

From: Steven Sinofsky <[REDACTED]>

To: Jeffrey Epstein <jeevacation@gmail.com>

Subject: Re: Form 8-K

Date: Fri, 14 Jun 2013 19:08:48 +0000

Importance: Normal

I don't know. They are referencing the program that you accelerate vest at age 55. I don't have the written version of that.

They have to file I thought. Maybe there is a loophole where they don't have to file the whole thing and this suffices. I would be precluded from filing the whole thing by signing.

But I could release the working drafts because there was no nda.

----- Reply message -----

From: "Jeffrey Epstein" <jeevacation@gmail.com>

To: "Steven Sinofsky" <[REDACTED]>

Subject: Form 8-K

Date: Fri, Jun 14, 2013 3:03 PM

they will only file the 8k after you sign. first what were the terms of the "qualified retirement," that they reference, and didn't it have an acceleration provision? 2. im trying to decide whether after they file, whether you could file the entire agreement under a required provision, anyway, nothing to do today,

On Fri, Jun 14, 2013 at 8:54 PM, Steven Sinofsky <[REDACTED]> wrote:

I was a 144 officer. All the stock stuff was filed by ms on my behalf.

This just seems like a way to make the agreement look good for them or at least different than the one I signed.

I don't see the need for two steps. Once I sign they can file an 8k with the actual contract. Since I haven't signed or seen a final there is no 8k.

----- Reply message -----

From: "Jeffrey Epstein" <jeevacation@gmail.com>

To: "Steven Sinofsky" <[REDACTED]>

Cc: "Jay Lefkowitz" <[REDACTED]>

Subject: Form 8-K

Date: Fri, Jun 14, 2013 2:52 PM

nothing to agree to or not agree, is there a final draft of the agreement? ? Steve ,, in the past have you ever filed sec doc. 144. form 4 etc

On Fri, Jun 14, 2013 at 8:38 PM, Steven Sinofsky <[REDACTED]> wrote:

I do not really appreciate this. It feels like a game. They summarized the contract in much more favorable terms to them.

This causes two opportunities for pr problems.

This is a game.

Do not agree yet. We need to think.

J attachment to follow.

----- Reply message -----

From: "Lefkowitz, Jay P." <[REDACTED]>

To: "Steven Sinofsky" <[REDACTED]>

Subject: Form 8-K

Date: Fri, Jun 14, 2013 2:32 PM

FYI

Begin forwarded message:

From: "Brad Smith (LCA)" <[REDACTED]>

Date: June 14, 2013, 2:29:09 PM EDT

To: "Lefkowitz, Jay P." <[REDACTED]>

Subject: Form 8-K

Hi Jay,

I've attached the current draft of the Form 8-K that Microsoft will need to file after execution of the agreement with Steven. We'll take a final look at this before locking all of the words, but I don't expect it to change in any significant way. The full agreement will be filed later with the company's 10-K, but it will not be filed as an attachment to the 8-K.

I'll give you a call on Monday when I'm back in the office, so we can talk about timing of this. I think it will make sense to have the parties both sign the agreement next week, but it would be good to compare notes on the specifics.

Brad

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