com>>; EXTERNAL-Judy Y. Barrasso
 <jbarrasso@barrassousdin.com<mailto:jbarrasso@barrassousdin.com>>; Burst, Bonnie
 <bburst@leakeandersson.com<mailto:bburst@leakeandersson.com>>; Crohan, Blake
 <blake.crohan@alston.com<mailto:blake.crohan@alston.com>>;
 sdegan@degan.com<mailto:sdegan@degan.com>; Sullivan, Dorothy L.
 <dsullivan@stonepigman.com<mailto:dsullivan@stonepigman.com>>; Cochran, Douglas J.
 <dcochran@stonepigman.com<mailto:dcochran@stonepigman.com>>; Fagan, George D.
 (gfagan@leakeandersson.com<mailto:gfagan@leakeandersson.com>)
 <gfagan@leakeandersson.com<mailto:gfagan@leakeandersson.com>>; Godofsky, David
 <david.godofsky@alston.com<mailto:david.godofsky@alston.com>>; Hite, John W., III
 (jhite@shmrlaw.com<mailto:jhite@shmrlaw.com>)
 <jhite@shmrlaw.com<mailto:jhite@shmrlaw.com>>; Johnson, H. Alston, III
 (alston.johnson@phelps.com<mailto:alston.johnson@phelps.com>)
 <alston.johnson@phelps.com<mailto:alston.johnson@phelps.com>>; Kattan, Justin N.
 <justin.kattan@dentons.com<mailto:justin.kattan@dentons.com>>; S. Layne Lee
 <laynelee@lawbr.net<mailto:laynelee@lawbr.net>>; Licciardi, Connie
 <clicciardi@leakeandersson.com<mailto:clicciardi@leakeandersson.com>>; Luo, Catharine
 <catharine.luo@dentons.com<mailto:catharine.luo@dentons.com>>; Mason, W. Brett
 <bmason@stonepigman.com<mailto:bmason@stonepigman.com>>; McFall, Shaun P.
 <smcfall@barrassousdin.com<mailto:smcfall@barrassousdin.com>>; Michael A. Balascio
 (mbalascio@barrassousdin.com<mailto:mbalascio@barrassousdin.com>)
 <mbalascio@barrassousdin.com<mailto:mbalascio@barrassousdin.com>>; McKay, Michael W.
 <mmckay@stonepigman.com<mailto:mmckay@stonepigman.com>>;
 nbabb@lawla.com<mailto:nbabb@lawla.com>; EXTERNAL-Charlotte Phillips
 <cphillips@barrassousdin.com<mailto:cphillips@barrassousdin.com>>; Robert B. Bieck Jr.
 (rbieck@joneswalker.com<mailto:rbieck@joneswalker.com>)
 <rbieck@joneswalker.com<mailto:rbieck@joneswalker.com>>; Kristi Rojas
 <krojas@lawbr.net<mailto:krojas@lawbr.net>>;
 harry.rosenberg@phelps.com<mailto:harry.rosenberg@phelps.com>;
 sschmeeckle@lawla.com<mailto:sschmeeckle@lawla.com>;
 kschmid@degan.com<mailto:kschmid@degan.com>; Sheri Corales
 <SCorales@liskow.com<mailto:SCorales@liskow.com>>; Simone Almon
 (salmon@degan.com<mailto:salmon@degan.com>)
 <salmon@degan.com<mailto:salmon@degan.com>>; Smith, Jena
 <jsmith@degan.com<mailto:jsmith@degan.com>>; Whitworth, Adam
 <awhitworth@leakeandersson.com<mailto:awhitworth@leakeandersson.com>>; Ginny Gonzalez
 <g_gonzalez@tcdi.com<mailto:g_gonzalez@tcdi.com>>
 Subject: RE: ESI protocol and TCDI SOW

[External Sender]

Good afternoon everyone,

Attached are the redlined and clean versions of the final ESI Protocol Agreement and the Exhibit B to the Agreement. Justine, I do not have an editable version of your last version of the Statement of Work. Please either send me a Word version or make the following changes:

1. Insert the following address for GRI in the preamble: 3080 Premiere Parkway, Suite 100, Duluth, GA 30097.
2. Remove all references to the insurers in the preamble and in the signature blocks.
3. Remove all references to Payors E through I at pages 1, 2, and 3.
4. Change the Plaintiff's share from 1/5th to 2/5ths at pages 3 and 6.
5. Insert GRI's (Payor D) billing contact information-- c/o W. Brett Mason,

bmason@stonepigman.com<mailto:bmason@stonepigman.com>, 225-490-581-- on page 2 and add Milliman's payor information at Payor B.

I appreciate everyone's prompt attention to this matter. If everyone agrees that these are the Final ESI Protocol and Exhibit B documents, and that these are the only changes required of the Statement of Work, we agree that there is no need to obtain Buck's signatures and information on all documents by tomorrow. I would like to get everyone else's electronic signature on the ESI Protocol Agreement by tomorrow.

Thank you,

[cid:image002.jpg@01D6D48E.83D9EC70]

Andrée M. Cullens

12345 Perkins Road, Building 1

.

Baton Rouge

.

LA

.

70810

acullens@lawbr.net<mailto:acullens@lawbr.net>

Tel: 225.236.3643<tel:225.236.3643>

Fax: 225.236.3650

www.lawbr.net<http://www.lawbr.net>

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

From: Connie Smith <con_smith@tcdi.com<mailto:con_smith@tcdi.com>>

Sent: Thursday, December 17, 2020 2:08 PM

To: Andrée M. Cullens <acullens@lawbr.net<mailto:acullens@lawbr.net>>; Lemaire, Justin P. <jlemaire@stonepigman.com<mailto:jlemaire@stonepigman.com>>; Margolis, Justine N. <justine.margolis@dentons.com<mailto:justine.margolis@dentons.com>>; Brown, James A. (jabrown@liskow.com<mailto:jabrown@liskow.com>)

<jabrown@liskow.com<mailto:jabrown@liskow.com>>; Tim Opsitnick

<t_opsitnick@tcdi.com<mailto:t_opsitnick@tcdi.com>>

Cc: J. Cullens <cullens@lawbr.net<mailto:cullens@lawbr.net>>; Ashinoff, Reid L.

<reid.ashinoff@dentons.com<mailto:reid.ashinoff@dentons.com>>; Barrasso, Judy

<jbarrasso@barrassousdin.com<mailto:jbarrasso@barrassousdin.com>>; Burst, Bonnie

<bburst@leakeandersson.com<mailto:bburst@leakeandersson.com>>; Crohan, Blake

<blake.crohan@alston.com<mailto:blake.crohan@alston.com>>;

sdegan@degan.com<mailto:sdegan@degan.com>; Sullivan, Dorothy L.

<dsullivan@stonepigman.com<mailto:dsullivan@stonepigman.com>>; Cochran, Douglas J.

<dcochran@stonepigman.com<mailto:dcochran@stonepigman.com>>; Fagan, George D.

(gfagan@leakeandersson.com<mailto:gfagan@leakeandersson.com>)

<gfagan@leakeandersson.com<mailto:gfagan@leakeandersson.com>>; Godofsky, David

<david.godofsky@alston.com<mailto:david.godofsky@alston.com>>; Hite, John W., III

(jhite@shmlaw.com<mailto:jhite@shmlaw.com>)

<jhite@shmlaw.com<mailto:jhite@shmlaw.com>>; Johnson, H. Alston, III

(alston.johnson@phelps.com<mailto:alston.johnson@phelps.com>)

<alston.johnson@phelps.com<mailto:alston.johnson@phelps.com>>; Kattan, Justin N.

<justin.kattan@dentons.com<mailto:justin.kattan@dentons.com>>; S. Layne Lee

<laynelee@lawbr.net<mailto:laynelee@lawbr.net>>; Licciardi, Connie

<cllicciardi@leakeandersson.com<mailto:cllicciardi@leakeandersson.com>>; Luo, Catharine

<catharine.luo@dentons.com<mailto:catharine.luo@dentons.com>>; Mason, W. Brett

<bmason@stonepigman.com<mailto:bmason@stonepigman.com>>; McFall, Shaun P.

<smcfall@barrassousdin.com<mailto:smcfall@barrassousdin.com>>; Michael A. Balascio

(mbalascio@barrassousdin.com<mailto:mbalascio@barrassousdin.com>)

<mbalascio@barrassousdin.com<mailto:mbalascio@barrassousdin.com>>; McKay, Michael W.

<mmckay@stonepigman.com<mailto:mmckay@stonepigman.com>>;

nbabb@lawla.com<mailto:nbabb@lawla.com>; EXTERNAL-Charlotte Phillips

<cphillips@barrassousdin.com<mailto:cphillips@barrassousdin.com>>; Robert B. Bieck Jr.

(rbieck@joneswalker.com<mailto:rbieck@joneswalker.com>)

<rbieck@joneswalker.com<mailto:rbieck@joneswalker.com>>; Kristi Rojas

<krojas@lawbr.net<mailto:krojas@lawbr.net>>;

harry.rosenberg@phelps.com<mailto:harry.rosenberg@phelps.com>;

sschmeeckle@lawla.com<mailto:sschmeeckle@lawla.com>;

kschmid@degan.com<mailto:kschmid@degan.com>; Sheri Corales
<SCorales@liskow.com<mailto:SCorales@liskow.com>>; Simone Almon
(salmon@degan.com<mailto:salmon@degan.com>)
<salmon@degan.com<mailto:salmon@degan.com>>; Smith, Jena
<jsmith@degan.com<mailto:jsmith@degan.com>>; Whitworth, Adam
<awhitworth@leakeandersson.com<mailto:awhitworth@leakeandersson.com>>; Ginny Gonzalez
<g_gonzalez@tcdi.com<mailto:g_gonzalez@tcdi.com>>
Subject: Re: ESI protocol and TCDI SOW

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Hi Andree.

Our GC, Tim Opstnick, is now cc'ed. As there have been a number of email exchanges, please send him the final version of everything and he will do a quick review and respond promptly so everything can be resolved and we can move forward.

Thanks,
Connie

[cid:image004.png@01D6C30F.D7FF0AF0]<https://www.tcdi.com/><https://www.tcdi.com>>

Connie Smith, Esq.
Senior Director, Business Development
910-470-0929

From: Andr  e Cullens <acullens@lawbr.net<mailto:acullens@lawbr.net>>
Date: Thursday, December 17, 2020 at 1:21 PM
To: "Lemaire, Justin P." <jlemaire@stonepigman.com<mailto:jlemaire@stonepigman.com>>, Justine Margolis <justine.margolis@dentons.com<mailto:justine.margolis@dentons.com>>, "Brown, James A. (jabrown@liskow.com<mailto:jabrown@liskow.com>)" <jabrown@liskow.com<mailto:jabrown@liskow.com>>
Cc: "J. Cullens" <cullens@lawbr.net<mailto:cullens@lawbr.net>>, "Ashinoff, Reid L." <reid.ashinoff@dentons.com<mailto:reid.ashinoff@dentons.com>>, "Barrasso, Judy" <jbarrasso@barrassousdin.com<mailto:jbarrasso@barrassousdin.com>>, "Burst, Bonnie" <bburst@leakeandersson.com<mailto:bburst@leakeandersson.com>>, "Crohan, Blake" <blake.crohan@alston.com<mailto:blake.crohan@alston.com>>, "sdegan@degan.com<mailto:sdegan@degan.com>" <sdegan@degan.com<mailto:sdegan@degan.com>>, "Sullivan, Dorothy L." <dsullivan@stonepigman.com<mailto:dsullivan@stonepigman.com>>, "Cochran, Douglas J." <dcochran@stonepigman.com<mailto:dcochran@stonepigman.com>>, "Fagan, George D. (gfagan@leakeandersson.com<mailto:gfagan@leakeandersson.com>)" <gfagan@leakeandersson.com<mailto:gfagan@leakeandersson.com>>, "Godofsky, David" <david.godofsky@alston.com<mailto:david.godofsky@alston.com>>, "Hite, John W., III (jhite@shmlaw.com<mailto:jhite@shmlaw.com>)" <jhite@shmlaw.com<mailto:jhite@shmlaw.com>>, "Johnson, H. Alston, III (alston.johnson@phelps.com<mailto:alston.johnson@phelps.com>)"

<alston.johnson@phelps.com<mailto:alston.johnson@phelps.com>>, "Kattan, Justin N."
<justin.kattan@dentons.com<mailto:justin.kattan@dentons.com>>, "S. Lee"
<laynelee@lawbr.net<mailto:laynelee@lawbr.net>>, "Licciardi, Connie"
<cllicciardi@leakeandersson.com<mailto:cllicciardi@leakeandersson.com>>, "Luo, Catharine"
<catharine.luo@dentons.com<mailto:catharine.luo@dentons.com>>, "Mason, W. Brett"
<bmason@stonepigman.com<mailto:bmason@stonepigman.com>>, "McFall, Shaun P."
<smcfall@barrassousdin.com<mailto:smcfall@barrassousdin.com>>, "Michael A. Balascio
(mbalascio@barrassousdin.com<mailto:mbalascio@barrassousdin.com>)"
<mbalascio@barrassousdin.com<mailto:mbalascio@barrassousdin.com>>, "McKay, Michael W."
<mmckay@stonepigman.com<mailto:mmckay@stonepigman.com>>,
"nbabb@lawla.com<mailto:nbabb@lawla.com>" <nbabb@lawla.com<mailto:nbabb@lawla.com>>,
EXTERNAL-Charlotte Phillips <cphillips@barrassousdin.com<mailto:cphillips@barrassousdin.com>>,
"Robert B. Bieck Jr. (rbieck@joneswalker.com<mailto:rbieck@joneswalker.com>)"
<rbieck@joneswalker.com<mailto:rbieck@joneswalker.com>>, Kristi Rojas
<krojas@lawbr.net<mailto:krojas@lawbr.net>>,
"harry.rosenberg@phelps.com<mailto:harry.rosenberg@phelps.com>"
<harry.rosenberg@phelps.com<mailto:harry.rosenberg@phelps.com>>,
"sschmeeckle@lawla.com<mailto:sschmeeckle@lawla.com>"
<sschmeeckle@lawla.com<mailto:sschmeeckle@lawla.com>>,
"kschmid@degan.com<mailto:kschmid@degan.com>"
<kschmid@degan.com<mailto:kschmid@degan.com>>, Sheri Corales
<SCorales@liskow.com<mailto:SCorales@liskow.com>>, "Simone Almon
(salmon@degan.com<mailto:salmon@degan.com>)"
<salmon@degan.com<mailto:salmon@degan.com>>, "Smith, Jena"
<jsmith@degan.com<mailto:jsmith@degan.com>>, "Whitworth, Adam"
<awhitworth@leakeandersson.com<mailto:awhitworth@leakeandersson.com>>,
"con_smith@tcdi.com<mailto:con_smith@tcdi.com>"
<con_smith@tcdi.com<mailto:con_smith@tcdi.com>>, Ginny Gonzalez
<g_gonzalez@tcdi.com<mailto:g_gonzalez@tcdi.com>>
Subject: RE: ESI protocol and TCDI SOW

Folks,

I am still waiting to hear back from TCDI on the 60 payment issue. I have asked Connie to email everyone to let us know what their decision is.

I have reviewed Justine's changes to the ESI Protocol Agreement and accept her revisions in light of the reference to only "overdue" invoices which will be governed by the Statement of Work.

Also, I have attached a revised ESI Protocol which reflects on page 7 that Plaintiff's share is 2/5ths and deletes the insurers share. Justine, I did not see any revisions to Exhibit B- the data to be searched- so I assume that you had none. Please confirm.

To be clear, the only parties that must sign the ESI protocol agreement and the Statement of Work are Plaintiff, Milliman, Buck and GRI.

It is my understanding that Buck's counsel is unable to get the Payor information until after the holidays and will not be able to sign any documents after today until then. The ESI Protocol does not allow for processing of the Shared Data until the Agreement is effective. I would like to have TCDI begin processing as soon as payment terms are agreed upon, which I hope will be today, as the processing will take some time and the discovery deadline is only two months from the 1st of the year.

In order to facilitate allowing TCDI to begin processing ASAP, I suggest that Milliman, Buck, Plaintiff and GRI all electronically sign the Agreement only. The terms of payment will be dictated by the TCDI Statement of Work and TCDI will determine whether they are willing to begin processing before everyone signs the SOW. If they are so willing, they cannot do so unless the ESI Protocol Agreement has first been signed.

I would appreciate it if Milliman, Buck and GRI counsel would today electronically sign the ESI Protocol today and provide those signatures to everyone else. I will do the same. I have inserted a clause which allows the Agreement to be signed electronically. If that is unacceptable, can we agree that the Effective Date of the Agreement is today, even if the signatures are affixed after the first of the year so that any processing can begin before the first of the year?

Regards,

[cid:image002.jpg@01D6D486.720DC6E0]

Andrée M. Cullens

12345 Perkins Road, Building 1

,

Baton Rouge

,

LA

,

70810

acullens@lawbr.net<mailto:acullens@lawbr.net<mailto:acullens@lawbr.net%3cmailto:acullens@lawbr.net>>

Tel: 225.236.3643<tel:225.236.3643>

Fax: 225.236.3650<fax:225.236.3650>

www.lawbr.net<http://www.lawbr.net>

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From: Lemaire, Justin P. <jlemaire@stonepigman.com<mailto:jlemaire@stonepigman.com>>
Sent: Thursday, December 17, 2020 9:58 AM
To: Andrée M. Cullens <acullens@lawbr.net<mailto:acullens@lawbr.net>>; Margolis, Justine N. <justine.margolis@dentons.com<mailto:justine.margolis@dentons.com>>
Cc: J. Cullens <cullens@lawbr.net<mailto:cullens@lawbr.net>>; Ashinoff, Reid L. <reid.ashinoff@dentons.com<mailto:reid.ashinoff@dentons.com>>; Barrasso, Judy <jbarrasso@barrassousdin.com<mailto:jbarrasso@barrassousdin.com>>; Brown, James A. (jabrown@liskow.com<mailto:jabrown@liskow.com>) <jabrown@liskow.com<mailto:jabrown@liskow.com>>; Burst, Bonnie <bburst@leakeandersson.com<mailto:bburst@leakeandersson.com>>; Crohan, Blake <blake.crohan@alston.com<mailto:blake.crohan@alston.com>>; sdegan@degan.com<mailto:sdegan@degan.com>; Sullivan, Dorothy L. <dsullivan@stonepigman.com<mailto:dsullivan@stonepigman.com>>; Cochran, Douglas J. <dcochran@stonepigman.com<mailto:dcochran@stonepigman.com>>; Fagan, George D. (gfagan@leakeandersson.com<mailto:gfagan@leakeandersson.com>) <gfagan@leakeandersson.com<mailto:gfagan@leakeandersson.com>>; Godofsky, David <david.godofsky@alston.com<mailto:david.godofsky@alston.com>>; Hite, John W., III (jhite@shmlaw.com<mailto:jhite@shmlaw.com>) <jhite@shmlaw.com<mailto:jhite@shmlaw.com>>; Johnson, H. Alston, III (alston.johnson@phelps.com<mailto:alston.johnson@phelps.com>) <alston.johnson@phelps.com<mailto:alston.johnson@phelps.com>>; Kattan, Justin N. <justin.kattan@dentons.com<mailto:justin.kattan@dentons.com>>; S. Layne Lee <laynelee@lawbr.net<mailto:laynelee@lawbr.net>>; Licciardi, Connie <clicciardi@leakeandersson.com<mailto:clicciardi@leakeandersson.com>>; Luo, Catharine <catharine.luo@dentons.com<mailto:catharine.luo@dentons.com>>; Mason, W. Brett <bmason@stonepigman.com<mailto:bmason@stonepigman.com>>; McFall, Shaun P. <smcfall@barrassousdin.com<mailto:smcfall@barrassousdin.com>>; Michael A. Balascio (mbalascio@barrassousdin.com<mailto:mbalascio@barrassousdin.com>) <mbalascio@barrassousdin.com<mailto:mbalascio@barrassousdin.com>>; McKay, Michael W. <mmckay@stonepigman.com<mailto:mmckay@stonepigman.com>>; nbabb@lawla.com<mailto:nbabb@lawla.com>; EXTERNAL-Charlotte Phillips <cphillips@barrassousdin.com<mailto:cphillips@barrassousdin.com>>; Robert B. Bieck Jr. (rbieck@joneswalker.com<mailto:rbieck@joneswalker.com>) <rbieck@joneswalker.com<mailto:rbieck@joneswalker.com>>; Kristi Rojas <krojas@lawbr.net<mailto:krojas@lawbr.net>>;

harry.rosenberg@phelps.com<mailto:harry.rosenberg@phelps.com>;
sschmeeckle@lawla.com<mailto:sschmeeckle@lawla.com>;
kschmid@degan.com<mailto:kschmid@degan.com>; Sheri Corales
<SCorales@liskow.com<mailto:SCorales@liskow.com>>; Simone Almon
(salmon@degan.com<mailto:salmon@degan.com>)
<salmon@degan.com<mailto:salmon@degan.com>>; Smith, Jena
<jsmith@degan.com<mailto:jsmith@degan.com>>; Whitworth, Adam
<awhitworth@leakeandersson.com<mailto:awhitworth@leakeandersson.com>>; Connie Smith
<csmith@cicayda.com<mailto:csmith@cicayda.com>>; Ginny Gonzalez
<g_gonzalez@tcdi.com<mailto:g_gonzalez@tcdi.com>>
Subject: RE: ESI protocol and TCDI SOW

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GRI also objects to the 30 day payment term. We agree that 60 days is not uncommon for ESI vendor agreements and particularly reasonable in the circumstances of this case.

GRI's address (for the preamble to the SOW document) is 3080 Premiere Parkway, Suite 100, Duluth, GA 30097.

Billing contact for GRI will be c/o W. Brett Mason,
bmason@stonepigman.com<mailto:bmason@stonepigman.com<mailto:bmason@stonepigman.com%3
cmailto:bmason@stonepigman.com>>, 225-490-5812.

Thanks,
Justin

[cid:image003.jpg@01D6D486.720DC6E0]

Justin P. Lemaire
Stone Pigman Walther Wittmann L.L.C.
909 Poydras Street, Suite 3150, New Orleans, LA 70112-4042
P: 504.593.0942 | F: 504.596.0942 |
jlemaire@stonepigman.com<mailto:jlemaire@stonepigman.com<mailto:jlemaire@stonepigman.com%3
cmailto:jlemaire@stonepigman.com>>
stonepigman.com

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From: Andrée M. Cullens
<acullens@lawbr.net<mailto:acullens@lawbr.net<mailto:acullens@lawbr.net%3cmailto:acullens@lawbr
.net>>>
Sent: Thursday, December 17, 2020 8:51 AM
To: Margolis, Justine N.

<justine.margolis@dentons.com<mailto:justine.margolis@dentons.com<mailto:justine.margolis@dentons.com%3cmmailto:justine.margolis@dentons.com>>>>

Cc: J. Cullens
 <cullens@lawbr.net<mailto:cullens@lawbr.net<mailto:cullens@lawbr.net%3cmmailto:cullens@lawbr.net>>>>; Ashinoff, Reid L.
 <reid.ashinoff@dentons.com<mailto:reid.ashinoff@dentons.com<mailto:reid.ashinoff@dentons.com%3cmmailto:reid.ashinoff@dentons.com>>>>; Barrasso, Judy
 <jbarrasso@barrassousdin.com<mailto:jbarrasso@barrassousdin.com<mailto:jbarrasso@barrassousdin.com%3cmmailto:jbarrasso@barrassousdin.com>>>>; Brown, James A.
 (jabrown@liskow.com<mailto:jabrown@liskow.com<mailto:jabrown@liskow.com%3cmmailto:jabrown@liskow.com>>>>)
 <jabrown@liskow.com<mailto:jabrown@liskow.com<mailto:jabrown@liskow.com%3cmmailto:jabrown@liskow.com>>>>; Burst, Bonnie
 <bburst@leakeandersson.com<mailto:bburst@leakeandersson.com<mailto:bburst@leakeandersson.com%3cmmailto:bburst@leakeandersson.com>>>>; Crohan, Blake
 <blake.crohan@alston.com<mailto:blake.crohan@alston.com<mailto:blake.crohan@alston.com%3cmmailto:blake.crohan@alston.com>>>>;
 sdegan@degan.com<mailto:sdegan@degan.com<mailto:sdegan@degan.com%3cmmailto:sdegan@degan.com>>>>; Sullivan, Dorothy L.
 <dsullivan@stonepigman.com<mailto:dsullivan@stonepigman.com<mailto:dsullivan@stonepigman.com%3cmmailto:dsullivan@stonepigman.com>>>>; Cochran, Douglas J.
 <dcochran@stonepigman.com<mailto:dcochran@stonepigman.com<mailto:dcochran@stonepigman.com%3cmmailto:dcochran@stonepigman.com>>>>; Fagan, George D.
 (gfagan@leakeandersson.com<mailto:gfagan@leakeandersson.com<mailto:gfagan@leakeandersson.com%3cmmailto:gfagan@leakeandersson.com>>>>)
 <gfagan@leakeandersson.com<mailto:gfagan@leakeandersson.com<mailto:gfagan@leakeandersson.com%3cmmailto:gfagan@leakeandersson.com>>>>; Godofsky, David
 <david.godofsky@alston.com<mailto:david.godofsky@alston.com<mailto:david.godofsky@alston.com%3cmmailto:david.godofsky@alston.com>>>>; Hite, John W., III
 (jhite@shmlaw.com<mailto:jhite@shmlaw.com<mailto:jhite@shmlaw.com%3cmmailto:jhite@shmlaw.com>>>>)
 <jhite@shmlaw.com<mailto:jhite@shmlaw.com<mailto:jhite@shmlaw.com%3cmmailto:jhite@shmlaw.com>>>>; Johnson, H. Alston, III
 (alston.johnson@phelps.com<mailto:alston.johnson@phelps.com<mailto:alston.johnson@phelps.com%3cmmailto:alston.johnson@phelps.com>>>>)
 <alston.johnson@phelps.com<mailto:alston.johnson@phelps.com<mailto:alston.johnson@phelps.com%3cmmailto:alston.johnson@phelps.com>>>>; Kattan, Justin N.
 <justin.kattan@dentons.com<mailto:justin.kattan@dentons.com<mailto:justin.kattan@dentons.com%3cmmailto:justin.kattan@dentons.com>>>>; S. Layne Lee
 <laynelee@lawbr.net<mailto:laynelee@lawbr.net<mailto:laynelee@lawbr.net%3cmmailto:laynelee@lawbr.net>>>>; Lemaire, Justin P.
 <jlemaire@stonepigman.com<mailto:jlemaire@stonepigman.com<mailto:jlemaire@stonepigman.com%3cmmailto:jlemaire@stonepigman.com>>>>; Licciardi, Connie
 <clicciardi@leakeandersson.com<mailto:clicciardi@leakeandersson.com<mailto:clicciardi@leakeandersson.com%3cmmailto:clicciardi@leakeandersson.com>>>>; Luo, Catharine
 <catharine.luo@dentons.com<mailto:catharine.luo@dentons.com<mailto:catharine.luo@dentons.com%3cmmailto:catharine.luo@dentons.com>>>>; Mason, W. Brett
 <bmason@stonepigman.com<mailto:bmason@stonepigman.com<mailto:bmason@stonepigman.com%3cmmailto:bmason@stonepigman.com>>>>; McFall, Shaun P.
 <smcfall@barrassousdin.com<mailto:smcfall@barrassousdin.com<mailto:smcfall@barrassousdin.com%3cmmailto:smcfall@barrassousdin.com>>>>; Michael A. Balascio
 (mbalascio@barrassousdin.com<mailto:mbalascio@barrassousdin.com<mailto:mbalascio@barrassousdin.com>>>>)

n.com%3cmmailto:mbalascio@barrassousdin.com>>)
<mbalascio@barrassousdin.com<mailto:mbalascio@barrassousdin.com<mailto:mbalascio@barrassousdin.com%3cmmailto:mbalascio@barrassousdin.com>>>; McKay, Michael W.
<mmckay@stonepigman.com<mailto:mmckay@stonepigman.com<mailto:mmckay@stonepigman.com%3cmmailto:mmckay@stonepigman.com>>>;
nbabb@lawla.com<mailto:nbabb@lawla.com<mailto:nbabb@lawla.com%3cmmailto:nbabb@lawla.com>>>; EXTERNAL-Charlotte Phillips
<cphillips@barrassousdin.com<mailto:cphillips@barrassousdin.com<mailto:cphillips@barrassousdin.com%3cmmailto:cphillips@barrassousdin.com>>>; Robert B. Bieck Jr.
(rbieck@joneswalker.com<mailto:rbieck@joneswalker.com<mailto:rbieck@joneswalker.com%3cmmailto:rbieck@joneswalker.com>>>)
<rbieck@joneswalker.com<mailto:rbieck@joneswalker.com<mailto:rbieck@joneswalker.com%3cmmailto:rbieck@joneswalker.com>>>; Kristi Rojas
<krojas@lawbr.net<mailto:krojas@lawbr.net<mailto:krojas@lawbr.net%3cmmailto:krojas@lawbr.net>>>;
harry.rosenberg@phelps.com<mailto:harry.rosenberg@phelps.com<mailto:harry.rosenberg@phelps.com%3cmmailto:harry.rosenberg@phelps.com>>>;
sschmeeckle@lawla.com<mailto:sschmeeckle@lawla.com<mailto:sschmeeckle@lawla.com%3cmmailto:sschmeeckle@lawla.com>>>;
kschmid@degan.com<mailto:kschmid@degan.com<mailto:kschmid@degan.com%3cmmailto:kschmid@degan.com>>>; Sheri Corales
<SCorales@liskow.com<mailto:SCorales@liskow.com<mailto:SCorales@liskow.com%3cmmailto:SCorales@liskow.com>>>; Simone Almon
(salmon@degan.com<mailto:salmon@degan.com<mailto:salmon@degan.com%3cmmailto:salmon@degan.com>>>)
<salmon@degan.com<mailto:salmon@degan.com<mailto:salmon@degan.com%3cmmailto:salmon@degan.com>>>; Smith, Jena
<jsmith@degan.com<mailto:jsmith@degan.com<mailto:jsmith@degan.com%3cmmailto:jsmith@degan.com>>>; Whitworth, Adam
<awhitworth@leakeandersson.com<mailto:awhitworth@leakeandersson.com<mailto:awhitworth@leakeandersson.com%3cmmailto:awhitworth@leakeandersson.com>>>; Connie Smith
<csmith@cicayda.com<mailto:csmith@cicayda.com<mailto:csmith@cicayda.com%3cmmailto:csmith@cicayda.com>>>; Ginny Gonzalez
<g_gonzalez@tcdi.com<mailto:g_gonzalez@tcdi.com<mailto:g_gonzalez@tcdi.com%3cmmailto:g_gonzalez@tcdi.com>>>>
Subject: Re: ESI protocol and TCDI SOW

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Good morning everyone,

The 60 day payment period objection was and is TCDI's objection. I am advised that they have a meeting at 9:30 today to address your email of last night. I expect we will have a response from them thereafter.

I am about to start a series of meetings that may last until 11. In between, I will review Justine's changes.

If other defendants have any changes to the documents or also objects to the 60 day pay period, advise myself, Conny and Ginny as soon as possible so that they can be addressed today. Thus far, we have seen no other objections and have no reason to believe that the documents are not acceptable to the other defendants.

I will respond fully to Justine's email of last night later today.

Regards,

[cid:image004.jpg@01D6D486.720DC6E0]

Andrée M. Cullens

12345 Perkins Road, Building 1

Baton Rouge

LA

70810

acullens@lawbr.net<mailto:acullens@lawbr.net<mailto:acullens@lawbr.net%3cmailto:acullens@lawbr.net>>

Tel: 225.236.3643<tel:225.236.3643>

Fax: 225.236.3650<fax:225.236.3650>

www.lawbr.net<http://www.lawbr.net><http://secure-web.cisco.com/1Yb-CcdBU-yb1epO5eXUEJsbcL1W4FBqaHV5fc2bvHBeisEBg2UIbXHMueWCEpPDe-P5M28gRyFLPzmuGXTDmcUPvPX7U0WrbEo3OjGCDDtQ7x5Q4MvXSX8ii5CDSYvP_NYajb9SYdTheOlg2ssyk6cRI9Pk17fervSE-bYbvYxiGb3GKegVfUxIVhNykzMghW1eoSrnDvlfYIG2MOleNBdCoBHzvEPzG-BpyPelAgfoL2Hycjx-H0FQpEMn1nDpl2IfXQul6LB3XobBk09S7T49beqcKvAezTKM1ptV811jVQ_GoV45ECYbdQP_f1Hg2/http://www.lawbr.net<http://secure-web.cisco.com/1Yb-CcdBU-yb1epO5eXUEJsbcL1W4FBqaHV5fc2bvHBeisEBg2UIbXHMueWCEpPDe-P5M28gRyFLPzmuGXTDmcUPvPX7U0WrbEo3OjGCDDtQ7x5Q4MvXSX8ii5CDSYvP_NYajb9SYdTheOlg2ssyk6cRI9Pk17fervSE-bYbvYxiGb3GKegVfUxIVhNykzMghW1eoSrnDvlfYIG2MOleNBdCoBHzvEPzG-BpyPelAgfoL2Hycjx-H0FQpEMn1nDpl2IfXQul6LB3XobBk09S7T49beqcKvAezTKM1ptV811jVQ_GoV45ECYbdQP_f1Hg2/http://www.lawbr.net>>

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<justine.margolis@dentons.com<mailto:justine.margolis@dentons.com<mailto:justine.margolis@dentons.com%3cmmailto:justine.margolis@dentons.com>>> wrote:

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Andree,

I was surprised by the tone of your email given how cooperatively we have been working at every turn and how much time I myself have put in to working directly with you and your vendor on issues raised by this complicated e-discovery arrangement. Since your e-mail unfairly suggests Defendants have delayed resolution of this matter, I feel compelled to point out the numerous times where we were close to finalizing an agreement and this process was delayed through no fault of defendants:

1. After substantial work by defendants to draft a comprehensive standard production protocol, Plaintiff revised the agreement out of the blue to include non standard pdf formats. These erroneous revisions delayed reaching agreement with yet another round of review and edits by both the parties and the discovery vendor
2. After substantial work by defendants to draft a search protocol agreed by plaintiff, plaintiff advised for the first time that plaintiff's chosen discovery vendor was not capable of running standard search term hit reports. This led to more phones calls, investigation and delay, as the parties worked to confirm available workarounds
3. After months of work by defendants with plaintiff's chosen discovery vendor Cicayda, and with the agreements nearly done, plaintiff advised just a week ago that Cicayda had been acquired by a new company. This required more rounds of phone calls to confirm this new vendor could comply with the parties' agreements, to confirm no additional costs would be incurred with the transfer of responsibility of this project to a new vendor, and, most importantly, an entirely new engagement agreement to be reviewed, revised and agreed to by 9 parties.

Even now, it is Plaintiff who continues to create road blocks to agreement. Case in point, Plaintiff is now unilaterally rejecting a 60 day payment term with TCDI. Far from a "non-starter," 60 day payment terms

are commonplace in the e-discovery industry and particularly appropriate here when nine different parties are being asked to participate in a complex cost sharing arrangement. This issue can likely be worked through with TCDI (it is unclear from your email below whether they have even weighed in on it) but instead Plaintiff is creating a conflict where none may even exist.

Reaching agreement has been further complicated by the fact that over the 4 years this case has been pending, plaintiff has apparently done very little to investigate the LAHC data available. Among other things, plaintiff cannot answer the following basic questions regarding the data sources at issue which are foundational to developing any sound e discovery plan, let alone one where parties are sharing costs:

1. Whose email is in the email archive?
2. What is the folder structure of the share point drive so we can zero in on materials likely to be relevant to this case and eliminate irrelevant materials?
3. Did LAHC employees save documents to local laptops or can we avoid expensive and voluminous processing of hard drives

Working to understand these questions is far from "nitpicking." It is essential to avoiding ballooning processing and hosting costs with irrelevant data and then further ballooning search term hits with false hits precluding effective discovery. Having been ordered to shoulder 4/5th of Plaintiff's e-discovery costs, Defendants are certainly entitled to understand whether the costs being incurred make sense and to seek to avoid potentially hundreds of thousands of dollars in processing and hosting fees for irrelevant data.

We suggest that the parties not spend further time on blame games but work through the handful of remaining issues on the agreements and finalize them this week. In the interest of time, I am circulating Milliman's edits to the entire group at once for review. I made a handful of minor changes to the ESI Protocol mostly directed towards harmonizing the ESI protocol and the SOW. The 60 day payment term in the SOW is a requirement for my client. This should not be an issue for a vendor and I am happy to speak with TCDI about it and a few other terms in their draft agreement. I look forward to wrapping this up this week

Thank you,
Justine

Justine N. Margolis
Partner

Visit the New Dynamic Hub<[https://secure-web.cisco.com/1SOBRItB83Lszk78fYeZfOS2JcAJOpG-t9ntQv6EfLvPc5MnompJk7y46ZohLe5ylJdMP7rWmCdwSLh5klv-](https://secure-web.cisco.com/1SOBRItB83Lszk78fYeZfOS2JcAJOpG-t9ntQv6EfLvPc5MnompJk7y46ZohLe5ylJdMP7rWmCdwSLh5klv-dGf8b3ScMxDvCwrWNT52UtWGCrKaGduA7Q65I5XnBBsscGtHIM_OebB9ARRmwD2xiNBCYX6GkfVyGj0715yCiGvkwzWgAyPQFAhKbkKTxc_eMnsX4bPiOhkRy1w6QuFsl6xam-XysWF5itkC9GZyl2Rc_QzMciK4ZME3BJp64limTlxVlaSi-opICxlCaXF2zk7M5AJHMxDn5N5-_D7PZABIZWXbVUNi-iFhfzYXyXiX/https://www.dentons.com/en/issues-and-opportunities/covid-19-the-new-dynamic?utm_campaign=new+dynamic&utm_source=signature+link&utm_medium=email)

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D +1 212 768 5344 | US Internal 15344

justine.margolis@dentons.com<mailto:justine.margolis@dentons.com<mailto:justine.margolis@dentons.com%3cmmailto:justine.margolis@dentons.com>>

Bio<http://secure-web.cisco.com/1zbNdh0RHVzk4YU7bX0-MGoi7zgiOf6hMIDVAOEIEA0pbunD8wS-nlrm2hC5fKXsQOOorcc5Qy-

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1221 Avenue of the Americas, New York, NY 10020-1089

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From: Andrée M. Cullens
<acullens@lawbr.net<mailto:acullens@lawbr.net<mailto:acullens@lawbr.net%3cmailto:acullens@lawbr.net>>>>
Sent: Wednesday, December 16, 2020 10:17 AM
To: Margolis, Justine N.
<justine.margolis@dentons.com<mailto:justine.margolis@dentons.com<mailto:justine.margolis@dentons.com%3cmailto:justine.margolis@dentons.com>>>>; J. Cullens
<cullens@lawbr.net<mailto:cullens@lawbr.net<mailto:cullens@lawbr.net%3cmailto:cullens@lawbr.net>>>>; Ashinoff, Reid L.
<reid.ashinoff@dentons.com<mailto:reid.ashinoff@dentons.com<mailto:reid.ashinoff@dentons.com%3cmailto:reid.ashinoff@dentons.com>>>>; EXTERNAL-Judy Y. Barrasso
<jbarrasso@barrassousdin.com<mailto:jbarrasso@barrassousdin.com<mailto:jbarrasso@barrassousdin.com%3cmailto:jbarrasso@barrassousdin.com>>>>; Brown, James A.
(jabrown@liskow.com<mailto:jabrown@liskow.com<mailto:jabrown@liskow.com%3cmailto:jabrown@liskow.com>>>>
<jabrown@liskow.com<mailto:jabrown@liskow.com<mailto:jabrown@liskow.com%3cmailto:jabrown@liskow.com>>>>; Burst, Bonnie
<bburst@leakeandersson.com<mailto:bburst@leakeandersson.com<mailto:bburst@leakeandersson.com%3cmailto:bburst@leakeandersson.com>>>>; Crohan, Blake
<blake.crohan@alston.com<mailto:blake.crohan@alston.com<mailto:blake.crohan@alston.com%3cmailto:blake.crohan@alston.com>>>>;

sdegan@degan.com<mailto:sdegan@degan.com<mailto:sdegan@degan.com%3cmmailto:sdegan@degan.com>>>; Dorothy Sullivan
 (dsullivan@stonepigman.com<mailto:dsullivan@stonepigman.com<mailto:dsullivan@stonepigman.com%3cmmailto:dsullivan@stonepigman.com>>>)
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 <david.godofsky@alston.com<mailto:david.godofsky@alston.com<mailto:david.godofsky@alston.com%3cmmailto:david.godofsky@alston.com>>>>; Hite, John W., III
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 <jhite@shmrlaw.com<mailto:jhite@shmrlaw.com<mailto:jhite@shmrlaw.com%3cmmailto:jhite@shmrlaw.com>>>>; Johnson, H. Alston, III
 (alston.johnson@phelps.com<mailto:alston.johnson@phelps.com<mailto:alston.johnson@phelps.com%3cmmailto:alston.johnson@phelps.com>>>)
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 <laynelee@lawbr.net<mailto:laynelee@lawbr.net<mailto:laynelee@lawbr.net%3cmmailto:laynelee@lawbr.net>>>>; Lemaire, Justin
 <jlemaire@stonepigman.com<mailto:jlemaire@stonepigman.com<mailto:jlemaire@stonepigman.com%3cmmailto:jlemaire@stonepigman.com>>>>; Licciardi, Connie
 <clicciardi@leakeandersson.com<mailto:clicciardi@leakeandersson.com<mailto:clicciardi@leakeandersson.com%3cmmailto:clicciardi@leakeandersson.com>>>>; Luo, Catharine
 <catharine.luo@dentons.com<mailto:catharine.luo@dentons.com<mailto:catharine.luo@dentons.com%3cmmailto:catharine.luo@dentons.com>>>>; Mason, Brett
 <bmason@stonepigman.com<mailto:bmason@stonepigman.com<mailto:bmason@stonepigman.com%3cmmailto:bmason@stonepigman.com>>>>; McFall, Shaun P.
 <smcfall@barrassousdin.com<mailto:smcfall@barrassousdin.com<mailto:smcfall@barrassousdin.com%3cmmailto:smcfall@barrassousdin.com>>>>; Michael A. Balascio
 (mbalascio@barrassousdin.com<mailto:mbalascio@barrassousdin.com<mailto:mbalascio@barrassousdin.com%3cmmailto:mbalascio@barrassousdin.com>>>)
 <mbalascio@barrassousdin.com<mailto:mbalascio@barrassousdin.com<mailto:mbalascio@barrassousdin.com%3cmmailto:mbalascio@barrassousdin.com>>>>; Mike McKay
 (mmckay@stonepigman.com<mailto:mmckay@stonepigman.com<mailto:mmckay@stonepigman.com%3cmmailto:mmckay@stonepigman.com>>>)
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 nbabb@lawla.com<mailto:nbabb@lawla.com<mailto:nbabb@lawla.com%3cmmailto:nbabb@lawla.com>>>>; EXTERNAL-Charlotte Phillips
 <cphillips@barrassousdin.com<mailto:cphillips@barrassousdin.com<mailto:cphillips@barrassousdin.com%3cmmailto:cphillips@barrassousdin.com>>>>; Robert B. Bieck Jr.
 (rbieck@joneswalker.com<mailto:rbieck@joneswalker.com<mailto:rbieck@joneswalker.com%3cmmailto:rbieck@joneswalker.com>>>)
 <rbieck@joneswalker.com>>>

<rbieck@joneswalker.com<mailto:rbieck@joneswalker.com<mailto:rbieck@joneswalker.com%3cmailto:rbieck@joneswalker.com>>>; Kristi Rojas
<krojas@lawbr.net<mailto:krojas@lawbr.net<mailto:krojas@lawbr.net%3cmailto:krojas@lawbr.net>>>;
Rosenberg, Harry
(harry.rosenberg@phelps.com<mailto:harry.rosenberg@phelps.com<mailto:harry.rosenberg@phelps.c
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egan.com>>>; Sheri Corales
<SCorales@liskow.com<mailto:SCorales@liskow.com<mailto:SCorales@liskow.com%3cmailto:SCorales
@liskow.com>>>; Simone Almon
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Cc: Kristi Rojas
<krojas@lawbr.net<mailto:krojas@lawbr.net<mailto:krojas@lawbr.net%3cmailto:krojas@lawbr.net>>>;
Connie Smith
<csmith@cicayda.com<mailto:csmith@cicayda.com<mailto:csmith@cicayda.com%3cmailto:csmith@cic
ayda.com>>>; Ginny Gonzalez
<g_gonzalez@tcdi.com<mailto:g_gonzalez@tcdi.com<mailto:g_gonzalez@tcdi.com%3cmailto:g_gonzale
z@tcdi.com>>>
Subject: RE: ESI protocol and TCDI SOW

[External Sender]

Good morning Justine,

Thank you for your response. Attached are the compared versions with our changes in redline. I look forward to your prompt response. Please be sure to include the Payor and Party information in your response.

Regards,

Andrée M. Cullens

12345 Perkins Road, Building 1

Baton Rouge

LA

70810

acullens@lawbr.net<mailto:acullens@lawbr.net<mailto:acullens@lawbr.net%3cmailto:acullens@lawbr.net>>

Tel: 225.236.3643<tel:225.236.3643>

Fax: 225.236.3650<fax:225.236.3650>

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From: Margolis, Justine N.

<justine.margolis@dentons.com<mailto:justine.margolis@dentons.com<mailto:justine.margolis@dentons.com%3cmmailto:justine.margolis@dentons.com>>>

Sent: Wednesday, December 16, 2020 7:35 AM

To: Andrée M. Cullens

<acullens@lawbr.net<mailto:acullens@lawbr.net<mailto:acullens@lawbr.net%3cmmailto:acullens@lawbr.net>>>; J. Cullens

<cullens@lawbr.net<mailto:cullens@lawbr.net<mailto:cullens@lawbr.net%3cmmailto:cullens@lawbr.net>>>; Ashinoff, Reid L.

<reid.ashinoff@dentons.com<mailto:reid.ashinoff@dentons.com<mailto:reid.ashinoff@dentons.com%3cmmailto:reid.ashinoff@dentons.com>>>; EXTERNAL-Judy Y. Barrasso

<jbarrasso@barrassousdin.com<mailto:jbarrasso@barrassousdin.com<mailto:jbarrasso@barrassousdin.com%3cmmailto:jbarrasso@barrassousdin.com>>>; Brown, James A.

(jabrown@liskow.com<mailto:jabrown@liskow.com<mailto:jabrown@liskow.com%3cmmailto:jabrown@liskow.com>>>

<jabrown@liskow.com<mailto:jabrown@liskow.com<mailto:jabrown@liskow.com%3cmmailto:jabrown@liskow.com>>>; Burst, Bonnie

<bburst@leakeandersson.com<mailto:bburst@leakeandersson.com<mailto:bburst@leakeandersson.com%3cmmailto:bburst@leakeandersson.com>>>; Crohan, Blake

<blake.crohan@alston.com<mailto:blake.crohan@alston.com<mailto:blake.crohan@alston.com%3cmmailto:blake.crohan@alston.com>>>;

sdegan@degan.com<mailto:sdegan@degan.com<mailto:sdegan@degan.com%3cmmailto:sdegan@degan.com>>>; Dorothy Sullivan

(dsullivan@stonepigman.com<mailto:dsullivan@stonepigman.com<mailto:dsullivan@stonepigman.com%3cmmailto:dsullivan@stonepigman.com>>>

<dsullivan@stonepigman.com<mailto:dsullivan@stonepigman.com<mailto:dsullivan@stonepigman.com%3cmmailto:dsullivan@stonepigman.com>>>; Doug Cochran

(dcochran@stonepigman.com<mailto:dcochran@stonepigman.com<mailto:dcochran@stonepigman.com%3cmmailto:dcochran@stonepigman.com>>>

<dcochran@stonepigman.com<mailto:dcochran@stonepigman.com<mailto:dcochran@stonepigman.com%3cmmailto:dcochran@stonepigman.com>>>; Fagan, George D.

(gfagan@leakeandersson.com<mailto:gfagan@leakeandersson.com<mailto:gfagan@leakeandersson.com%3cmmailto:gfagan@leakeandersson.com>>>

<gfagan@leakeandersson.com<mailto:gfagan@leakeandersson.com<mailto:gfagan@leakeandersson.com%3cmmailto:gfagan@leakeandersson.com>>>; Godofsky, David

<david.godofsky@alston.com<mailto:david.godofsky@alston.com<mailto:david.godofsky@alston.com%3cmmailto:david.godofsky@alston.com>>>; Hite, John W., III

(jhite@shmlaw.com<mailto:jhite@shmlaw.com<mailto:jhite@shmlaw.com%3cmmailto:jhite@shmlaw.com>>>

<jhite@shmlaw.com<mailto:jhite@shmlaw.com<mailto:jhite@shmlaw.com%3cmmailto:jhite@shmlaw.com>>>; Johnson, H. Alston, III

(alston.johnson@phelps.com<mailto:alston.johnson@phelps.com<mailto:alston.johnson@phelps.com%3cmmailto:alston.johnson@phelps.com>>>

<alston.johnson@phelps.com<mailto:alston.johnson@phelps.com<mailto:alston.johnson@phelps.com%3cmmailto:alston.johnson@phelps.com>>>; Kattan, Justin N.

<justin.kattan@dentons.com<mailto:justin.kattan@dentons.com<mailto:justin.kattan@dentons.com%3cmmailto:justin.kattan@dentons.com>>>; S. Layne Lee

<laynelee@lawbr.net<mailto:laynelee@lawbr.net<mailto:laynelee@lawbr.net%3cmmailto:laynelee@law

br.net>>>; Lemaire, Justin
 <jlemaire@stonepigman.com<mailto:jlemaire@stonepigman.com<mailto:jlemaire@stonepigman.com%3cmmailto:jlemaire@stonepigman.com>>>; Licciardi, Connie
 <cllicciardi@leakeandersson.com<mailto:cllicciardi@leakeandersson.com<mailto:cllicciardi@leakeandersson.com%3cmmailto:cllicciardi@leakeandersson.com>>>; Luo, Catharine
 <catharine.luo@dentons.com<mailto:catharine.luo@dentons.com<mailto:catharine.luo@dentons.com%3cmmailto:catharine.luo@dentons.com>>>; Mason, Brett
 <bmason@stonepigman.com<mailto:bmason@stonepigman.com<mailto:bmason@stonepigman.com%3cmmailto:bmason@stonepigman.com>>>; McFall, Shaun P.
 <smcfall@barrassousdin.com<mailto:smcfall@barrassousdin.com<mailto:smcfall@barrassousdin.com%3cmmailto:smcfall@barrassousdin.com>>>; Michael A. Balascio
 (mbalascio@barrassousdin.com<mailto:mbalascio@barrassousdin.com<mailto:mbalascio@barrassousdin.com%3cmmailto:mbalascio@barrassousdin.com>>>)
 <mbalascio@barrassousdin.com<mailto:mbalascio@barrassousdin.com<mailto:mbalascio@barrassousdin.com%3cmmailto:mbalascio@barrassousdin.com>>>; Mike McKay
 (mmckay@stonepigman.com<mailto:mmckay@stonepigman.com<mailto:mmckay@stonepigman.com%3cmmailto:mmckay@stonepigman.com>>>)
 <mmckay@stonepigman.com<mailto:mmckay@stonepigman.com<mailto:mmckay@stonepigman.com%3cmmailto:mmckay@stonepigman.com>>>;
 nbabb@lawla.com<mailto:nbabb@lawla.com<mailto:nbabb@lawla.com%3cmmailto:nbabb@lawla.com>>>; EXTERNAL-Charlotte Phillips
 <cphillips@barrassousdin.com<mailto:cphillips@barrassousdin.com<mailto:cphillips@barrassousdin.com%3cmmailto:cphillips@barrassousdin.com>>>; Robert B. Bieck Jr.
 (rbieck@joneswalker.com<mailto:rbieck@joneswalker.com<mailto:rbieck@joneswalker.com%3cmmailto:rbieck@joneswalker.com>>>)
 <rbieck@joneswalker.com<mailto:rbieck@joneswalker.com<mailto:rbieck@joneswalker.com%3cmmailto:rbieck@joneswalker.com>>>; Kristi Rojas
 <krojas@lawbr.net<mailto:krojas@lawbr.net<mailto:krojas@lawbr.net%3cmmailto:krojas@lawbr.net>>>; Rosenberg, Harry
 (harry.rosenberg@phelps.com<mailto:harry.rosenberg@phelps.com<mailto:harry.rosenberg@phelps.com%3cmmailto:harry.rosenberg@phelps.com>>>)
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 <SCorales@liskow.com<mailto:SCorales@liskow.com<mailto:SCorales@liskow.com%3cmmailto:SCorales@liskow.com>>>; Simone Almon
 (salmon@degan.com<mailto:salmon@degan.com<mailto:salmon@degan.com%3cmmailto:salmon@degan.com>>>)
 <salmon@degan.com<mailto:salmon@degan.com<mailto:salmon@degan.com%3cmmailto:salmon@degan.com>>>; Smith, Jena
 <jsmith@degan.com<mailto:jsmith@degan.com<mailto:jsmith@degan.com%3cmmailto:jsmith@degan.com>>>; Whitworth, Adam
 <awhitworth@leakeandersson.com<mailto:awhitworth@leakeandersson.com<mailto:awhitworth@leakeandersson.com%3cmmailto:awhitworth@leakeandersson.com>>>>
 Cc: Kristi Rojas
 <krojas@lawbr.net<mailto:krojas@lawbr.net<mailto:krojas@lawbr.net%3cmmailto:krojas@lawbr.net>>>;
 Connie Smith
 <csmith@cicayda.com<mailto:csmith@cicayda.com<mailto:csmith@cicayda.com%3cmmailto:csmith@cicayda.com>>>; Ginny Gonzalez

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Notices.

From: Andrée M. Cullens

<acullens@lawbr.net<mailto:acullens@lawbr.net<mailto:acullens@lawbr.net%3cmailto:acullens@lawbr.net>>>

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To: Margolis, Justine N.

<justine.margolis@dentons.com<mailto:justine.margolis@dentons.com<mailto:justine.margolis@dentons.com%3cmailto:justine.margolis@dentons.com>>>; J. Cullens

<cullens@lawbr.net<mailto:cullens@lawbr.net<mailto:cullens@lawbr.net%3cmailto:cullens@lawbr.net>>>; Ashinoff, Reid L.

<reid.ashinoff@dentons.com<mailto:reid.ashinoff@dentons.com<mailto:reid.ashinoff@dentons.com%3cmailto:reid.ashinoff@dentons.com>>>; EXTERNAL-Judy Y. Barrasso

<jbarrasso@barrassousdin.com<mailto:jbarrasso@barrassousdin.com<mailto:jbarrasso@barrassousdin.com%3cmailto:jbarrasso@barrassousdin.com>>>; Brown, James A.

(jabrown@liskow.com<mailto:jabrown@liskow.com<mailto:jabrown@liskow.com%3cmailto:jabrown@liskow.com>>>

<jabrown@liskow.com<mailto:jabrown@liskow.com<mailto:jabrown@liskow.com%3cmailto:jabrown@liskow.com>>>; Burst, Bonnie

<bburst@leakeandersson.com<mailto:bburst@leakeandersson.com<mailto:bburst@leakeandersson.com%3cmailto:bburst@leakeandersson.com>>>; Crohan, Blake

<blake.crohan@alston.com<mailto:blake.crohan@alston.com<mailto:blake.crohan@alston.com%3cmailto:blake.crohan@alston.com>>>;

sdegan@degan.com<mailto:sdegan@degan.com<mailto:sdegan@degan.com%3cmailto:sdegan@degan.com>>>; Dorothy Sullivan

(dsullivan@stonepigman.com<mailto:dsullivan@stonepigman.com<mailto:dsullivan@stonepigman.com%3cmailto:dsullivan@stonepigman.com>>>

<dsullivan@stonepigman.com<mailto:dsullivan@stonepigman.com<mailto:dsullivan@stonepigman.com%3cmailto:dsullivan@stonepigman.com>>>; Doug Cochran

(dcochran@stonepigman.com<mailto:dcochran@stonepigman.com<mailto:dcochran@stonepigman.com%3cmailto:dcochran@stonepigman.com>>>

<dcochran@stonepigman.com<mailto:dcochran@stonepigman.com<mailto:dcochran@stonepigman.com%3cmailto:dcochran@stonepigman.com>>>; Fagan, George D.

(gfagan@leakeandersson.com<mailto:gfagan@leakeandersson.com<mailto:gfagan@leakeandersson.com%3cmailto:gfagan@leakeandersson.com>>>

<gfagan@leakeandersson.com<mailto:gfagan@leakeandersson.com<mailto:gfagan@leakeandersson.com%3cmailto:gfagan@leakeandersson.com>>>; Godofsky, David

<david.godofsky@alston.com<mailto:david.godofsky@alston.com<mailto:david.godofsky@alston.com%3cmailto:david.godofsky@alston.com>>>; Hite, John W., III

(jhite@shmrlaw.com<mailto:jhite@shmrlaw.com<mailto:jhite@shmrlaw.com%3cmailto:jhite@shmrlaw.com>>>

<jhite@shmrlaw.com<mailto:jhite@shmrlaw.com<mailto:jhite@shmrlaw.com%3cmailto:jhite@shmrlaw.com>>>; Johnson, H. Alston, III

(alston.johnson@phelps.com<mailto:alston.johnson@phelps.com<mailto:alston.johnson@phelps.com%3cmailto:alston.johnson@phelps.com>>>)
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 <jlemaire@stonepigman.com<mailto:jlemaire@stonepigman.com<mailto:jlemaire@stonepigman.com%3cmailto:jlemaire@stonepigman.com>>>; Licciardi, Connie
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 <mmckay@stonepigman.com<mailto:mmckay@stonepigman.com<mailto:mmckay@stonepigman.com%3cmailto:mmckay@stonepigman.com>>>;
 nbabb@lawla.com<mailto:nbabb@lawla.com<mailto:nbabb@lawla.com%3cmailto:nbabb@lawla.com>>>; EXTERNAL-Charlotte Phillips
 <cphillips@barrassousdin.com<mailto:cphillips@barrassousdin.com<mailto:cphillips@barrassousdin.com%3cmailto:cphillips@barrassousdin.com>>>; Robert B. Bieck Jr.
 (rbieck@joneswalker.com<mailto:rbieck@joneswalker.com<mailto:rbieck@joneswalker.com%3cmailto:rbieck@joneswalker.com>>>)
 <rbieck@joneswalker.com<mailto:rbieck@joneswalker.com<mailto:rbieck@joneswalker.com%3cmailto:rbieck@joneswalker.com>>>; Kristi Rojas
 <krojas@lawbr.net<mailto:krojas@lawbr.net<mailto:krojas@lawbr.net%3cmailto:krojas@lawbr.net>>>; Rosenberg, Harry
 (harry.rosenberg@phelps.com<mailto:harry.rosenberg@phelps.com<mailto:harry.rosenberg@phelps.com%3cmailto:harry.rosenberg@phelps.com>>>)
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 kschmid@degan.com<mailto:kschmid@degan.com<mailto:kschmid@degan.com%3cmailto:kschmid@degan.com>>>; Sheri Corales
 <SCorales@liskow.com<mailto:SCorales@liskow.com<mailto:SCorales@liskow.com%3cmailto:SCorales@liskow.com>>>; Simone Almon
 (salmon@degan.com<mailto:salmon@degan.com<mailto:salmon@degan.com%3cmailto:salmon@degan.com>>>)
 <salmon@degan.com<mailto:salmon@degan.com<mailto:salmon@degan.com%3cmailto:salmon@degan.com>>>; Smith, Jena
 <jsmith@degan.com<mailto:jsmith@degan.com<mailto:jsmith@degan.com%3cmailto:jsmith@degan.com>>>; Whitworth, Adam

<awhitworth@leakeandersson.com<mailto:awhitworth@leakeandersson.com<mailto:awhitworth@leakeandersson.com%3cmailto:awhitworth@leakeandersson.com>>>

Cc: Kristi Rojas

<krojas@lawbr.net<mailto:krojas@lawbr.net<mailto:krojas@lawbr.net%3cmailto:krojas@lawbr.net>>>

Connie Smith

<csmith@cicayda.com<mailto:csmith@cicayda.com<mailto:csmith@cicayda.com%3cmailto:csmith@cicayda.com>>>

<g_gonzalez@tcdi.com<mailto:g_gonzalez@tcdi.com<mailto:g_gonzalez@tcdi.com%3cmailto:g_gonzalez@tcdi.com>>>

Subject: RE: ESI protocol and TCDI SOW

[External Sender]

Good evening,

Attached are the ESI Protocol agreement, TCDI's Statement of Work, and Exhibit B with my revisions.

As a reminder to all, on June 29, 2020, the Court ordered in open court that all parties share the cost of ESI production. This Judgment was signed on July 13, 2020. It is now over six months from the date of that order and we still do not have a signed agreement.

Responsive documents must be produced in 71 days. With all due respect, this most recent draft allowing a Payor to pay an invoice to TCDI in 60 days from the date of the invoice, sent in arrears, is a non-starter. 30 day payment from an invoice issued in arrears for work that has been performed is reasonable.

Further, to meet the March 31, 2020 deadline, we must start reviewing by the first of the year. Defendants have had the sources of data since February 2018 when we produced Exhibit A listing all of the data sources since that time. Continued nitpicking over what will or won't be in the database is simply unreasonable.

TCDI's general counsel has not had the opportunity to review all of your changes to the Statement of Work and may find other provisions unacceptable. I ask Connie and Ginny to please advise us ASAP as to any changes or additions that they may have by COB tomorrow.

Further, there is no reason why we should not now work towards reaching an agreement on search terms. Tomorrow, we will resubmit our proposed terms from those that you all previously sent so that this process can be completed as close to year end as possible.

If we have not reached executed final agreement on all three of these and received electronic signatures by Friday, December 18, 2020 at 3 p.m. CST, we will advise Judge Kelley that the defendants have not agreed on scope and method of complying with his Order dated July 13, 2020, and we are seeking an emergency hearing next week to allow him to impose terms.

I suggest that our attached revisions are more than reasonable and that there is no reason why the documents cannot be executed before December 18, 2020.

Regards,

Andrée M. Cullens

12345 Perkins Road, Building 1

Baton Rouge

LA

70810

acullens@lawbr.net<mailto:acullens@lawbr.net<mailto:acullens@lawbr.net%3cmailto:acullens@lawbr.net>>

Tel: 225.236.3643<tel:225.236.3643>

Fax: 225.236.3650<fax:225.236.3650>

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From: Margolis, Justine N. <justine.margolis@dentons.com<mailto:justine.margolis@dentons.com>>
Sent: Tuesday, December 15, 2020 3:00 PM
To: Andrée M. Cullens <acullens@lawbr.net<mailto:acullens@lawbr.net>>; J. Cullens <cullens@lawbr.net<mailto:cullens@lawbr.net>>; Ashinoff, Reid L. <reid.ashinoff@dentons.com<mailto:reid.ashinoff@dentons.com>>; EXTERNAL-Judy Y. Barrasso <jbarrasso@barrassousdin.com<mailto:jbarrasso@barrassousdin.com>>; Brown, James A. (jabrown@liskow.com<mailto:jabrown@liskow.com>)
<jabrown@liskow.com<mailto:jabrown@liskow.com>>; Burst, Bonnie <bburst@leakeandersson.com<mailto:bburst@leakeandersson.com>>; Crohan, Blake <blake.crohan@alston.com<mailto:blake.crohan@alston.com>>; sdegan@degan.com<mailto:sdegan@degan.com>; Dorothy Sullivan (dsullivan@stonepigman.com<mailto:dsullivan@stonepigman.com>)
<dsullivan@stonepigman.com<mailto:dsullivan@stonepigman.com>>; Doug Cochran (dcochran@stonepigman.com<mailto:dcochran@stonepigman.com>)
<dcochran@stonepigman.com<mailto:dcochran@stonepigman.com>>; Fagan, George D. (gfagan@leakeandersson.com<mailto:gfagan@leakeandersson.com>)
<gfagan@leakeandersson.com<mailto:gfagan@leakeandersson.com>>; Godofsky, David <david.godofsky@alston.com<mailto:david.godofsky@alston.com>>; Hite, John W., III (jhite@shmrlaw.com<mailto:jhite@shmrlaw.com>)
<jhite@shmrlaw.com<mailto:jhite@shmrlaw.com>>; Johnson, H. Alston, III (alston.johnson@phelps.com<mailto:alston.johnson@phelps.com>)
<alston.johnson@phelps.com<mailto:alston.johnson@phelps.com>>; Kattan, Justin N. <justin.kattan@dentons.com<mailto:justin.kattan@dentons.com>>; S. Layne Lee <laynelee@lawbr.net<mailto:laynelee@lawbr.net>>; Lemaire, Justin <jlemaire@stonepigman.com<mailto:jlemaire@stonepigman.com>>; Licciardi, Connie <clicciardi@leakeandersson.com<mailto:clicciardi@leakeandersson.com>>; Luo, Catharine <catharine.luo@dentons.com<mailto:catharine.luo@dentons.com>>; Mason, Brett <bmason@stonepigman.com<mailto:bmason@stonepigman.com>>; McFall, Shaun P. <smcfall@barrassousdin.com<mailto:smcfall@barrassousdin.com>>; Michael A. Balascio (mbalascio@barrassousdin.com<mailto:mbalascio@barrassousdin.com>)
<mbalascio@barrassousdin.com<mailto:mbalascio@barrassousdin.com>>; Mike McKay (mmckay@stonepigman.com<mailto:mmckay@stonepigman.com>)
<mmckay@stonepigman.com<mailto:mmckay@stonepigman.com>>; nbabb@lawla.com<mailto:nbabb@lawla.com>; EXTERNAL-Charlotte Phillips <cphillips@barrassousdin.com<mailto:cphillips@barrassousdin.com>>; Robert B. Bieck Jr. (rbieck@joneswalker.com<mailto:rbieck@joneswalker.com>)
<rbieck@joneswalker.com<mailto:rbieck@joneswalker.com>>; Kristi Rojas <krojas@lawbr.net<mailto:krojas@lawbr.net>>; Rosenberg, Harry (harry.rosenberg@phelps.com<mailto:harry.rosenberg@phelps.com>)

<harry.rosenberg@phelps.com<mailto:harry.rosenberg@phelps.com>>;
sschmeeckle@lawla.com<mailto:sschmeeckle@lawla.com>;
kschmid@degan.com<mailto:kschmid@degan.com>; Sheri Corales
<SCorales@liskow.com<mailto:SCorales@liskow.com>>; Simone Almon
(salmon@degan.com<mailto:salmon@degan.com>)
<salmon@degan.com<mailto:salmon@degan.com>>; Smith, Jena
<jsmith@degan.com<mailto:jsmith@degan.com>>; Whitworth, Adam
<awhitworth@leakeandersson.com<mailto:awhitworth@leakeandersson.com>>
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D +1 212 768 5344 | US Internal 15344

justine.margolis@dentons.com<mailto:justine.margolis@dentons.com>

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RwWpaAo4B9heELDcEuoe2RmAR6GWGXwrcUoFOOIQM6M-GEAyK/http://dentons.com>> for Legal
Notices.

From: Andrée M. Cullens <acullens@lawbr.net<mailto:acullens@lawbr.net>>
Sent: Tuesday, December 15, 2020 2:55 PM
To: Margolis, Justine N. <justine.margolis@dentons.com<mailto:justine.margolis@dentons.com>>; J.
Cullens <cullens@lawbr.net<mailto:cullens@lawbr.net>>; Ashinoff, Reid L.
<reid.ashinoff@dentons.com<mailto:reid.ashinoff@dentons.com>>; EXTERNAL-Judy Y. Barrasso
<jbarrasso@barrassousdin.com<mailto:jbarrasso@barrassousdin.com>>; Brown, James A.
(jabrown@liskow.com<mailto:jabrown@liskow.com>)
<jabrown@liskow.com<mailto:jabrown@liskow.com>>; Burst, Bonnie
<bburst@leakeandersson.com<mailto:bburst@leakeandersson.com>>; Crohan, Blake
<blake.crohan@alston.com<mailto:blake.crohan@alston.com>>;
sdegan@degan.com<mailto:sdegan@degan.com>; Dorothy Sullivan
(dsullivan@stonepigman.com<mailto:dsullivan@stonepigman.com>)
<dsullivan@stonepigman.com<mailto:dsullivan@stonepigman.com>>; Doug Cochran
(dcochran@stonepigman.com<mailto:dcochran@stonepigman.com>)
<dcochran@stonepigman.com<mailto:dcochran@stonepigman.com>>; Fagan, George D.
(gfagan@leakeandersson.com<mailto:gfagan@leakeandersson.com>)
<gfagan@leakeandersson.com<mailto:gfagan@leakeandersson.com>>; Godofsky, David
<david.godofsky@alston.com<mailto:david.godofsky@alston.com>>; Hite, John W., III
(jhite@shmlaw.com<mailto:jhite@shmlaw.com>)
<jhite@shmlaw.com<mailto:jhite@shmlaw.com>>; Johnson, H. Alston, III
(alston.johnson@phelps.com<mailto:alston.johnson@phelps.com>)
<alston.johnson@phelps.com<mailto:alston.johnson@phelps.com>>; Kattan, Justin N.
<justin.kattan@dentons.com<mailto:justin.kattan@dentons.com>>; S. Layne Lee
<laynelee@lawbr.net<mailto:laynelee@lawbr.net>>; Lemaire, Justin
<jlemaire@stonepigman.com<mailto:jlemaire@stonepigman.com>>; Licciardi, Connie
<clicciardi@leakeandersson.com<mailto:clicciardi@leakeandersson.com>>; Luo, Catharine
<catharine.luo@dentons.com<mailto:catharine.luo@dentons.com>>; Mason, Brett
<bmason@stonepigman.com<mailto:bmason@stonepigman.com>>; McFall, Shaun P.
<smcfall@barrassousdin.com<mailto:smcfall@barrassousdin.com>>; Michael A. Balascio
(mbalascio@barrassousdin.com<mailto:mbalascio@barrassousdin.com>)
<mbalascio@barrassousdin.com<mailto:mbalascio@barrassousdin.com>>; Mike McKay
(mmckay@stonepigman.com<mailto:mmckay@stonepigman.com>)
<mmckay@stonepigman.com<mailto:mmckay@stonepigman.com>>;
nbabb@lawla.com<mailto:nbabb@lawla.com>; EXTERNAL-Charlotte Phillips
<cphillips@barrassousdin.com<mailto:cphillips@barrassousdin.com>>; Robert B. Bieck Jr.
(rbieck@joneswalker.com<mailto:rbieck@joneswalker.com>)
<rbieck@joneswalker.com<mailto:rbieck@joneswalker.com>>; Kristi Rojas
<krojas@lawbr.net<mailto:krojas@lawbr.net>>; Rosenberg, Harry
(harry.rosenberg@phelps.com<mailto:harry.rosenberg@phelps.com>)
<harry.rosenberg@phelps.com<mailto:harry.rosenberg@phelps.com>>;
sschmeeckle@lawla.com<mailto:sschmeeckle@lawla.com>;
kschmid@degan.com<mailto:kschmid@degan.com>; Sheri Corales

<SCorales@liskow.com<mailto:SCorales@liskow.com>>; Simone Almon
(salmon@degan.com<mailto:salmon@degan.com>)
<salmon@degan.com<mailto:salmon@degan.com>>; Smith, Jena
<jsmith@degan.com<mailto:jsmith@degan.com>>; Whitworth, Adam
<awhitworth@leakeandersson.com<mailto:awhitworth@leakeandersson.com>>
Subject: RE: ESI protocol and TCDI SOW

[External Sender]

Justine,

Please send today your most recent version of Exhibit B, which is the Agreed Data to be searched.

Thank you.

Andrée M. Cullens

12345 Perkins Road, Building 1

,

Baton Rouge

,

LA

,

70810

acullens@lawbr.net<mailto:acullens@lawbr.net>

Tel: 225.236.3643<tel:225.236.3643>

Fax: 225.236.3650<fax:225.236.3650>

www.lawbr.net<http://www.lawbr.net><http://secure-web.cisco.com/1Yb-CcdBU-
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From: Margolis, Justine N. <justine.margolis@dentons.com<mailto:justine.margolis@dentons.com>>
Sent: Tuesday, December 15, 2020 11:30 AM
To: J. Cullens <cullens@lawbr.net<mailto:cullens@lawbr.net>>; Ashinoff, Reid L.
<reid.ashinoff@dentons.com<mailto:reid.ashinoff@dentons.com>>; EXTERNAL-Judy Y. Barrasso
<jbarrasso@barrassousdin.com<mailto:jbarrasso@barrassousdin.com>>; Brown, James A.
(jabrown@liskow.com<mailto:jabrown@liskow.com>)
<jabrown@liskow.com<mailto:jabrown@liskow.com>>; Burst, Bonnie
<bburst@leakeandersson.com<mailto:bburst@leakeandersson.com>>; Crohan, Blake
<blake.crohan@alston.com<mailto:blake.crohan@alston.com>>; Andrée M. Cullens
<acullens@lawbr.net<mailto:acullens@lawbr.net>>; sdegan@degan.com<mailto:sdegan@degan.com>;
Dorothy Sullivan (dsullivan@stonepigman.com<mailto:dsullivan@stonepigman.com>)
<dsullivan@stonepigman.com<mailto:dsullivan@stonepigman.com>>; Doug Cochran
(dcochran@stonepigman.com<mailto:dcochran@stonepigman.com>)
<dcochran@stonepigman.com<mailto:dcochran@stonepigman.com>>; Fagan, George D.
(gfagan@leakeandersson.com<mailto:gfagan@leakeandersson.com>)
<gfagan@leakeandersson.com<mailto:gfagan@leakeandersson.com>>; Godofsky, David
<david.godofsky@alston.com<mailto:david.godofsky@alston.com>>; Hite, John W., III
(jhite@shmlaw.com<mailto:jhite@shmlaw.com>)
<jhite@shmlaw.com<mailto:jhite@shmlaw.com>>; Johnson, H. Alston, III
(alston.johnson@phelps.com<mailto:alston.johnson@phelps.com>)
<alston.johnson@phelps.com<mailto:alston.johnson@phelps.com>>; Kattan, Justin N.
<justin.kattan@dentons.com<mailto:justin.kattan@dentons.com>>; S. Layne Lee
<laynelee@lawbr.net<mailto:laynelee@lawbr.net>>; Lemaire, Justin

<jlemaire@stonepigman.com<mailto:jlemaire@stonepigman.com>>; Licciardi, Connie
<cllicciardi@leakeandersson.com<mailto:cllicciardi@leakeandersson.com>>; Luo, Catharine
<catharine.luo@dentons.com<mailto:catharine.luo@dentons.com>>; Mason, Brett
<bmason@stonepigman.com<mailto:bmason@stonepigman.com>>; McFall, Shaun P.
<smcfall@barrassousdin.com<mailto:smcfall@barrassousdin.com>>; Michael A. Balascio
(mbalascio@barrassousdin.com<mailto:mbalascio@barrassousdin.com>)
<mbalascio@barrassousdin.com<mailto:mbalascio@barrassousdin.com>>; Mike McKay
(mmckay@stonepigman.com<mailto:mmckay@stonepigman.com>)
<mmckay@stonepigman.com<mailto:mmckay@stonepigman.com>>;
nbabb@lawla.com<mailto:nbabb@lawla.com>; EXTERNAL-Charlotte Phillips
<cphillips@barrassousdin.com<mailto:cphillips@barrassousdin.com>>; Robert B. Bieck Jr.
(rbieck@joneswalker.com<mailto:rbieck@joneswalker.com>)
<rbieck@joneswalker.com<mailto:rbieck@joneswalker.com>>; Kristi Rojas
<krojas@lawbr.net<mailto:krojas@lawbr.net>>; Rosenberg, Harry
(harry.rosenberg@phelps.com<mailto:harry.rosenberg@phelps.com>)
<harry.rosenberg@phelps.com<mailto:harry.rosenberg@phelps.com>>;
sschmeeckle@lawla.com<mailto:sschmeeckle@lawla.com>;
kschmid@degan.com<mailto:kschmid@degan.com>; Sheri Corales
<SCorales@liskow.com<mailto:SCorales@liskow.com>>; Simone Almon
(salmon@degan.com<mailto:salmon@degan.com>)
<salmon@degan.com<mailto:salmon@degan.com>>; Smith, Jena
<jsmith@degan.com<mailto:jsmith@degan.com>>; Whitworth, Adam
<awhitworth@leakeandersson.com<mailto:awhitworth@leakeandersson.com>>
Subject: ESI protocol and TCDI SOW

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Andree,

Please see attached revised drafts for finalizing.

Thank you,
Justine

Justine N. Margolis
Partner

Visit the New Dynamic Hub<https://secure-web.cisco.com/1SOBRltB83Lszk78fYeZfOS2JcAJOpG-t9ntQv6EfLvPc5MnompJk7y46ZohLe5yIJdMP7rWmCdwSLh5klv-dGf8b3ScMxDvCwrWNT52UtWGCrKaGduA7Q65I5XnBBsscGtHIM_OebB9ARRmwd2xiNBCYX6GkfVyGj0715yCiGvkWzWgAyPQFAhKbkKTxcC_eMnsX4bPiOhkRy1w6QuFsl6xam-XysWF5itkC9GZyl2Rc_QzMciK4ZME3BJp64limTlxVlaSi-opICxlCaXF2zk7M5AJHMxDn5N5-_D7PZABIZWXbVUNi-iFhfzYXyXiX/https://www.dentons.com/en/issues-and-opportunities/covid-19-the-new-dynamic?utm_campaign=new+dynamic&utm_source=signature+link&utm_medium=email>

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_D7PZABIZWXbVUNI-iFhfzYXyXiX/https://www.dentons.com/en/issues-and-opportunities/covid-19-the-
new-dynamic?utm_campaign=new+dynamic&utm_source=signature+link&utm_medium=email>>, available to our clients and communities as part of the commitment that Dentons, the world's largest law firm, is making across 75+ countries, to address accelerating change resulting from the pandemic.

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justine.margolis@dentons.com<mailto:justine.margolis@dentons.com>

Bio<http://secure-web.cisco.com/1zbNdh0RHVzk4YU7bX0-MGoi7zglOFr6hMIDVAOEIEA0pbunD8wS-nlrm2hC5fKXsQOOorcc5Qy-

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Andrée M. Cullens

From: Margolis, Justine N. <justine.margolis@dentons.com>
Sent: Wednesday, December 23, 2020 1:13 PM
To: Andrée M. Cullens; Mason, W. Brett; Connie Smith; Shannon Mazur
Cc: James A Brown; McKay, Michael W.; harry.rosenberg@phelps.com; J. Cullens; Lemaire, Justin P.
Subject: RE: Milliman Updated ESI Protocol as of December 21 without insurers- CLEAN (002)

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Thanks Andree. I think it might make sense to have a call with Shannon to confirm we are on the same page with the data processing and discuss the best way to get us the folder structures for outstanding issues on Share Point and GRI folders.

With respect to Mimecast ...

As we previously discussed on the LAHC mimecast email archive, TCDI will provide the following information if available:

- The "source" mailboxes or "users" that make up the archive.
 - If this information is available, then the date ranges and message counts for each (by year).
 - The size for each (recognizing that this will be only a rough estimate).
- If mailboxes are not known, then a tally on the email senders (from).
 - date ranges and message counts for each (by year)
 - rough size for each.
- A tally on the list of domains:
 - From (date ranges and message counts for each (by year))
 - To (date ranges and message counts for each (by year))
 - Cc (date ranges and message counts for each (by year))

We confirmed on our call that there will be no cost for this work other than project management time at the rate of \$200 per hour. I'm authorized to approve 5 hours of time for this project. If you anticipate more time will be needed, please let us know before incurring additional time. How long do you anticipate this will take to complete?

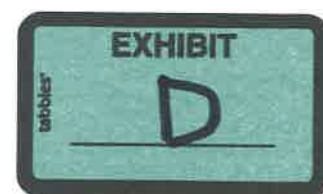
Thank you,
Justine



Justine N. Margolis
Partner

Visit the [New Dynamic Hub](#), available to our clients and communities as part of the commitment that Dentons, the world's largest law firm, is making across 75+ countries, to address accelerating change resulting from the pandemic.

D +1 212 768 5344 | US Internal 15344
justine.margolis@dentons.com
Bio | Website



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From: Andrée M. Cullens <acullens@lawbr.net>

Sent: Wednesday, December 23, 2020 2:02 PM

To: Mason, W. Brett <bmason@stonepigman.com>; Margolis, Justine N. <justine.margolis@dentons.com>; Connie Smith <csmith@cicayda.com>; Shannon Mazur <s_mazur@tcdi.com>

Cc: James A Brown <jabrown@liskow.com>; McKay, Michael W. <mmckay@stonepigman.com>; harry.rosenberg@phelps.com; J. Cullens <cullens@lawbr.net>; Lemaire, Justin P. <jlemaire@stonepigman.com>

Subject: RE: Milliman Updated ESI Protocol as of December 21 without insurers- CLEAN (002)

[External Sender]

Good afternoon,

Attached are the final and executed ESI Protocol Agreement and the Statement of Work for your files. Mr. Rosenberg has attached his electronic signature to the ESI Protocol, which we understand to be an electronic signature under the Louisiana Uniform Electronic Transactions Act.

Shannon, please begin building the Shared databased in accordance with the provisions of the ESI Protocol Agreement.

Justine, please provide to TCDI and I the parameters for the Mimecast indexing which you indicated that you have already prepared.

Happy Holidays.

Regards,



Andrée M. Cullens

12345 Perkins Road, Building 1, Baton Rouge, LA, 70810

acullens@lawbr.net

Tel: 225.236.3643 **Fax:** 225.236.3650

www.lawbr.net

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From: Mason, W. Brett <bmason@stonepigman.com>

Sent: Wednesday, December 23, 2020 11:54 AM

To: Andrée M. Cullens <acullens@lawbr.net>

Cc: James A Brown <jabrown@liskow.com>; Margolis, Justine <justine.margolis@dentons.com>; McKay, Michael W. <mmckay@stonepigman.com>; harry.rosenberg@phelps.com; J. Cullens <cullens@lawbr.net>; Lemaire, Justin P. <jlemaire@stonepigman.com>

Subject: RE: Milliman Updated ESI Protocol as of December 21 without insurers- CLEAN (002)

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Andree,

Thanks for your call this morning.

Please see attached.

Sincerely,

Brett



W. Brett Mason
Stone Pigman Walther Wittmann L.L.C.
One American Place, Suite 1150, 301 Main Street, Baton Rouge, LA 70825
P: 225.490.5812 | F: 225.490.5860 | bmason@stonepigman.com
stonepigman.com

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From: Andrée M. Cullens <acullens@lawbr.net>

Sent: Wednesday, December 23, 2020 9:26 AM

To: Mason, W. Brett <bmason@stonepigman.com>

Cc: James A Brown <jabrown@liskow.com>; Margolis, Justine <justine.margolis@dentons.com>; McKay, Michael W. <mmckay@stonepigman.com>; harry.rosenberg@phelps.com; J. Cullens <cullens@lawbr.net>; Lemaire, Justin P. <jlemaire@stonepigman.com>

Subject: Re: Milliman Updated ESI Protocol as of December 21 without insurers- CLEAN (002)

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Good morning Brett,

Please send The Statement of Wrk with GRI signature this morning so that we can circulate executed copies to everyone and TCDI can start building the database.

Regards,



Andrée M. Cullens

12345 Perkins Road, Building 1, Baton Rouge, LA, 70810

acullens@lawbr.net

Tel: 225.236.3643 Fax: 225.236.3650

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On Dec 21, 2020, at 4:48 PM, Mason, W. Brett <bmason@stonepigman.com> wrote:

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Andree,

I have attached a copy of the Agreement on Protocol signed on behalf of Group Resources, Inc.

Sincerely,

Brett

[[cid:image001.jpg@01D30BC5.3D0E3340](#)]

W. Brett Mason

Stone Pigman Walther Wittmann L.L.C.

One American Place, Suite 1150, 301 Main Street, Baton Rouge, LA 70825

P: 225.490.5812 | F:

225.490.5860 | bmason@stonepigman.com<<mailto:bmason@stonepigman.com>>

stonepigman.com

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From: Andrée M. Cullens <acullens@lawbr.net>

Sent: Monday, December 21, 2020 2:13 PM

To: James A Brown <jabrown@liskow.com>; Margolis, Justine

<justine.margolis@dentons.com>; Mason, W. Brett <bmason@stonepigman.com>

Cc: McKay, Michael W. <mmckay@stonepigman.com>; Margolis, Justine

<justine.margolis@dentons.com>; harry.rosenberg@phelps.com; J. Cullens

<cullens@lawbr.net>

Subject: RE: Milliman Updated ESI Protocol as of December 21 without insurers- CLEAN (002)

CAUTION: This is an external email. Do not click links or open attachments unless you are expecting the email and know the content to be safe.

Attached per your request. Thank you.

[cid:image003.jpg@01D6D7B0.20E765A0]

Andrée M. Cullens

12345 Perkins Road, Building 1

,
Baton Rouge

,
LA

,
70810

acullens@lawbr.net<<mailto:acullens@lawbr.net>>

Tel: 225.236.3643<<tel:225.236.3643>>

Fax: 225.236.3650<[fax:225.236.3650](tel:225.236.3650)>

www.lawbr.net<<http://www.lawbr.net>>

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From: James A Brown <jabrown@liskow.com<<mailto:jabrown@liskow.com>>>

Sent: Monday, December 21, 2020 2:05 PM

To: Andrée M. Cullens <acullens@lawbr.net<<mailto:acullens@lawbr.net>>>; Margolis, Justine <justine.margolis@dentons.com<<mailto:justine.margolis@dentons.com>>>; Mason, Brett (<bmason@stonepigman.com<<mailto:bmason@stonepigman.com>>>

<bmason@stonepigman.com<<mailto:bmason@stonepigman.com>>>

Cc: McKay, Michael W. <mmckay@stonepigman.com<<mailto:mmckay@stonepigman.com>>>;

Margolis, Justine <justine.margolis@dentons.com<<mailto:justine.margolis@dentons.com>>>;

Rosenberg, Harry <harry.rosenberg@phelps.com<<mailto:harry.rosenberg@phelps.com>>>; J.

Cullens <cullens@lawbr.net<<mailto:cullens@lawbr.net>>>

Subject: RE: Milliman Updated ESI Protocol as of December 21 without insurers- CLEAN (002)

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Kindly send as static PDF. Many thanks.

From: Andrée M. Cullens <acullens@lawbr.net<<mailto:acullens@lawbr.net>>>

Sent: Monday, December 21, 2020 1:36 PM

To: Margolis, Justine <justine.margolis@dentons.com<<mailto:justine.margolis@dentons.com>>>;

James A Brown <jabrown@liskow.com<<mailto:jabrown@liskow.com>>>; Mason, Brett

(<bmason@stonepigman.com<<mailto:bmason@stonepigman.com>>>

<bmason@stonepigman.com<<mailto:bmason@stonepigman.com>>>

Cc: McKay, Michael W. <mmckay@stonepigman.com<<mailto:mmckay@stonepigman.com>>>;

Margolis, Justine <justine.margolis@dentons.com<<mailto:justine.margolis@dentons.com>>>;

Rosenberg, Harry <harry.rosenberg@phelps.com<<mailto:harry.rosenberg@phelps.com>>>; J. Cullens <cullens@lawbr.net<<mailto:cullens@lawbr.net>>>
Subject: Milliman Updated ESI Protocol as of December 21 without insurers- CLEAN (002)

[EXTERNAL EMAIL]

Good afternoon,

Attached is the ESI Protocol with the typos and spacing corrected. I've included Harry on this email as the signature for Milliman is his. Harry, Brett and James, please sign and send to me your signature pages today. I will circulate a scanned copy with the Exhibits attached when we get all signatures on the Statement of Work.

I understand that GRI's representative will sign the Statement of Work tomorrow. I will look for it then.

Regards,

[[cid:image005.jpg@01D6D7B0.20CED490](#)]

Andrée M. Cullens

12345 Perkins Road, Building 1

,
Baton Rouge

,
LA

,
70810
acullens@lawbr.net<<mailto:acullens@lawbr.net>>
Tel: 225.236.3643<<tel:225.236.3643>>
Fax: 225.236.3650<[fax:225.236.3650](tel:225.236.3650)>
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Andrée M. Cullens

From: Shannon Mazur <s_mazur@tcdi.com>
Sent: Tuesday, February 9, 2021 8:38 AM
To: 'Margolis, Justine N.'; 'Sheri Corales'; Andrée M. Cullens; Lemaire, Justin P.
Cc: J. Cullens; S. Layne Lee; Kristi Rojas; James A Brown; Ned Adams; Luo, Catharine; Patti Sollie
Subject: RE: URGENT LAHC DATA HOSTING, SEARCH and ESI PROTOCOL ISSUES

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Thanks Justine – I will implement the changes and re run the search.

From: Margolis, Justine N. <justine.margolis@dentons.com>
Sent: Tuesday, February 9, 2021 9:08 AM
To: Shannon Mazur <s_mazur@tcdi.com>; 'Sheri Corales' <SCorales@liskow.com>; Andrée M. Cullens <acullens@lawbr.net>; Lemaire, Justin P. <jlemaire@stonepigman.com>
Cc: J. Cullens <cullens@lawbr.net>; S. Layne Lee <laynelee@lawbr.net>; Kristi Rojas <krojas@lawbr.net>; James A Brown <jabrown@liskow.com>; Ned Adams <n_adams@tcdi.com>; Luo, Catharine <catharine.luo@dentons.com>; Patti Sollie <psollie@lawbr.net>
Subject: RE: URGENT LAHC DATA HOSTING, SEARCH and ESI PROTOCOL ISSUES

I broke the first term down into two to see if that works instead:

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(Calvi OR Powers OR Cromer OR Thomas OR Oliver OR GRI OR Willoughby OR Welborn or Starnes) w/20 (hire OR hiring OR qualif* OR unqualif* OR oppos* OR CO-OP OR recommend* OR review* OR perform*)



Justine N. Margolis
Partner

Visit the [New Dynamic Hub](#), available to our clients and communities as part of the commitment that Dentons, the world's largest law firm, is making across 75+ countries, to address accelerating change resulting from the pandemic.

D +1 212 768 5344 | US Internal 15344
justine.margolis@dentons.com
Bio | Website

Dentons US LLP
1221 Avenue of the Americas, New York, NY 10020-1089

Eric Silwamba, Jalasi and Linyama > Durham Jones & Pinegar > LEAD Advogados > Rattagan
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From: Shannon Mazur <s_mazur@tcdi.com>

Sent: Tuesday, February 09, 2021 8:35 AM

To: 'Sheri Corales' <SCorales@liskow.com>; Andrée M. Cullens <acullens@lawbr.net>; Margolis, Justine N. <justine.margolis@dentons.com>; Lemaire, Justin P. <jlemaire@stonepigman.com>

Cc: J. Cullens <cullens@lawbr.net>; S. Layne Lee <laynelee@lawbr.net>; Kristi Rojas <krojas@lawbr.net>; James A Brown <jabrown@liskow.com>; Ned Adams <n_adams@tcdi.com>; Luo, Catharine <catharine.luo@dentons.com>; Patti Sollie <psollie@lawbr.net>

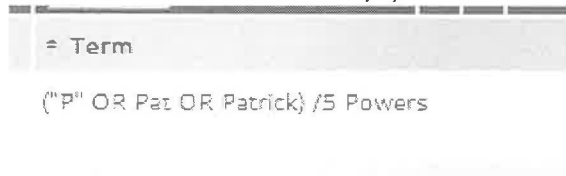
Subject: RE: URGENT LAHC DATA HOSTING, SEARCH and ESI PROTOCOL ISSUES

[External Sender]

Good Morning Andree,

I will implement these changes to the search unless you have any objection. Could you please confirm this and also let us know if these changes are final? We will create the review set from these results if they are final.

Sheri – I want to address some of the questions you had in the spreadsheet as well. I'm showing the Patrick Powers search to have included the w/5, so we should not need modifications to this search. Please see screenshot below:



The "Affordable Care Act" term looks odd in excel but that is due to some formatting oddity with the quotes. I've verified the term looks correct in the search tool as seen here:



Also, an administrative item – I will be out of the office tomorrow so please make sure to cc Ned Adams on all communications needing TCDI attention.

Thanks!
Shannon

Shannon Mazur

Senior Project Manager

Cell: 508.654.2774

From: Sheri Corales <SCorales@liskow.com>
Sent: Monday, February 8, 2021 8:16 PM
To: Andrée M. Cullens <acullens@lawbr.net>; Shannon Mazur <s_mazur@tcdi.com>; 'Margolis, Justine N.' <justine.margolis@dentons.com>; Lemaire, Justin P. <jlemaire@stonepigman.com>
Cc: J. Cullens <cullens@lawbr.net>; S. Layne Lee <laynelee@lawbr.net>; Kristi Rojas <krojas@lawbr.net>; James A Brown <jabrown@liskow.com>; Ned Adams <n_adams@tcdi.com>; Luo, Catharine <catharine.luo@dentons.com>; Patti Sollie <psollie@lawbr.net>
Subject: RE: URGENT LAHC DATA HOSTING, SEARCH and ESI PROTOCOL ISSUES

Andree,

Please see the attached spreadsheet reflecting defendants' proposed edits for narrowing the search terms.

Best,

Sheri Corales

Associate

Direct 504.556.4186

Lawyer Profile

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From: Andrée M. Cullens <acullens@lawbr.net>
Sent: Monday, February 8, 2021 3:32 PM
To: Shannon Mazur <s_mazur@tcdi.com>; 'Margolis, Justine N.' <justine.margolis@dentons.com>; Sheri Corales <SCorales@liskow.com>; Lemaire, Justin P. <jlemaire@stonepigman.com>
Cc: J. Cullens <cullens@lawbr.net>; S. Layne Lee <laynelee@lawbr.net>; Kristi Rojas <krojas@lawbr.net>; James A Brown <jabrown@liskow.com>; Ned Adams <n_adams@tcdi.com>; Luo, Catharine <catharine.luo@dentons.com>; Patti Sollie <psollie@lawbr.net>

Subject: RE: URGENT LAHC DATA HOSTING, SEARCH and ESI PROTOCOL ISSUES

Importance: High

[EXTERNAL EMAIL]

Good afternoon,

I have attached the updated annotations for Exhibit B to the ESI Protocol reflecting our agreement that the FOIA documents do not need to be hosted in the review platform and searched, but will be produced as a segregable file.

Please confirm as soon as possible by responding to this email that the LAHC Production Request form that Shannon sent Friday evening complies with the requirements of the ESI Protocol.

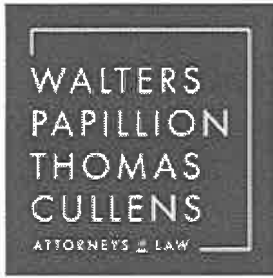
Please also let us know today whether you have any changes to the search terms. My understanding was that the Defendants addressed that issue on Friday with the intent of sending any revisions today. As you are aware, loading of the images and natives cannot start until the search terms are finalized. If you have no revisions, please let us know ASAP. If you recall, to save costs, Justine requested and we agreed to have TCDI load only metadata and text while running the search terms. We cannot begin the review until the search terms are finalized and images and natives are then loaded. We need this finalized today because it will take much of this week to load the remaining data. If we don't have an agreement on search terms by tomorrow at noon, we will seek a conference call with the court to address this issue. It sounded like you all were addressing this last week, so I am hopeful that you will have any proposed changes to us today.

We also need to clarify terminology and make sure that we are all on the same page with what happens to the segregable data that is not placed into the search platform. Justine, on Friday you sent an email saying "I don't think we have decided yet whether it makes sense to process this or just produce it as a data source without processing." On January 22, 2021 we agreed that item 10 had to be produced as segregable data which means that it must be processed (placed into a format that could be produced as segregable data to Defendants in the manner set forth by the ESI Protocol). This data has been processed already under the terms of the ESI protocol and my email of January 22, 2021 which I attach for everyone's convenience. You confirmed again on February 4, 2021 that this information was to be produced as segregable data. See attached. Also, since you are getting all of the data, there is no need to incur any additional fees for TCDI to keep (host) it. They want to delete the segregable data after production. Understandably, if they don't delete it from their system and keep it for our later use, they are hosting it, just not in the review platform. I think this is just a terminology issue, but we need to clarify this and make sure we are all on the same page immediately.

We really are down to the wire now. We stand ready to start the review process ASAP, but are waiting only on your confirmation that the search terms are acceptable or to receive your revisions. Please do so immediately so that this does not jeopardize our ability to meet the March 1, 2021 deadline.

With respect to the SQL data in "SharePoint as of 2018-01-28\Shared\Louisiana Health Cooperative\Louisiana Health Cooperative Team Site - Test," it looks as though these are test programs created by Jim Starnes to search for reports and other work by GRI. No results of these searches were stored in this file. For the SQL data that is in the items to be searched, it looks like SQL files are being converted to text and are generating hits (89, I believe). Thus, we expect that any segregable SQL data would also be readable by text. We can further discuss this if necessary since this issue does not impact the search and review of the data hosted in the search platform.

Regards,



Andrée M. Cullens

12345 Perkins Road, Building 1, Baton Rouge, LA, 70810

acullens@lawbr.net

Tel: 225.236.3643 Fax: 225.236.3650

www.lawbr.net

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

From: Shannon Mazur <s_mazur@tcdi.com>

Sent: Friday, February 5, 2021 6:14 PM

To: 'Margolis, Justine N.' <justine.margolis@dentons.com>; Andrée M. Cullens <acullens@lawbr.net>; Sheri Corales <SCorales@liskow.com>; Lemaire, Justin P. <jlemaire@stonepigan.com>

Cc: J. Cullens <cullens@lawbr.net>; S. Layne Lee <laynelee@lawbr.net>; Kristi Rojas <krojas@lawbr.net>; James A Brown <jabrown@liskow.com>; Ned Adams <n_adams@tcdi.com>; Luo, Catharine <catharine.luo@dentons.com>

Subject: RE: LAHC Sharepoint and other segregable data, 35. Backup Image - Edge VM Server - LAHC Backup of CMS Reporting Server as of 2018-01-13 (<.1 GB), and 36. Backup Image - EHP VM Server - LAHC Backup of EHP System from GRI as of 2018-01-15 (.2 GB)"

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Good evening,

Please see the attached report of term hits per source. The re hashing of the mimecast set looks to have been most effective in reducing hits within the Pre- Receivership computer, the Shannon Schwartz backup as well as within the mimecast set itself. During our QC of re hashed emails we identified another opportunity within the pre-processed data set of '8. GRI Employee email' to re establish new hash values and re attempt dedupe. This report of hits by source reflects the removal of those additional duplicates as well as the removal of set '4. CMS FOIA'.

As you may recall, in an effort to reduce the hosting fees for this review area, we only loaded text and metadata for the documents. Once the search terms are finalized, we have some legwork to prepare the database by pulling in the Natives for review as well as any images that are needed for review. Adding to that, the review time Andree may need as well as processing time for productions, I'm seeing the production deadline of March 1 coming on quickly.

In terms of productions, we would like to start rolling those out to the groups as they become available from our processing team. I have prefilled the attached production request form and prefilled it with details from your ESI protocol. I will work with Andree on specifics for bates numbering and endorsing but I'd like you all to look over the formatting options attached and approve or ask for modifications if you disagree.

Please let us know if you have any questions or concerns.

Thanks
Shannon

Shannon Mazur

Senior Project Manager

Cell: 508.654.2774

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

From: Margolis, Justine N. <justine.margolis@dentons.com>

Sent: Friday, February 5, 2021 10:43 AM

To: Shannon Mazur <s_mazur@tcdi.com>; 'Andrée M. Cullens' <acullens@lawbr.net>; Sheri Corales

<SCorales@liskow.com>; Lemaire, Justin P. <jlemaire@stonepigman.com>

Cc: J. Cullens <cullens@lawbr.net>; S. Layne Lee <laynelee@lawbr.net>; Kristi Rojas <krojas@lawbr.net>; James A Brown <jabrown@liskow.com>; Ned Adams <n_adams@tcdi.com>; Luo, Catharine <catharine.luo@dentons.com>

Subject: RE: LAHC Sharepoint and other segregable data, 35. Backup Image - Edge VM Server - LAHC Backup of CMS Reporting Server as of 2018-01-13 (<.1 GB), and 36. Backup Image - EHP VM Server - LAHC Backup of EHP System from GRI as of 2018-01-15 (.2 GB)"

Thanks shannon. Can you also send an updated hits by source report?

[http://secure-web.cisco.com/1B4T5l4WEWEhIU6bzWJgv_YhLwiYKRI82A6U6Fk64CHdm9IFRGrO1Puss6JAxnYXZoXiw8X_RUwv1Zk9uiAg_gw266Pq-ZIsHUJFyQDzA5ruHKQByzpaZ5rZf9ZirWfqDH5AHI-O8kH1LTen8_SccXi57hl_iiLkOZdZax9XxUwUrxglRQJ0dR-2BsWbcJk0qSLuLNyW-UZDA0eSY3tgMehpspWKqxt4Uu-BSWbptm1ZM41xy0aQXsyslwUCyzhD3lWlkQNHQzW2yJvwBjyZtq6dLhgyso0mEkVT4WvCMMqYBb6UPDNzEPXQ2a8JRSA_TU/http://logo.dentons.com/dentons_logo.png]

Justine N. Margolis

Partner

Visit the New Dynamic Hub<https://secure-web.cisco.com/1lnkG9s4vpOZTBi_F_Nk_2NK0jkd5ymo9y3XcHhnXDiKrB7OPhfPOKbl6c57sMozppJhYrPR7dnZ2O6YplzFFo63NLbJfBiYkpSMXUkownHVT7IHP0bSrU_uqI7ZDCLDndSDSHpCKxwLTRKqK2Xn0lloai-Yn83Dr6sSZp5-4klpHaK5EcRCUZ7lo5MI9sr7flbeip1bpHLURw6ojSWMLw468VFglToBxcy7RNgtPnAzC4CrXoNHTFSd6eHUdYIZBI2EVG-xFHXYcUWWsoEuV6SOPY8OFw9j8BVA24nGwgoACaKwZKbA8loTFDoNvgmmS/https%3A%2F%2Fwww.dentons.com%2Fen%2Fissues-and-opportunities%2Fcovid-19-the-new-dynamic%3Futm_campaign%3Dnew%2Bdynamic%26utm_source%3Dsignature%2Blink%26utm_medium%3Demail>, available to our clients and communities as part of the commitment that Dentons, the world's largest law firm, is making across 75+ countries, to address accelerating change resulting from the pandemic.

D +1 212 768 5344 | US Internal 15344

justine.margolis@dentons.com<<mailto:justine.margolis@dentons.com>>

Bio<http://secure-web.cisco.com/1kB6aN1w_9XpbB_pg1o8uSL8Is6IDjoUyEFyBkizkZB-bBIIAbpcnCASTZw3IjRWVOuhumErC0jHyjilEfwsA-jLe3Vmlw-4w5J8-K4GypxNcMPUO03sLEB863ABEFiX7PCJ0dcgs_KLEbPzMc2u134TKwH3L99_MDu2EAs6tMMBCBWFfi4_A7FywZxsLVvqgRpe_i1OQzEUxzF8exsucL1oOkA2dyL7FWoFbj3oxPTdbwDulbpxOCCoQr4Fz4ixtEJySak2d_aCQUBrPYQloHMIYTSdyMRvftmTN_DjCvr5Z9xVY8WclruXU1DF9yE5HF/http%3A%2F%2Fwww.dentons.com%2Fch.aspx%3Femail%3Djustine.margolis%40dentons.com%26action%3Dbiolink> | Website<<http://secure-web.cisco.com/12XKYjxRMxGnSXy2jlwcesDTh7O8Hs5sLjvZOVwDB7tXcpF2ks77pz49JsNENgymgyudGbj9whABes2V68hwPzEf7tiQW38upo4kborMFm-snOrLnNg5Wi2nhL59->

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<http://secure-web.cisco.com/12XKYjxRMxGnSXy2jlwcesDTh7O8Hs5sLjvZOVwDB7tXcpF2ks77pz49JsNENgymgyudGbj9whABes2V68hwPzEf7tiQW38upo4kborMFm-snOrLnNg5Wi2nhL59->

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6U4imQfU8gqcwE siJy8DHBAlNA/http%3A%2F%2Fwww.dentons.com>

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----- Original message -----

From: Shannon Mazur <s_mazur@tcdi.com>

Date: 2/5/21 9:55 AM (GMT-05:00)

To: "Margolis, Justine N." <justine.margolis@dentons.com>, "Andrée M. Cullens" <acullens@lawbr.net>, Sheri Corales <SCorales@liskow.com>, "Lemaire, Justin P." <jlemaire@stonepigman.com>

Cc: "J. Cullens" <cullens@lawbr.net>, "S. Layne Lee" <laynelee@lawbr.net>, Kristi Rojas <krojas@lawbr.net>, James A Brown <jabrown@liskow.com>, Ned Adams <n_adams@tcdi.com>, "Luo, Catharine" <catharine.luo@dentons.com>

Subject: RE: LAHC Sharepoint and other segregable data, 35. Backup Image - Edge VM Server - LAHC Backup of CMS Reporting Server as of 2018-01-13 (<.1 GB), and 36. Backup Image - EHP VM Server - LAHC Backup of EHP System from GRI as of 2018-01-15 (.2 GB)"

[External Sender]

Good Morning,

Please see the attached term hit report. The rehashing of Mimecast emails resulted in a reduction of ~148K records from this search result set. The total number of direct hits is now 1,040,686 and 1,433,948 with families. The attached report list the total direct hits per term, the hit count per term with families and the total number of unique hits per term.

Thanks,
Shannon

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

From: Margolis, Justine N. <justine.margolis@dentons.com>

Sent: Friday, February 5, 2021 4:23 AM

To: Shannon Mazur <s_mazur@tcdi.com>; 'Andrée M. Cullens' <acullens@lawbr.net>; Sheri Corales <SCorales@liskow.com>; Lemaire, Justin P. <jlemaire@stonepigman.com>

Cc: J. Cullens <cullens@lawbr.net>; S. Layne Lee <laynelee@lawbr.net>; Kristi Rojas <krojas@lawbr.net>; James A Brown <jabrown@liskow.com>; Ned Adams <n_adams@tcdi.com>; Luo, Catharine <catharine.luo@dentons.com>

Subject: RE: LAHC Sharepoint and other segregable data, 35. Backup Image - Edge VM Server - LAHC Backup of CMS Reporting Server as of 2018-01-13 (<.1 GB), and 36. Backup Image - EHP VM Server - LAHC Backup of EHP System from GRI as of 2018-01-15 (.2 GB)"

Good morning,

Is there an update on the deduplication? Last we spoke you expected to be done yesterday.

Thanks

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Justine N. Margolis

Partner

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dentons.com/legacyfirms<[http://secure-web.cisco.com/1g8Eulu15fGbWzs-P_DDiL6gl-](http://secure-web.cisco.com/1g8Eulu15fGbWzs-P_DDiL6gl-3DffK5XHlyiEbZOqGwyiieHLTKTiVivxDoCUN5q7axKHe5vbBo4bxElgALGkPX932dt-A-CmCnCt4RiFvVvk9vORa9GVZmDN_8zuWx6OFgtBHJ3V8QHb8gplojHftsFog84uBQa7nINPjZG0aSLE8t0J9oWQfUQvpr8mS-to8oLoZJS33kMxLnQ1kuT33q-SZMzEqAcSpr7e5ZQPChW8kIngDCVvasF3RVV6AMANecuxtoaxKL4ecJzKgKdPeFVs_auF9ViteMK9uPprPJ-efnHBQxAKibOq-a8CCs/http%3A%2F%2Fdentons.com%2Flegacyfirms)

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