

From: Darren Indyke <[REDACTED]>
To: [REDACTED]

Subject: Fwd: Zwirn

Date: Tue, 16 Aug 2011 13:52:27 +0000

Attachments: 8.12.settlement.agreement.dpw.blackline.doc; 8.12.Epstein.Settlement.blackline.doc

Please print both attachments for me. Thanks.

Darren K. Indyke
Darren K. Indyke, PLLC
301 East 66th Street, 10B
New York, New York 10065
Telephone: [REDACTED]
[REDACTED]
Fax: (212) 517-7779
email: [REDACTED]

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Begin forwarded message:

From: "Windels, James H.R." <[REDACTED]>
Date: August 15, 2011 9:23:40 PM EDT
To: "Darren Indyke" <[REDACTED]>
Subject: Zwirn

Darren,

Here are blacklines showing our proposed changes against the most recent drafts of (i) the main Fortress agreement, and (ii) the side-agreement between Jeffrey and Glenn. We've tried to address your comments in the side-agreement and conform the main Fortress agreement to what we're doing in the side-agreement.

The one open issue I would like to discuss with you is the scope of the release. We have not made any changes to the scope of the releases in these drafts and would like to discuss the issue with you. [REDACTED] around in the office tomorrow so I will try you in the morning.

Thanks,
Jim

James H.R. Windels
Davis Polk & Wardwell LLP
450 Lexington Avenue
New York, NY 10017

[REDACTED] tel
212 701 5978 fax

 Davis Polk

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