

From: Jay Hurst
To: Canning, Michael; Hashimoto, Ken
CC: 'Slomka, Irwin M.'; H.'Frankel, Paul; Ken Hashimoto; Malloy, Charles; Starks, Jason
Date: 6/6/2011 3:02 PM
Subject: RE: In re Quebecor: Correspondence

Mike -

I would not propose to take 400 depositions - just pointing out the technical interpretation of the claims procedure order. Can you agree for the present that Texas will be allowed at least 10 additional depositions and that our participation in the two depositions this week will not count against our number of depositions. I need to know prior to the depositions this week the basic ground rules. If we can't reach some sort of accommodation today, I will need to discuss the matter with Judge Peck. If we need more than the additional 10, we can discuss that in the future.

Also, to confirm, I assume you mean 1:30 Eastern time for the Judge?

Finally, we are unable to open the disk of documents received today. Can you please provide the password or whatever instructions are needed to access the information.

Regards,

Jay

>>> "Canning, Michael" <Michael.Canning@APORTER.COM> 6/6/2011 2:13 PM >>>

Jay:

We just spoke with Judge Peck's clerk to confirm the call, and will circulate a dial-in number shortly. In this regard, Judge Peck has asked that we move the call to 1:30 pm eastern in order to accommodate another obligation he has at 2 pm -- hopefully this will work for Charles Grube and you.

With respect to the number of depositions Texas should be able to conduct, we are not at this time prepared to agree that 400 is the proper number. Once again, however, we continue to be willing to consider Texas' and Arizona's reasonable requests in respect of depositions, and would suggest that we discuss the specifics of your requests when convenient -- perhaps on our follow up call re the confidentiality agreement and discovery early next week.

Best regards,

Mike

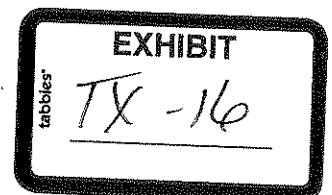
From: Jay Hurst [mailto:Jay.Hurst@oag.state.tx.us]
Sent: Monday, June 06, 2011 12:48 PM
To: Hashimoto, Ken
Cc: Malloy, Charles; Canning, Michael; Irwin M.' Slomka; Paul H.'Frankel; Jason Starks
Subject: Re: In re Quebecor: Correspondence

Ken and all -

The will confirm that we will hold the documents marked confidential in confidence pending our negotiations respecting the protective order. In that regard, given the press of business this week, I anticipate it will be early next week before we will be ready to discuss your proposed agreement. I also think it best to reschedule any follow-up conference call respecting discovery to next week as well, as opposed to the end of the day on the 8th. We will, of course, agree to the same statements regarding the depositions this week as have been made in the past depositions.

Do you wish to discuss the issue of the number of depositions to be allowed and how to account for same prior to the hearing with Judge Peck. Also, we still need the call in information.

Regards,



Jay

>>> "Hashimoto, Ken" <Ken.Hashimoto@APORTER.COM> 6/6/2011 9:19 AM >>>

Counsel:

Please find attached correspondence that was sent to you by Federal Express on Friday.

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