

Villafana, Ann Marie C. (USAFLS)

[REDACTED]

Sent: Friday, October 05, 2007 4:46 PM
To: [REDACTED] (USAFLS)
Subject: FW: Proposed Letter to Special Master
Attachments: PROPOSED Letter to Special Master.pdf; Special Master Proposal.pdf; Ltr from Lefkowitz to [REDACTED] (Oct. 5, 2007)_(12135690_4).DOC

[REDACTED] - Can I please just indict him? Can you give me a call on my cell phone? 561 601-2301. Since they object to using a Special Master, we have two options - we can just choose the lawyer ourselves or as part of our selection process, we can deal with the Special Master ourselves and, upon receiving the Special Master's choice, provide that name to the defense, understanding that they may then reject the selection.

The other issues, regarding paying the attorney, clearly violate the terms of the agreement, which specifically state "if any of the individuals elects to file suit."

[REDACTED]

From: Jay Lefkowitz [mailto:JLefkowitz@kirkland.com]
Sent: Fri 10/5/2007 11:03 AM
To: [REDACTED]
Subject: RE: Proposed Letter to Special Master

[REDACTED]

Attached is a letter responding to your latest proposals. For your convenience, I've also attached your prior e-mails and attachments regarding this matter so that you can easily see what I am responding to (see the chain below). If you are available, I'm free to talk at 5:30 this evening. We can use my usual call-in number at [REDACTED] The code is *4464970*.

Thanks,

Jay

[REDACTED]

To: "Jay Lefkowitz" <JLefkowitz@kirkland.com>
cc
Subject RE: Proposed Letter to Special Master

EXHIBIT C-6

Good morning, Jay. We need to resolve the attorney issue today. It has been weeks since execution of the contract, and there is no need for further delay.

As far as the five attorney names that we will be providing, I propose Bert Ocariz, Katherine Ezell at Podhurst Orseck, Stuart Grossman, Ed Rogers, and Walter Cobath.

If you would like to use the same Special Master to resolve fees disputes as well as to handle the selection of the attorney, I would recommend that we use retired 11th Circuit Judge Joseph Hatchett instead of Judge Davis because of Judge Davis's health problems.

(No one has contacted Judge Hatchett yet, but one of the District Judges in Miami mentioned him as a good choice.)

I am available for a conference call between 9:00 and 10:00, and between 3:15 and 6:00.

Please call me on my cell [REDACTED] and let me know which of those times works best for you.

Thank you.

From: Jay Lefkowitz [mailto:JLefkowitz@kirkland.com]

[REDACTED]
Subject: Re: Proposed Letter to Special Master

[REDACTED] - I, too, am interested in speed. But I really need to go over this and then discuss with Jeffrey. So please do not send this to any Special Master before we discuss the next steps.

Thanks -- Jay

[REDACTED]
10/03/2007 04:24 PM

To
"Jay Lefkowitz" <JLefkowitz@kirkland.com>
cc
Subject
Proposed Letter to Special Master

Hi Jay - To move things along, I also have enclosed the proposed text of a letter to the Special Master.

<<PROPOSED Letter to Special Master.pdf>>



To "Jay Lefkowitz" <JLefkowitz@kirkland.com>
cc
Subject Proposed Letter to Special Master

Hi Jay – To move things along, I also have enclosed the proposed text of a letter to the Special Master.

<<PROPOSED Letter to Special Master.pdf>>



To "Jay Lefkowitz" <JLefkowitz@kirkland.com>
cc
Subject Memo in PDF format

Hi Jay – In case you can't open the other version, here it is in pdf.

<<Special Master Proposal.pdf>>

