

**From:** J <jeevacation@gmail.com>  
**To:** Lawrence Krauss <[REDACTED]>  
**Subject:** Re: Krauss settlement agreement - revised draft  
**Date:** Fri, 12 Oct 2018 19:53:32 +0000

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you need to ask if there is any black foundation money . the unvierti should be obligated to tell you the amount. still there.

On Fri, Oct 12, 2018 at 3:46 PM Lawrence Krauss <[REDACTED]> wrote:  
p.s. it is the Black foundation.. but I suppose one dark color is as good as the next.

**Lawrence M. Krauss**

**Professor**

School of Earth & Space Exploration and Physics Department  
Arizona State University, P.O. Box 871404, Tempe, AZ 85287-1404  
Research Office: [REDACTED] | Assistant (Jessica) [REDACTED]

| [REDACTED] | [REDACTED]

On Oct 12, 2018, at 12:37 PM, Justin Dillon <[REDACTED]> wrote:

See below. I just responded and asked if we could have until Monday, given how late in the day it is. I will call you shortly.

Justin Dillon

KaiserDillon PLLC  
1401 K Street NW  
Suite 600  
Washington, DC 20005

[www.kaiserdillon.com](http://www.kaiserdillon.com)

Begin forwarded message:

**From:** Kimberly Demarchi <[REDACTED]>  
**Subject:** Krauss settlement agreement - revised draft  
**Date:** October 12, 2018 at 3:08:01 PM EDT  
**To:** "Justin Dillon ([REDACTED])" <[REDACTED]>

Justin,

I'm writing to follow up on our conversation and correspondence yesterday regarding the proposed settlement.

ASU is willing to agree that any funds donated by the Brown Foundation that remain unspent may be transferred from the ASU Foundation to another non-profit organization, if the Brown Foundation so directs. At this point, I've been able to determine that there is a total of \$1,209,479.32 on deposit with the ASU Foundation for the Origins Project's operating expenses. Some of that may be from other donors, so it is possible that not all of it would be transferred. But whatever is attributable to the Brown Foundation would be transferred, provided that the Brown Foundation directs the ASU Foundation to do so and tells it what nonprofit should receive the funds.

Although I do not agree with your analysis, we will agree to remove the reference to the ADEA from the release paragraph, which should put an end to the discussion regarding whether it is necessary to provide your client with a review period or the option to revoke.

ASU is not willing to extend the retirement date beyond May 2019 or make additional payments, nor is it willing to transfer the funds in its local accounts to another institution.

I have attached a revised agreement along these lines. I am available for discussion as needed.

Best wishes,  
Kim

**Kimberly A. Demarchi**

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<Krauss settlement agreement - 2018-10-12 Revision.pdf>

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please note

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