

**From:** [REDACTED]>  
**To:** ""Weinstein, Marc A." "  
**Cc:** Andrew Tomback <[REDACTED]>, "[REDACTED]>  
**Subject:** RE: SDNY investigation  
**Date:** Fri, 02 Oct 2020 14:39:09 +0000

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Marc,  
Received, thanks very much.  
Hope you're doing well—  
[REDACTED]

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**From:** Weinstein, Marc A.  
**Sent:** Wednesday, September 30, 2020 1:52 PM  
**To:** [REDACTED])  
**Cc:** Andrew Tomback ; [REDACTED])  
**Subject:** RE: SDNY investigation  
[REDACTED]

The transcripts are attached. We trust that the US Attorney's Office will keep these confidential other than to the extent disclosure is required in any pending case.

Regards,  
Marc

**MarcA.Weinstein|Partner**  
Chair, White Collar Defense

**Hughes Hubbard & Reed LLP**  
[REDACTED]  
[REDACTED]  
[REDACTED]

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**From:** Weinstein, Marc A.  
**Sent:** Wednesday, September 30, 2020 12:03 PM  
**To:** [REDACTED]) <[REDACTED]>  
**Cc:** Andrew Tomback <[REDACTED]>; [REDACTED]>  
**Subject:** RE: SDNY investigation  
[REDACTED], I connected with Jack Scarola last week. I just sent him an email to confirm that we can provide you with the transcript. Once we receive confirmation from him, we will send you the transcript.

Best regards,  
Marc

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**From:** [REDACTED]) <[REDACTED]>  
**Sent:** Tuesday, September 29, 2020 3:40 PM  
**To:** Weinstein, Marc A. <[REDACTED]>  
**Cc:** Andrew Tomback <[REDACTED]>; [REDACTED]>  
**Subject:** RE: SDNY investigation

**CAUTION: This email was sent by someone outside of the Firm.**

Hi Marc,

Hope you're doing well. I wanted to check in on the status of this issue – have you been able to connect with Mr. Scarola? Thanks,

**From:** Weinstein, Marc A. <[REDACTED]>

**Sent:** Tuesday, September 22, 2020 4:54 PM

**To:** [REDACTED]

**Cc:** Andrew Tomback <[REDACTED]>; [REDACTED]

**Subject:** RE: SDNY investigation

Thanks [REDACTED]. I will give him a call.

**Marc A. Weinstein | Partner**

Chair, White Collar Defense

Hughes Hubbard & Reed LLP

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

**Sent:** Tuesday, September 22, 2020 4:42 PM

**To:** Weinstein, Marc A. <[REDACTED]>

**Cc:** Andrew Tomback <[REDACTED]>; [REDACTED]

**Subject:** RE: SDNY investigation

**CAUTION: This email was sent by someone outside of the Firm.**

Marc,

Thanks for following up on this. If it's okay with you, I think it makes sense to connect you with the plaintiff's attorney, Jack Scarola, so that he can convey this to you directly. I have spoken with him and explained the context here, and he has told me that he would be happy to speak with you. He is also seeking a copy of the transcript, as he has informed me that he no longer has his case files for matters this old. Here is his contact information:

Jack Scarola

[REDACTED]

Thank you,

**From:** Weinstein, Marc A. <[REDACTED]>

**Sent:** Tuesday, September 22, 2020 11:24 AM

**To:** [REDACTED]

**Cc:** Andrew Tomback <[REDACTED]>; [REDACTED]

**Subject:** RE: SDNY investigation

[REDACTED]

We haven't found a governing protective order, but to be safe, would you be able to get a letter or email from [REDACTED] attorney stating that they are not aware of a protective order/agreement governing the disclosure of the transcript, and to the extent one existed, they are waiving any provisions in order to permit the Estate to provide the transcript to the US Attorney's Office, and that they will not claim, in any forum, that the Co-Executors, the Estate, or any representatives of either, breached any such order/agreement in that case by providing the transcript to the US Attorney's Office.

Let us know if that works on your end.

EFTA00023700



**From:** Weinstein, Marc A. <[REDACTED]>  
**Sent:** Monday, September 14, 2020 11:51 AM  
**To:** [REDACTED]  
**Cc:** Andrew Tomback <[REDACTED]>; [REDACTED]  
**Subject:** RE: SDNY investigation

[REDACTED], we have the transcript of [REDACTED] deposition.

Regards,

Marc

**Marc A. Weinstein | Partner**

Chair, White Collar Defense

**Hughes Hubbard & Reed LLP**

[REDACTED]  
[REDACTED]  
[REDACTED]

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**From:** [REDACTED] <[REDACTED]>  
**Sent:** Friday, September 11, 2020 1:40 PM  
**To:** Weinstein, Marc A. <[REDACTED]>  
**Cc:** Andrew Tomback <[REDACTED]>; [REDACTED]  
**Subject:** RE: SDNY investigation

**CAUTION: This email was sent by someone outside of the Firm.**

Thanks, Marc. We'll look forward to hearing from you, and thanks for your assistance with this.

**From:** Weinstein, Marc A. <[REDACTED]>  
**Sent:** Friday, September 11, 2020 1:35 PM  
**To:** [REDACTED]  
**Cc:** Andrew Tomback <[REDACTED]>; [REDACTED]  
[REDACTED]

**Subject:** RE: SDNY investigation

Thanks [REDACTED]. It wasn't clear to me from the call that it was the plaintiff's deposition that you were after, as opposed to another witness in the case. Now that it's clear, we will see if we can track it down.

Regards,

Marc

**Marc A. Weinstein | Partner**

Chair, White Collar Defense

**Hughes Hubbard & Reed LLP**

[REDACTED]  
[REDACTED]  
[REDACTED]

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**From:** [REDACTED] <[REDACTED]>  
**Sent:** Friday, September 11, 2020 1:30 PM  
**To:** Weinstein, Marc A. <[REDACTED]>  
**Cc:** Andrew Tomback <[REDACTED]>; [REDACTED]  
[REDACTED]  
**Subject:** RE: SDNY investigation

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On Sep 10, 2020, at 10:46 AM, [REDACTED] <[REDACTED]> wrote:

**CAUTION: This email was sent by someone outside of the Firm.**

Andy and Marc,

Are you available for a brief call tomorrow? I'm available before 1 p.m., if there's a time that works for you in that window. Thanks very much,

[REDACTED]  
[REDACTED]  
Assistant United States Attorney  
Southern District of New York

[REDACTED]  
[REDACTED]  
[REDACTED]

EFTA00023704