

**From:** [REDACTED]  
[REDACTED]  
**Cc:** [REDACTED]  
**Subject:** RE: Discovery Issues  
**Date:** Thu, 29 Oct 2020 19:54:37 +0000  
**Attachments:** 2020.10.29\_MDC\_-\_Maxwell\_PASSWORD.pdf  
**Inline-Images:** image001.jpg; image002.jpg

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Of course – it's attached here. Thanks!

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**From:** [REDACTED]  
**Sent:** Thursday, October 29, 2020 3:53 PM  
**To:** [REDACTED]  
[REDACTED]  
**Subject:** RE: Discovery Issues

Thank you! Would you please send me the password letter so that I can send it to MDC counsel?

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**From:** [REDACTED]  
**Sent:** Thursday, October 29, 2020 2:58 PM  
**To:** [REDACTED]  
[REDACTED]  
**Subject:** RE: Discovery Issues

The CD and the envelope containing the password have both been left with Fedex – and both will go out for MDC tonight. Thanks!

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**From:** Bohrer, [REDACTED]  
**Sent:** Thursday, October 29, 2020 2:14 PM  
**To:** [REDACTED]  
[REDACTED]  
**Subject:** RE: Discovery Issues

I just uploaded the reproduction to their FTP. The zip file is encrypted with the password **USAOsdney1!**. Would you please let defense know so that they will be able to open the files? [REDACTED] is going to take care of burning the materials to a cd and sending them to MDC.

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**From:** [REDACTED]  
**Sent:** Thursday, October 29, 2020 1:51 PM  
**To:** [REDACTED]  
**Cc:** [REDACTED]  
**Subject:** FW: Discovery Issues

[REDACTED]

See below. Would you please produce everything except the bottom four rows to counsel via FTP and to Maxwell on a CD today?

And then would you please put the items from the bottom four rows into the Sixth Production TO BE PRODUCED folder?

Thanks,

**From:** Christian Everdell <[REDACTED]>

**Sent:** Thursday, October 29, 2020 1:49 PM

**To:** [REDACTED]

**Cc:** Mark S. Cohen <[REDACTED]>; 'Jeff Pagliuca' <[REDACTED]>; Laura Menninger <[REDACTED]>; 'BOBBI C STERNHEIM' <[REDACTED]>; Thomas J. Powers <[REDACTED]>

**Subject:** RE: Discovery Issues

Thanks for the response [REDACTED] Why don't you produce everything but the last four rows on the FTP site. Then whenever you make your next production, you can include those on the drive we give you.

Thanks,

Chris

**From:** [REDACTED]

**Sent:** Thursday, October 29, 2020 10:55 AM

**To:** [REDACTED]

**Cc:** Mark S. Cohen; 'Jeff Pagliuca'; Laura Menninger; 'BOBBI C STERNHEIM'

**Subject:** RE: Discovery Issues

Chris,

Below please find responses to the discovery issues you raised:

1. The following table addresses the gaps you identified in bates numbering. Please let us know if you would like us to reproduce the ranges in the bottom four rows, which were already included in two prior productions and will require another drive to reproduce, or if you have been able to locate those ranges, in which case we can produce the remaining ranges via the FTP site:

ProdBegBates	ProdEndBates	
SDNY_GM_00006303	SDNY_GM_00006303	Gap due to technical error in loading prior production; the document will be included in a replacement production.
SDNY_GM_00006305	SDNY_GM_00006305	Gap due to technical error in loading prior production; the document will be included in a replacement production.
SDNY_GM_00006307	SDNY_GM_00006307	Gap due to technical error in loading prior production; the document will be included in a replacement production.
SDNY_GM_00006309	SDNY_GM_00006309	Gap due to technical error in loading prior production; the document will be included in a replacement production.
SDNY_GM_00006311	SDNY_GM_00006311	Gap due to technical error in loading prior production; the document will be included in a replacement production.
SDNY_GM_00006313	SDNY_GM_00006313	Gap due to technical error in loading prior production; the document will be included in a replacement production.
SDNY_GM_00006315	SDNY_GM_00006315	Gap due to technical error in loading prior production; the document will be included in a replacement production.
SDNY_GM_00006317	SDNY_GM_00006317	Gap due to technical error in loading prior production; the document will be included in a replacement production.
SDNY_GM_00006330	SDNY_GM_00006330	Gap due to technical error in loading prior production; the document will be included in a replacement production.
SDNY_GM_00006332	SDNY_GM_00006332	Gap due to technical error in loading prior production; the document will be included in a replacement production.
SDNY_GM_00006334	SDNY_GM_00006334	Gap due to technical error in loading prior production; the document will be included in a replacement production.
SDNY_GM_00006336	SDNY_GM_00006336	Gap due to technical error in loading prior production; the document will be included in a replacement production.
SDNY_GM_00006338	SDNY_GM_00006338	Gap due to technical error in loading prior production; the document will be included in a replacement production.
SDNY_GM_00006340	SDNY_GM_00006340	Gap due to technical error in loading prior production; the document will be included in a replacement production.

SDNY_GM_00086253	SDNY_GM_00086289	Gap due to technical error in loading prior production; the document will be included in a replacement production.
SDNY_GM_00167911	SDNY_GM_00168477	Produced on August 21, 2020 and reproduced on September 3, 2020. We will reproduce these as a courtesy; however, doing so would mean that an FTP site would not be feasible for sharing the documents.
SDNY_GM_00168488	SDNY_GM_00169165	Produced on August 21, 2020 and reproduced on September 3, 2020. We will reproduce these as a courtesy; however, doing so would mean that an FTP site would not be feasible for sharing the documents.
SDNY_GM_00169184	SDNY_GM_00169491	Produced on August 21, 2020 and reproduced on September 3, 2020. We will reproduce these as a courtesy; however, doing so would mean that an FTP site would not be feasible for sharing the documents.
SDNY_GM_00169505	SDNY_GM_00169735	Produced on August 21, 2020 and reproduced on September 3, 2020. We will reproduce these as a courtesy; however, doing so would mean that an FTP site would not be feasible for sharing the documents.

2. The file bearing the bates number SDNY\_GM\_00007581 is an .exe file. This is the application through which the documents from PayPal (SDNY\_GM\_00007426 - SDNY\_GM\_00007580) were retrieved. The .exe file itself does not contain any information.
3. Thank you for identifying the clerical errors in the bates numbers from the 10/2 production. The relevant portions of the "GM Documents" are now stamped with the range "SDNY\_GM\_00323935-324015.090." We will provide you with re-stamped versions in a new production.
4. We will produce new versions of the .tif files you identified in a new production. They have each been checked manually to ensure that they open and are viewable.
5. As mentioned above, we can make this new production over the FTP site if you do not require copies of the ranges in the bottom four rows of the above table. Please let us know whether you would like us to omit those ranges and use the FTP site, or include those ranges and make a production on a drive.
6. We will produce a copy of this production to Ms. Maxwell at the MDC. If you require a reproduction of the ranges in the bottom four rows of the above table, this production will need to be on a drive. If you do not need those ranges to be included, then this production can be made on a CD.

Best,

[REDACTED]

[REDACTED]  
Assistant United States Attorney  
Southern District of New York  
1 St. Andrew's Plaza  
New York, NY 10007  
[REDACTED]  
[REDACTED]

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**From:** [REDACTED]  
**Sent:** Wednesday, October 28, 2020 12:11 PM  
**To:** Christian Everdell <[REDACTED]>; [REDACTED]; [REDACTED]  
[REDACTED]  
**Cc:** Mark S. Cohen <[REDACTED]>; 'Jeff Pagliuca' <[REDACTED]>; Laura Menninger  
[REDACTED]; 'BOBBI C STERNHEIM' <[REDACTED]>  
**Subject:** RE: Discovery Issues

Chris,

Thank you for bringing these issues to our attention. We will discuss internally and will get back to you as soon as possible to address these concerns.

Best,

Assistant United States Attorney  
Southern District of New York  
1 St. Andrew's Plaza  
New York, NY 10007

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**From:** Christian Everdell <[REDACTED]>  
**Sent:** Tuesday, October 27, 2020 10:35 PM  
**To:** [REDACTED]  
**Cc:** Mark S. Cohen <[REDACTED]>; 'Jeff Pagliuca' <[REDACTED]>; Laura Menninger <[REDACTED]>; 'BOBBI C STERNHEIM' <[REDACTED]>  
**Subject:** Discovery Issues

I am writing to alert you to some additional discovery issues from the prior productions that we'd like to clear up. These issues apply to the productions to both defense counsel and to Ms. Maxwell.

1. Bates numbering gaps from the first three productions (8/5, 8/13, and 8/21). The table at the end of the email lists bates numbering gaps in these production volumes. Please provide the missing documents or affirm these are intentional gaps in the numbering.
2. There is one password protected zip file in the 8/5 production bearing the bates number SDNY\_GM\_00007581. Please provide the password for this file.
3. In the 10/2 production, there are overlapping bates numbers
  - SDNY\_GM\_00323935-324015 (GM Documents) actually ends at 324**105**, not 324**015**
  - This resulted in overlapping bates numbers with the two folders below. We suggest renumbering GM documents numbered 324016 – 324105 as SDNY\_GM\_00324015.001, .002, etc.
    - SDNY\_GM\_00324016-324036 (Citibank)
    - SDNY\_GM\_00324037-325754 (UBS)
4. In the 10/2 production, the following \*.tif files are corrupt and will need to be replaced
  - SDNY\_GM\_00243326.tif
  - SDNY\_GM\_00243589.tif
  - SDNY\_GM\_00243976.tif
  - SDNY\_GM\_00244145.tif
  - SDNY\_GM\_00244151.tif
  - SDNY\_GM\_00244375.tif
  - SDNY\_GM\_00244385.tif
  - SDNY\_GM\_00244520.tif
  - SDNY\_GM\_00245161.tif
  - SDNY\_GM\_00245170.tif
  - SDNY\_GM\_00245171.tif
  - SDNY\_GM\_00245206.tif
5. Given the relatively small volume of replacements, we suggest sending the corrected documents to defense counsel using our FTP site in an encrypted zip file using the link below.
  - <https://cohengresser.sharefile.com/r-r3352c0cf22a4b2d8>

6. The corrected documents will have to be sent separately to Ms. Maxwell in the MDC.

**Bates Gaps from the 8/5, 8/13 and 8/21 productions:**

ProdBegBates	ProdEndBates
SDNY_GM_00006303	SDNY_GM_00006303
SDNY_GM_00006305	SDNY_GM_00006305
SDNY_GM_00006307	SDNY_GM_00006307
SDNY_GM_00006309	SDNY_GM_00006309
SDNY_GM_00006311	SDNY_GM_00006311
SDNY_GM_00006313	SDNY_GM_00006313
SDNY_GM_00006315	SDNY_GM_00006315
SDNY_GM_00006317	SDNY_GM_00006317
SDNY_GM_00006330	SDNY_GM_00006330
SDNY_GM_00006332	SDNY_GM_00006332
SDNY_GM_00006334	SDNY_GM_00006334
SDNY_GM_00006336	SDNY_GM_00006336
SDNY_GM_00006338	SDNY_GM_00006338
SDNY_GM_00006340	SDNY_GM_00006340
SDNY_GM_00086253	SDNY_GM_00086289
SDNY_GM_00167911	SDNY_GM_00168477
SDNY_GM_00168488	SDNY_GM_00169165
SDNY_GM_00169184	SDNY_GM_00169491
SDNY_GM_00169505	SDNY_GM_00169735

Thanks,

Chris

Christian R Everdell

## COHEN & GRESSER LLP

800 Third Avenue  
New York, NY 10022

 | [view bio](#)  
[www.cohengresser.com](http://www.cohengresser.com)

New York | Paris | Washington DC | London



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