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**CGC-23-607461**

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**SUPERIOR COURT OF THE STATE OF CALIFORNIA**  
**COUNTY OF SAN FRANCISCO**

X CORP., ) Case No. \_\_\_\_\_  
 )  
Plaintiff, ) **COMPLAINT FOR**  
 )  
v. ) **(1) RESTITUTION (UNJUST**  
 ) **ENRICHMENT)**  
WACHTELL, LIPTON, ROSEN & KATZ, ) **(2) BREACH OF FIDUCIARY DUTY**  
 ) **(3) AIDING AND ABETTING BREACH OF**  
Defendant. ) **FIDUCIARY DUTY**  
 ) **(4) VIOLATION OF CAL. BUS. & PROF.**  
 ) **CODE § 17200**

1 Plaintiff X Corp., the successor-in-interest to Twitter, Inc. (“**Twitter**”), files this Original  
2 Complaint against Wachtell, Lipton, Rosen & Katz (“**Wachtell**”), and alleges as follows:

3 **NATURE OF THE ACTION**

4 1. This action for equitable relief arises out of an effort by Wachtell to fundamentally alter  
5 its fee arrangement as litigation counsel in the twilight of its representation of Twitter to obtain an  
6 improper bonus payment in violation of its fiduciary and ethical obligations to its client. Wachtell  
7 exploited a corporate client left unprotected by lame duck fiduciaries who had lost their motivation to act  
8 in Twitter’s best interest pending its imminent sale to Elon Musk and his entities, X Holdings I, Inc. and  
9 X Holdings II, Inc. (together, the “**Musk Parties**”).

10 2. In the days and hours leading up to the closing of the sale of Twitter on October 27, 2022,  
11 Wachtell and its litigation department led by Bill Savitt were at the center of a spending spree by Twitter’s  
12 departing executives who ran up the tab at Twitter by, among other things, facilitating the improper  
13 payment of substantial gifts to preferred law firms like Wachtell on top of the firms’ full hourly billings  
14 by designating tens of millions of dollars in handouts to the firms as “success” or “project” fees. Despite  
15 having previously agreed to work on an hourly fee basis and subsequently charging millions in hourly  
16 fees under that arrangement, Wachtell disregarded both California law and its ethical and fiduciary duties  
17 in the final days of its four-month Twitter engagement to improperly solicit an unspecified—but clearly  
18 gargantuan—success fee, as part of a ***\$90 million*** “total” fee that also purported to satisfy Wachtell’s  
19 earlier invoices that totaled \$17,943,567.49. The \$90 million fee collected from Twitter for a few months  
20 of work on a single matter represented nearly 10% of Wachtell’s gross revenue in 2022, and over  
21 \$1 million per Wachtell partner.

22 3. Mere hours before the October 27 closing, Twitter’s Chief Legal Officer Vijaya Gadde  
23 signed a new letter agreement that Wachtell had drafted (the “**Closing Day Letter Agreement**”), which  
24 purported to award Wachtell the success fee and required payment of the balance of the \$90 million total  
25 fee on incredibly accelerated terms prior to closing. Fully aware that nobody with an economic interest  
26 in Twitter’s financial well-being was minding the store, Wachtell arranged to effectively line its pockets  
27 with funds from the company cash register while the keys were being handed over to the Musk Parties.  
28 By this action, Twitter’s successor-in-interest, X Corp., seeks to void the unconscionable Closing Day

1 Letter Agreement and disgorge the excess fees paid to Wachtell under the unenforceable contract and in  
2 violation of Wachtell's, and Twitter's then-leadership's, fiduciary duties and California law.

3 4. Back on June 21, 2022, Wachtell had signed a binding engagement letter (the "**June 21**  
4 **Engagement Letter**") and agreed to represent Twitter on an hourly fee basis in a litigation to compel  
5 specific performance of the Musk Parties' acquisition of Twitter pursuant to an Agreement and Plan of  
6 Merger dated April 25, 2022 (the "**Merger Agreement**"). In negotiating the terms of its engagement  
7 with Twitter, Wachtell sought and secured an exemption from Twitter's standard application of a  
8 15% discount on outside counsel hourly fees. The June 21 Engagement Letter contained no mention  
9 whatsoever of any additional success fees or other fees tied to results procured for Twitter. Both  
10 California law and the applicable rules of professional conduct required that Wachtell procure a written  
11 agreement for any success fee at the outset of the engagement if it hoped to receive a fee tied to results  
12 obtained for its client Twitter in the litigation against the Musk Parties. At no point did Wachtell ever  
13 obtain a valid success fee agreement that complied with California law or the rules of professional  
14 conduct.

15 5. During the first few months of its engagement, Wachtell submitted massive invoices to  
16 Twitter that included millions of dollars in hourly billings by Wachtell partners with *completely blank*  
17 time entry descriptions. Despite knowing that Wachtell's multimillion-dollar invoices did not comply  
18 with Twitter's policies, Twitter's former executives—with reckless disregard for Twitter's interests—  
19 ostensibly approved the two invoices that totaled nearly \$18 million, including approximately  
20 \$15.6 million in hourly fees for only a few months of work.

21 6. Then, on the eve of the October 27, 2022 merger closing, with the firm's work on the  
22 merger litigation in the Delaware Chancery Court already concluded, and without any foreseeable need  
23 for Twitter to utilize its services again, Wachtell and Savitt saw an opportunity to further exploit their  
24 vulnerable client with the assistance of Twitter's lame duck fiduciaries. Wachtell and Twitter's directors  
25 and officers understood that because Twitter's then-shareholders were already locked in at the \$54.20  
26 per-share purchase price under the Merger Agreement, the Musk Parties acquiring Twitter would  
27 ultimately foot any fee paid to Wachtell. Wachtell and Twitter's directors and officers also knew that the  
28 Merger Agreement contained a provision that, in the words of an expert retained by Wachtell in

1 connection with the merger litigation, was drafted to prohibit Twitter executives from agreeing to certain  
2 expenses prior to closing “outside the ordinary course of business in a manner that might ultimately harm  
3 the acquiror.” And, finally, Wachtell fully expected that the Twitter executives who could funnel  
4 gratuitous payments to the firms would soon be terminated, and thus would have little to no motivation  
5 to look out for Twitter’s interests only hours before their anticipated departure.

6 7. Notwithstanding all this knowledge, Wachtell proposed to fundamentally alter its  
7 arrangement with Twitter solely to secure compensation beyond the hourly-fee terms that had governed  
8 throughout the engagement. In breach of its fiduciary duties and ethical obligation to its client, and despite  
9 having failed to negotiate a written agreement for a success fee at the outset of its engagement, Wachtell  
10 pressured Twitter’s fiduciaries to sign the Closing Day Letter Agreement and agree to pay Wachtell an  
11 unsubstantiated \$90 million total fee that included an unspecified but enormous success fee.

12 8. In other words, Wachtell sought and obtained a success fee that resulted in a total fee  
13 nearly six times its \$15.6 million in invoiced hourly fees for a few months’ work, even though (1) it was  
14 not called for by any prior agreement with Twitter, and (2) the litigation in which Wachtell represented  
15 Twitter had been stayed for weeks in anticipation of dismissal following the closing.

16 9. A typical contingency fee compensates a lawyer for the risk of agreeing at the outset of  
17 an engagement to accept less than their normal hourly rates, with any compensation beyond those reduced  
18 guaranteed payments tied to the outcome for the client in the underlying matter. By contrast, Wachtell  
19 had negotiated at the outset of its engagement by Twitter to be compensated at Wachtell’s full hourly  
20 rates regardless of the outcome in the merger litigation and therefore undertook absolutely no risk in  
21 obtaining its mammoth success fee—instead, the fee was entirely gratuitous. Additionally, a typical  
22 contingent success fee agreement states a specific formula or percentage by which the contingency fee  
23 amount is determined. The Closing Day Letter Agreement does not even specify the amount of the  
24 success fee, let alone any formula or percentage used to arrive at that figure.

25 10. What is more, on the morning of the October 27 closing, but *before* Wachtell’s fee  
26 engagement was modified to add its gratuitous bonus, the Musk Parties, as Twitter’s residual claimants,  
27 directed Twitter to suspend all outbound payments to third parties in anticipation of the imminent merger.  
28 Nonetheless, Twitter’s former executives presented Wachtell’s proposed new fee agreement to Twitter’s

1 outgoing board of directors later that morning at their final board meeting. At that point, Twitter board  
2 members had already signed their resignation letters, which were being held pending the closing later  
3 that day.

4 11. In the middle of the board's final October 27 meeting, former Twitter general counsel  
5 Sean Edgett sent the chart of fees that the Twitter board was meeting to approve. Upon seeing the  
6 magnitude of the fees being presented for the board's approval, one former Twitter director immediately  
7 exclaimed in an email reply to Edgett:

8 O

9 My

10 Freaking

11 God

12 Despite any initial shock, Twitter's lame duck board members voted to approve Wachtell's excessive  
13 and unconscionable fee.

14 12. Immediately following the Twitter board's rubber-stamp approval, Gadde signed  
15 Wachtell's letter agreement. Then, to ensure that the eleventh-hour fee payment went through before the  
16 Musk Parties (Twitter's new owners) could learn about the massive gift included in that fee, Edgett  
17 expedited the wire payment on the invoice for the balance (\$84,294,962.97) of the \$90 million total fee  
18 that Wachtell had submitted to Twitter the day before. Twitter's \$84 million wire to Wachtell was posted  
19 only ten minutes before Gadde and Edgett were terminated upon the closing of the merger.

20 13. In sum, having previously negotiated and signed an engagement letter for an hourly fee  
21 representation and having failed to obtain a written agreement for any fee tied to the results of the  
22 underlying case, Wachtell apparently believed that it—unlike other law firms bound by ethical and  
23 fiduciary obligations—was free to solicit a handout, aid and abet corporate waste by former Twitter  
24 executives in the death throes of their fiduciary roles, and walk away with a total fee that made it  
25 \$90 million richer. To the contrary, Twitter is entitled to restitution and disgorgement of fees charged by  
26 Wachtell under the void Closing Day Letter Agreement for the reasons set forth below.

1 **THE PARTIES**

2 14. Plaintiff X Corp. is the successor-in-interest to Twitter, Inc. X Corp. is a Nevada  
3 corporation with its principal place of business at 1355 Market Street, Suite 900, San Francisco,  
4 California 94103.

5 15. Defendant Wachtell, Lipton, Rosen & Katz is a New York general partnership with its  
6 sole office at 51 West 62nd Street, New York, New York 10019.

7 **JURISDICTION AND VENUE**

8 16. This Court has personal jurisdiction over Wachtell pursuant to section 410.10 of the  
9 California Code of Civil Procedure and the Due Process Clause of the United States Constitution. All  
10 causes of action arise out of conduct in California or directed towards California.

11 17. This Court has subject matter jurisdiction over this dispute because the amount in  
12 controversy exceeds \$25,000.

13 18. Venue is appropriate in this Court because the causes of action arose in this county.

14 **FACTUAL ALLEGATIONS**

15 **I. The Musk Parties Negotiate and Agree to Purchase Twitter and Take It Private**

16 19. Twitter operates a microblogging social media network that was founded in 2006.  
17 Twitter's platform allows users to publish text, photos, and videos in posts referred to as "tweets" that  
18 are viewable to other users. Twitter may be used for free, so advertising generates most of its revenue.  
19 Twitter quickly grew to function as a global town square with hundreds of millions of users.

20 20. Elon Musk is an investor and businessman who, among other things, is the CEO of Tesla,  
21 Inc., the world's most valuable automobile manufacturer by market capitalization. Musk is also the  
22 founder, CEO, and chief engineer of SpaceX, which partners with NASA and the International Space  
23 Station to launch satellites and ferry astronauts into space. Musk is also an active and prominent Twitter  
24 user who has over 143 million followers on the platform.

25 21. On April 4, 2022, Musk publicly disclosed that he had become Twitter's largest  
26 shareholder. Five days later, Musk declined an offer for a seat on Twitter's board of directors. On  
27 April 14, 2022, Musk announced an unsolicited offer to purchase Twitter's remaining shares for \$54.20  
28 per share. In conveying his offer to Twitter's board, Musk had publicly noted his lack of confidence in

1 Twitter's existing management. Thus, from the outset of Musk's offer to purchase Twitter, many of  
2 Twitter's executives were concerned about the effect the purchase would have on their employment.

3 22. Twitter's board of directors was also initially resistant to Musk's purchase offer. On  
4 April 15, 2022, Twitter's board announced that it had adopted a shareholder rights plan as a defensive  
5 maneuver against Musk's takeover bid. Under the shareholder rights plan, existing shareholders would  
6 receive the right to purchase additional Twitter shares at a 50% discount in the event that Musk or any  
7 other "entity, person or group acquires beneficial ownership of 15% or more of Twitter's outstanding  
8 common stock in a transaction not approved by the Board." By adopting this tactic popularly referred to  
9 as a "poison pill," a board of directors effectively prevents a company's shareholders from deciding for  
10 themselves whether to approve a sale on its merits.

11 23. Despite Twitter's defensive posture, Musk continued to negotiate the purchase with  
12 Twitter. On April 24, 2022, Musk delivered a letter to Twitter's board indicating that the \$54.20 per share  
13 offer was his "best and final." The next day, Twitter and Musk announced that they had reached an  
14 agreement for Musk's purchase of Twitter through his entities X Holdings I, Inc. and X Holdings II, Inc.  
15 for \$54.20 per share in cash, or a total of approximately \$44 billion.

16 **II. The Merger Agreement Included Protections for the Period Between Signing and Closing**

17 24. The terms for the Musk Parties' acquisition of Twitter were set forth in the Merger  
18 Agreement. Pursuant to the Merger Agreement, X Holdings I, Inc. would acquire Twitter upon the closing  
19 of the sale through a merger of Twitter, Inc. and X Holdings II, Inc., a wholly owned subsidiary of X  
20 Holdings I, Inc., with Twitter, Inc. as the surviving corporation.

21 25. Twitter agreed to several covenants in Section 6.1 of the Merger Agreement that were  
22 designed to protect the Musk Parties during the period between the Merger Agreement's signing and the  
23 closing that would consummate the merger (the "**Closing Period**"). Section 6.1(e) of the Merger  
24 Agreement restricted, among other things, Twitter's ability during the Closing Period to "increase the  
25 compensation payable or to become payable or benefits provided or to be provided to any Company  
26 Service Provider except for increases in cash compensation or benefits to Company Service Providers in  
27 the ordinary course of business consistent with past practice." The Merger Agreement defined "Company  
28

1 Service Provider” to mean “each current or former director, employee, consultant or independent  
2 contractor” of Twitter or any of its subsidiaries.

3 26. The expert Wachtell later retained on Twitter’s behalf for the merger litigation opined in  
4 his October 2, 2022 report that the “evident purpose” of Section 6.1(e) of the Merger Agreement was to  
5 prohibit “actions in which Twitter would be using its discretion” to increase expenses during the Closing  
6 Period “outside the ordinary course of business in a manner that might ultimately harm the acquiror.”

7 27. The Merger Agreement also contained a number of representations and warranties by  
8 Twitter for the benefit of the Musk Parties. In Section 4.21 of the Merger Agreement, Twitter represented  
9 and warranted that aside from Goldman Sachs, J.P. Morgan, and Allen & Company, “no broker, finder,  
10 investment banker, consultant or intermediary is entitled to any investment banking, brokerage, finder’s  
11 or similar fee or commission in connection with the Merger or any of the other transactions contemplated  
12 by this Agreement based upon arrangements made by or on behalf of [Twitter] or any of its Subsidiaries.”

13 **III. Twitter Retains Wachtell to Enforce Merger Agreement and Initiates Litigation**

14 28. Beginning in early May 2022, the Musk Parties sought information from Twitter  
15 concerning the prevalence of spam bot or fake accounts on the platform, information the Musk Parties  
16 noted they were entitled to under the Merger Agreement. Twitter resisted providing the information the  
17 Musk Parties requested. The dispute played out publicly with each round of letters filed as part of  
18 regulatory disclosures. On June 6, 2022, counsel for the Musk Parties sent a letter to Gadde and Twitter  
19 reiterating the information request and indicating that Twitter’s efforts to thwart the Musk Parties’  
20 information rights was “a clear material breach of Twitter’s obligations under the merger agreement and  
21 Mr. Musk reserves all rights resulting therefrom, including his right not to consummate the transaction  
22 and his right to terminate the merger agreement.”

23 29. The next morning, on June 7, 2022, Wachtell partner Ben Roth sent a solicitation email to  
24 Gadde, Edgett, and Twitter Chief Financial Officer Ned Segal, with the subject line “Transaction.” *See*  
25 **Exhibit 1**. Roth wrote that he had “been following with interest the news about your pending transaction  
26 with Elon Musk,” and pitched Wachtell’s representation of Twitter in preparing for the “meaningful risk  
27 of litigation to enforce the terms of your merger agreement” as something “squarely in our wheelhouse.”  
28 Roth boasted that his litigation colleagues at Wachtell “have the preminent Delaware litigation practice,”



1 noting that former Delaware Supreme Court Chief Justice and Delaware Chancery Court Chancellor Leo  
2 Strine “is now with our firm and sits about 25 feet down the hall from me.”

3 30. Roth described Savitt as “the leading Delaware litigator,” adding that Savitt had “led a  
4 successful defense against a lawsuit brought against the firm and me personally by Carl Icahn.” Roth’s  
5 email solicitation to Twitter suggested that “I know with certainty that there is no person or litigation  
6 group who would take [*sic*] tackle this with greater conviction or do it better.” The pitch concluded: “And  
7 having Chief Justice Strine’s expertise and advice would be invaluable.” Savitt and Strine were copied  
8 on the email.

9 31. A week later on June 14, 2022, Roth, Strine, and Savitt participated in a phone call with  
10 Twitter’s legal department, after which Twitter apparently agreed to retain Wachtell to handle potential  
11 litigation over the Merger Agreement. Following the call, Twitter’s former head of global litigation Karen  
12 Colangelo emailed the Wachtell team to say that Twitter preferred to have “all of our firms sign on to our  
13 standard engagement letter (allowing for firm-specific additions where necessary),” and sent Wachtell  
14 templates of Twitter’s standard attorney retention documents, “recognizing that there may be some  
15 provisions, such as a potential success fee, that will need to be added / modified.”

16 32. Savitt responded to Colangelo to set up a call to discuss the engagement letter and noted  
17 ahead of the call that “[s]ome of the stuff is different from the way we normally do things but I’m  
18 confident nothing that we can’t readily work out.” Shortly after the June 17, 2022 call, Colangelo  
19 followed up with Savitt to report that Twitter would agree to Wachtell’s request to eliminate the  
20 15% discount that would normally apply to Wachtell’s hourly fees under Twitter’s standard engagement  
21 terms. Colangelo noted that Wachtell “can add something to the letter about that, or we can just have an  
22 email understanding.” Savitt responded later that evening that “I don’t think we need anything other than  
23 this email understanding,” and said he would “update the engagement letter, sign it, send it over, and  
24 we’ll be done with this.”

25 33. Savitt sent the engagement letter executed on behalf of Wachtell to Colangelo for  
26 Twitter’s signature the following week on June 21, 2022. The June 21 Engagement Letter does not  
27 contain any contingent or success-fee component, much less one that would have complied with  
28 California law and Wachtell’s ethical duties had the parties intended to award Wachtell a success-based

1 fee. The June 21 Engagement Letter included a merger clause superseding “all prior agreements regarding  
2 our work together.” Twitter returned a counter-signed version of the June 21 Engagement Letter to  
3 Wachtell on July 28, 2022. *See Exhibit 2.* Wachtell did not obtain any other agreement at that time  
4 providing for the payment of any success fee or other fee tied to results achieved.

5 34. Wachtell proceeded to gear up for litigation against the Musk Parties. On July 8, 2022,  
6 the Musk Parties sent Twitter a notice that they were “terminating the Merger Agreement because Twitter  
7 is in material breach of multiple provisions of that Agreement, appears to have made false and misleading  
8 representations upon which Mr. Musk relied when entering into the Merger Agreement, and is likely to  
9 suffer a Company Material Adverse Effect (as that term is defined in the Merger Agreement).” Wachtell  
10 and Twitter responded by initiating the merger litigation in Delaware Chancery Court on July 12, 2022.

#### 11 **IV. Wachtell Handles Merger Litigation Under an Hourly Fee Arrangement**

12 35. Over the next three months, Wachtell represented Twitter in the merger litigation under  
13 the June 21 Engagement Letter. On August 25, 2022, Twitter’s billing department reached out to Savitt  
14 for an estimate for Wachtell’s “work done to date” on the merger litigation. The next day, Wachtell  
15 submitted its first invoice to Twitter representing Wachtell’s hourly fees and expenses from inception on  
16 June 13, 2022, through July 31, 2022 (the “**August 26 Hourly Invoice**”), with Wachtell’s hourly fees  
17 totaling \$5,613,238.65 for 5,140.41 hours billed. *See Exhibit 3.* Pursuant to the June 21 Engagement  
18 Letter, payment on the August 26 Hourly Invoice was due within 60 days from receipt. The August 26  
19 Hourly Invoice was accordingly scheduled for payment on October 25, 2022.

20 36. On August 28, 2022, Savitt responded to the earlier request from Twitter’s billing  
21 department for an estimate of Wachtell’s fees for work done to date, reporting that Wachtell had  
22 “invoiced approximately \$5.9mm to date and that there is approximately another \$4.5mm unbilled.” On  
23 September 28, 2022, Wachtell submitted its invoice for its hourly fees and expenses through August 31,  
24 2022 (the “**September 28 Hourly Invoice**”), which included hourly fees instead totaling \$10,025,578.10  
25 for 10,191.19 hours billed. *See Exhibit 4.* Consistent with the “net 60” payment terms under the June 21  
26 Engagement Letter, Wachtell’s September 28 Hourly Invoice was scheduled for payment when due on  
27 November 27, 2022 (60 days after submission of the invoice). The November 27 scheduled payment was  
28

1 ultimately canceled on the eve of closing after Wachtell re-negotiated its fee arrangement with Twitter  
2 once the merger litigation had been resolved, as set forth in more detail below.

3 37. Both the August 26 Hourly Invoice and the September 28 Hourly Invoice were approved  
4 for payment despite flagrantly improper billing practices. For example, six Wachtell timekeepers—  
5 including partners Roth, Brad Wilson, Gregory Pessin, and Joshua Feltman—billed a combined  
6 \$2,200,893.75 in those two invoices with *completely blank time entry descriptions*. One Wachtell  
7 associate billed approximately \$935,000 across the two invoices, with all of her time entry descriptions  
8 limited to either “strategy” or “factual analysis” without further elaboration. And those time entry  
9 descriptions that do contain more specifics reveal that *Wachtell even charged Twitter for work done by*  
10 *Wachtell attorneys on unrelated matters for unrelated Wachtell clients*. Nevertheless, Twitter  
11 executives, exhibiting little to no regard for Twitter’s interests or established company policy, approved  
12 the August 26 Hourly Invoice and the September 28 Hourly Invoice even though they were improper on  
13 their face.

#### 14 **V. The Musk Parties Agree to Close and the Merger Litigation Is Resolved**

15 38. On October 4, 2022, the Musk Parties agreed to resolve the merger litigation by closing  
16 on the original deal terms on or around October 28. The Delaware Chancery Court entered an order on  
17 October 6 staying the merger litigation pending the closing. That same day, Wachtell reported to Twitter  
18 that the firm’s “estimated accrual for September is \$11MM.” *See Exhibit 5*.

19 39. Around this time, the Musk Parties requested details from Twitter regarding its expected  
20 transaction expenses, including legal fees. On October 11, 2022, Twitter emailed Wachtell to request an  
21 estimate of Wachtell’s October fees “assuming a closing date of 10/28/22.” Wachtell does not appear to  
22 have ever sent that estimate or any details regarding its hourly billing or expenses—let alone an invoice  
23 for its hourly fees and expenses—in connection with its work on the merger litigation after August 31,  
24 2022.

#### 25 **VI. Wachtell Proposes a New Fee Agreement with Materially Different Fee Terms**

26 40. On the evening of October 13, 2022, Wachtell’s team gathered with members of the  
27 Twitter litigation department for a celebration. With Wachtell’s work on the merger litigation essentially  
28 complete, Savitt and Wachtell sought something unusual: an eleventh-hour renegotiation of their fee

1 arrangement. Standing on the other side of those “negotiations” were lame duck Twitter executives, like  
2 Gadde and Edgett, who anticipated they were likely to be terminated following the closing of the merger.

3 41. On October 14, 2022, the day after the celebratory gathering, Savitt sent Edgett an email  
4 with the subject line “transaction expenses,” saying that “we are being pushed to supply a number for  
5 transaction expenses and thought it might make sense to discuss our fee---please let me know what you  
6 think.” Savitt and Edgett had a phone call shortly thereafter. Following the call, Savitt gleefully emailed  
7 the Twitter legal team that had attended the gathering the night before to thank “the best clients and  
8 foxhole-partners one could hope for,” and to say that he was “[l]ooking forward to the full-on blowout in  
9 (fingers crossed!) not too long...”

10 42. Later that afternoon, Twitter circulated a draft chart of transaction expenses to its counsel  
11 and listed \$95 million for Wachtell’s fees. Edgett emailed Savitt to say that Savitt should “feel free to  
12 reach out” to the chairman of Twitter’s board of directors Bret Taylor, adding that “Vijaya and I haven’t  
13 had a chance to talk to him, but will.” Savitt responded to tell Edgett that he would let Edgett know after  
14 Savitt connected with Taylor.

15 43. Savitt followed up with Edgett the following week to let him know that Taylor had not  
16 yet returned Savitt’s calls. Edgett responded that he had not spoken to Taylor yet and that it was fine for  
17 Savitt to reach out to Taylor again. Edgett and Savitt had another call on the afternoon of October 19,  
18 2022. The next day, Savitt sent Edgett an email with the subject line “fee information--confidential,”  
19 explaining that “[f]ollowing up on our conversation yesterday,” Wachtell had pulled together the memo  
20 to Twitter attached to his email that set out “some information on comparable fee situations.” *See*  
21 **Exhibit 6**. Edgett forwarded the Wachtell fee memo to Gadde and Taylor.

22 44. Wachtell’s October 20 fee memo to Sean Edgett stated, “You have asked us to supply  
23 information regarding fee arrangements comparable to the arrangements contemplated in WLRK’s  
24 Twitter engagement.” *See Exhibit 7*. The memo first discussed “Engagement fees as a percentage of  
25 banker fees,” claiming that “[a]s we discussed, in engagements related to pending transactions as to which  
26 a premium fee is contemplated, our Firm often receives a fee in the range of 60 to 80 percent of the fees  
27 paid to investment advisors.” The memo then generally described seven Wachtell representations related  
28 to mergers or acquisitions from 2020–2022 where Wachtell claimed to have received fees that ranged

1 from 67% to 100% of the fee charged by the investment banks on those deals. Wachtell's memo did not  
2 specify whether those representations were in connection with Wachtell's M&A work or were received  
3 in connection with its work as litigation counsel where hourly fees were paid, like in the Twitter merger  
4 litigation, or whether that distinction might be meaningful.

5 45. Moreover, Wachtell's statements regarding the premium fees it supposedly "often"  
6 received were incomplete, misleading, and otherwise inadequate to provide any basis for informed  
7 consent by its client Twitter, even though Wachtell's ethical and fiduciary duties required that Wachtell  
8 make full disclosure to, and obtain informed consent, from its client. Specifically, Wachtell did *not*  
9 disclose:

- 10 • Whether Wachtell had received a premium fee as a percentage of  
11 investment banker fees in transactions anywhere near as large as the  
12 \$45 billion Twitter merger;
- 13 • How premium fees that Wachtell had previously received as a percentage  
14 of investment banker fees compared to the billed time spent on such matters;
- 15 • Whether Wachtell had negotiated such premium fees as a percentage of  
16 investment banker fees at the outset of the engagement as an alternative to  
17 hourly fee engagements, meaning that Wachtell faced some risk of non-  
18 payment to the extent the deal failed to close (as opposed to its  
19 representation of Twitter on an hourly-fee basis);
- 20 • Whether Wachtell had engagements in which no premium fees were  
21 obtained above Wachtell's time billed at standard hourly rates, and the  
22 frequency of such engagements; and
- 23 • Whether Wachtell had engagements in which premiums over standard  
24 hourly rates were paid on some basis other than as a percentage of  
25 investment banker fees, the frequency of such engagements, and the  
26 premiums over hourly rates paid in such engagements.

27 Nor did Wachtell disclose that its ethical duties and California law contained specific requirements for  
28 any agreements pertaining to fees tied to a client's success, including that such agreements be reduced to

1 writing, and that Twitter as its client had no obligation whatsoever to pay a success fee or any other  
2 contingency fee to Wachtell due to Wachtell's failure to earlier obtain such an agreement.

3 46. In addition, Wachtell's fee memo alternatively described "Engagement fees as a  
4 percentage of run rate," explaining that "[i]n premium-billing matters that involve substantial litigation,  
5 we also frequently invoice on a fee basis of 2x-2.5x of our run-rate amounts." Wachtell's memo claimed  
6 that "in litigations involving a corporate defense against hostile takeovers in [*sic*] we received fees of  
7 more than 3x run-rate in one recent instance (involving a pharmaceutical client), and 2.25x run-rate in  
8 another (involving an aggregates-building manufacturer)," and that "[i]n litigation involving mortgage-  
9 backed securities coming out of the financial crisis, we received a fee of approximately 2x our run rate."  
10 The memo added that the "total fee amounts in these illustrative matters range from approximately  
11 \$33mm to \$134mm."

12 47. Wachtell's fee memo did not specify the length of time that any of the described cases  
13 were litigated by Wachtell. Moreover, Wachtell's statements regarding engagement fees "as a percentage  
14 of run rate" were misleading in that Wachtell did not disclose whether Wachtell had negotiated for such  
15 fee arrangements at the outset of its engagement in the described matters, nor did it provide any sense of  
16 the frequency of litigation matters in which Wachtell received no such premium. Wachtell's fee memo  
17 also failed to advise Twitter of the merger agreement's restrictions on such payments.

18 48. The October 20 fee memo's reference to "fee arrangements comparable to the  
19 arrangements contemplated in WLRK's Twitter engagement" is puzzling to say the least given that the  
20 June 21 Engagement Letter between Twitter and Wachtell did not contemplate a fee arrangement like  
21 those described in the self-serving memo. And because Wachtell never shared with Twitter any details  
22 regarding its hourly billing or expenses after August 31, 2022, Twitter was not even capable of properly  
23 determining Wachtell's "run rate" as described in Wachtell's memo.

24 49. On Friday, October 21, Savitt followed up with Edgett by email to say, "With apologies  
25 for the pain in the a-- on this, I'm told that we're due to send fee numbers across to the other side on  
26 Monday so we wanted to make sure to come to a landing on our figure before then," explaining that  
27 Wachtell had "drafted a short letter agreement to memorialize whatever the number is." See **Exhibit 8**.  
28 Savitt followed up with Edgett again on Sunday, October 23, and noted that the \$95 million number

1 included in the draft chart of transaction expenses “is of course fine from our perspective, but I wanted  
2 to make sure you were comfortable with it, as we hadn’t had a further discussion.” See **Exhibit 9**. Savitt  
3 also stressed, “As I mentioned before *we think it’s important to have a letter agreement on the fee,*  
4 whatever it is,” recognizing that Twitter had no basis to pay a success fee to Wachtell under the existing  
5 June 21 Engagement Letter. (Emphasis added). Savitt attached a draft of Wachtell’s proposed letter  
6 agreement “with the number blank for your review.”

7         50. Wachtell’s draft letter agreement stated, “With the closing of the transaction with affiliates  
8 of Elon Musk now in prospect, we wanted to be in touch to memorialize our understanding on the total  
9 fee, inclusive of the success fee, contemplated by our engagement with Twitter.” See **Exhibit 10**. The  
10 letter continued: “Confirming our agreement, subject to and effective as of a closing on or about October  
11 28, 2022, Twitter agrees that Wachtell Lipton will be paid a total fee of \$[●] million (the ‘Final Fee’)  
12 immediately prior to the closing of the transaction in consideration of its work on Twitter’s behalf since  
13 inception of its engagement.” The draft letter agreement explained that the “Final Fee will constitute the  
14 entire fee payable to Wachtell Lipton and all prior invoices will be deemed satisfied by the payment of  
15 the Final Fee.” In the event the merger did not close on or about October 28, the draft letter agreement  
16 contemplated that Wachtell would “continue to bill its time on an hourly basis and Twitter and Wachtell  
17 Lipton will endeavor to agree on final fee at a future time when the completion of our engagement is  
18 once again in prospect.”

19         51. Wachtell’s draft letter agreement contained no reference to the June 21 Engagement  
20 Letter. The draft letter agreement also purported to make Twitter’s fee payment to Wachtell due  
21 immediately prior to closing instead of on the net 60 terms applicable under the June 21 Engagement  
22 Letter. Of course, Wachtell and the now-former Twitter executives were fully aware that if the  
23 circumstances surrounding the fee were fully disclosed to the Musk Parties, it would never have been  
24 paid.

25         52. Wachtell’s proposed draft letter agreement violated its legal and ethical duties to its client  
26 Twitter. The applicable rules of professional conduct prohibit attorneys from soliciting a gift from a client  
27 or preparing documentation to facilitate such a gift. Those rules of professional conduct also prohibit  
28 attorneys from making an agreement to charge an excessive, unconscionable, or illegal fee. And because

1 Wachtell's draft letter agreement proposed a modification of an existing client's fee arrangement, it is  
2 subject to the strictest scrutiny under those ethical rules. Twitter's status as an existing client additionally  
3 meant that the fee modification implicated Wachtell's fiduciary duties to Twitter. Wachtell breached its  
4 fiduciary duties to Twitter by soliciting and facilitating payment of an unconscionable success fee as part  
5 of the \$90 million total fee. Finally, Wachtell's proposed draft letter agreement lacked the necessary  
6 information required by California law for contingency fee contracts under § 6147 of the California  
7 Business & Professions Code, rendering it ineffective and voidable.

8 53. Edgett nonetheless responded to Savitt that the draft letter agreement "looks fine," but that  
9 Edgett was "still trying to get time with Bret." *See Exhibit 11.* Edgett also noted that Wachtell's  
10 \$95 million fee number reflected in Twitter's draft chart of transaction expenses represented "a high  
11 estimate" to assure "there were no surprises," but that Edgett "imagine[d] the number comes back lower."  
12 Edgett proceeded to set up a call with Twitter directors Bret Taylor and Patrick Pichette for the next  
13 morning, Monday, October 24, 2022. In advance of the call with Taylor and Pichette, Edgett forwarded  
14 Pichette a copy of Wachtell's October 20 fee memo. While Taylor and Pichette were members of the  
15 Transaction Committee of the board, the third member of that committee, Martha Lane Fox, was  
16 conspicuously absent from that discussion. Notably, just weeks prior, Ms. Fox had expressed concern  
17 over professional fees on other matters, and the need to "manage" such fees "tightly."

18 54. Following his call with Taylor and Pichette, Edgett emailed Savitt to report that "Bret and  
19 Patrick have aligned on \$90M" and that "[t]hey'll discuss it with the board on Thursday, but we can  
20 update our transaction expenses file." *See Exhibit 12.* Edgett asked Savitt to update the draft Closing  
21 Day Letter Agreement with the \$90 million figure and to reflect that Gadde would be signing on behalf  
22 of Twitter so that Gadde could "sign right after the board meeting" that had been scheduled for Thursday,  
23 October 27.

24 55. It is impossible to determine what portion of the \$90 million total fee due to Wachtell  
25 under the Closing Day Letter Agreement represents the referenced success fee. Based on the hourly  
26 billing invoices, the success fee was astronomical, whatever its precise value. If calculated as the excess  
27 of the \$17,943,567.49 combined total previously invoiced in the August 26 Hourly Invoice and the  
28 September 28 Hourly Invoice, Wachtell's success fee would be \$72,056,432.51. Even deducting the



1 \$11 million in estimated accrued fees for September 2022 that Wachtell reported to Twitter on October 6,  
2 Wachtell's success fee would still be \$61,056,432.51 on top of full payment of the two invoices and  
3 estimated hourly billings for September 2022.

4 **VII. Twitter Plans to Expedite Payments to Preferred Law Firms Including Wachtell**

5 56. During the same time period between the merger litigation being stayed on October 6 and  
6 the closing, the now-former Twitter executives similarly agreed to pay tens of millions in "project fees"  
7 to other law firms who represented Twitter on top of payment of those firms' full hourly fees. However,  
8 Wachtell and the other law firms understood that it would not be enough for Twitter to agree to pay those  
9 amounts; they also needed Twitter to actually pay those fees on expedited terms prior to closing so that  
10 the Musk Parties would not have the opportunity to review and challenge the law firm invoices.

11 57. On October 22, 2022, Twitter's Business Operations Manager emailed Twitter's billing  
12 department to report that "[p]ursuant to requests from the firms, the Litigation team is asking if we can  
13 pay some of our legal vendors on expedited pay terms." See **Exhibit 13**. The email indicated that the law  
14 firms' request had been approved by Edgett and Colangelo, and offered to provide any information  
15 needed "to help facilitate immediate payment" of the preferred law firm invoices that would normally  
16 not have been due until after the closing. A Twitter employee responded on October 24, 2022, that they  
17 had received guidance from Twitter's Chief Accounting Officer Robert Kaiden "**that we are not to pay**  
18 **bills on an accelerated schedule unless approved by Robert.**" (Emphasis added). Edgett replied that  
19 he had "connected with Robert" and that "**we're good to move ahead as I'm approving**" the law firm  
20 invoices "for payment on or before 10/28." (Emphasis added).

21 58. Wachtell's August 26 Hourly Invoice was paid as scheduled on October 25, 2022. On  
22 October 26 (the day before the scheduled meeting of Twitter's board), Savitt re-sent the draft letter  
23 agreement to Edgett "as well as our invoice for the agreed amount (which we understood we should send  
24 along so it can be set up in the system in advance of closing)." See **Exhibit 14**. Savitt noted that Wachtell  
25 had reduced the \$90 million total fee in the invoice to account for the \$5,705,037.03 payment Wachtell  
26 had received the day before on the August 26 Hourly Invoice, leaving \$84,294,962.97 payable on the  
27 new invoice. Savitt attached the invoice to Twitter dated October 26, 2022, in Word format (the  
28

1 “October 26 Invoice”). *See Exhibit 15*. The October 26 Invoice stated that the remaining balance of the  
2 \$90 million total fee was “payable immediately prior, but subject to, the closing.”

3 59. Edgett forwarded Wachtell’s October 26 Invoice to Segal and Twitter’s billing department  
4 “for approval,” explaining that “we will have the Board approve in the morning.” Edgett added that if  
5 Twitter went ahead and paid Wachtell’s September 28 Hourly Invoice, Twitter could reduce the amount  
6 due on the October 26 Invoice by the \$12,238,530.46 payment. Edgett reported that he would respond  
7 back to the group “once the Board has approved” execution of Wachtell’s draft letter agreement.

8 **VIII. Twitter Executives Receive Clear Directive on Day of Closing to Halt Outbound Payments**

9 60. The Musk Parties moved up the scheduled closing of the Merger Transaction by one day  
10 to October 27, 2022. At 5:11 a.m.<sup>1</sup> (8:11 a.m. Eastern) on the morning of October 27, counsel for the  
11 Musk Parties sent a directive on behalf of their client instructing Twitter, Inc. “to immediately discontinue  
12 all outbound payments and other disbursements to third parties in order to assist Mr. Musk’s funds flow  
13 preparations for the completion of the pending merger.” *See Exhibit 16* (the “Closing Day Directive”).  
14 The Closing Day Directive also provided advance instructions “in anticipation of the imminent  
15 completion of the merger” with respect to “outbound payments and disbursements to third parties  
16 following completion of the merger,” explicitly including “outside advisors, including, without  
17 limitation, financial advisors, legal advisors, accounting advisors, litigation experts, and all other external  
18 advisors.” The Closing Day Directive was an unequivocal statement on behalf of Twitter’s residual  
19 claimants of the corporation’s preference to pause outbound payments pending that day’s closing so that  
20 the company’s new owner could have “a reasonable opportunity to review such payments.”

21 61. The Closing Day Directive was addressed to Gadde but sent to counsel for Twitter and its  
22 board of directors, who proceeded to forward the Closing Day Directive to Gadde, Edgett, and Savitt four  
23 minutes later. Edgett later forwarded the letter to Segal and Kaiden with the note “FYI. The latter half of  
24 this letter asks us to revoke all payment authority internally as of the closing. Let’s discuss how best to  
25 make sure that happens without anything breaking.” Edgett, Segal, Kaiden, and the other Twitter  
26

27 \_\_\_\_\_  
28 <sup>1</sup> All times described in this Complaint are Pacific (UTC–7:00) unless otherwise stated. The times reflected in the email exhibits to this Complaint are UTC.

1 executives ignored the first half of the Closing Day Directive and instead accelerated Twitter’s outbound  
2 payments to third parties.

3 **IX. Twitter’s Board Meets Hours Before Closing to Approve Last-Minute Fee Requests**

4 62. Twitter’s executives proceeded to seek approval from Twitter’s outgoing board of  
5 directors to execute the Closing Day Letter Agreement and commit to paying Wachtell \$84,294,962.97  
6 prior to closing at a meeting convened later that morning at 7:00 a.m. The meeting was attended by  
7 outgoing Twitter board members Pichette, Taylor, Agrawal, Mimi Alemayehou, Egon Durban, Omid  
8 Kordestani, and Martha Lane Fox. At that point, each of Twitter’s board members had already signed  
9 their resignation letters that were being held for closing. The meeting was additionally attended by others  
10 including Gadde, Edgett, Colangelo, and Savitt. Edgett acted as secretary of the meeting.

11 63. Although the minutes of the October 27, 2022 board meeting state that Savitt was present  
12 for the Board’s review of the proposed fees, the final minutes do not specify what that review entailed or  
13 if there was any debate regarding the proposed fees. Edgett had circulated draft board minutes in advance  
14 of the meeting, but those draft minutes did not include the referenced exhibit listing the professional fees  
15 that the minutes purported to approve. Edgett finally emailed the outgoing Twitter board the chart of  
16 professional fees for approval at 7:29 a.m.

17 64. Several of Twitter’s non-executive board members aside from Pichette and Taylor  
18 apparently had not been advised of the magnitude of the proposed fees they were supposed to approve  
19 prior to Edgett’s 7:29 a.m. email. For example, within one minute of receiving Edgett’s email, Fox—who  
20 had been excluded from the earlier discussion of Wachtell’s fee despite her role on the Transaction  
21 Committee—replied directly to Edgett: “O My Freaking God.” See **Exhibit 17**. Despite the shocking  
22 nature of Wachtell’s last-minute fee request and the instructions in the Closing Day Directive, Twitter’s  
23 board nonetheless approved the handout at their final October 27, 2022 meeting.

24 **X. Twitter Executives Scramble to Wire Out Hundreds of Millions in Cash Before Closing**

25 65. Within hours of closing and Gadde’s eventual termination, Gadde emailed her Twitter  
26 director and officer indemnification agreement from her company email account to her personal Gmail  
27 account at 7:55 a.m. Eight minutes later, Gadde emailed the Closing Day Letter Agreement to a Twitter  
28 employee requesting that they add her signature to the agreement and return it. At 9:15 a.m., “[f]ollowing

1 the board’s approval and ratification of your fees,” Gadde sent Savitt the fully executed Closing Day  
2 Letter Agreement. *See Exhibit 18.*

3 66. An hour later, Edgett emailed Savitt to say Twitter had paid the September 28 Hourly  
4 Invoice and requested that Wachtell “send us a new final invoice ASAP subtracting that amount so we  
5 can process per the Board’s instruction.” Realizing they had no time to spare and that Wachtell’s  
6 submission of a new invoice would likely delay payment until after the merger closed, Twitter executives  
7 quickly changed course. Ten minutes after Edgett’s request that Wachtell submit a new invoice,  
8 Colangelo replied to Edgett’s email to tell Savitt that she had “[j]ust confirmed with the team, we’re just  
9 going to cancel the \$12M invoice and pay the \$84M one so we don’t make you all do more work,” and  
10 confirmed that “we should be all set.” At 12:07 p.m., Twitter’s accounting department submitted a request  
11 to wire Wachtell \$84,294,962.97 from Twitter’s Citibank account, and the wire was processed and posted  
12 at 3:50 p.m., a mere ten minutes before the Merger Transaction closed. At 4:01 p.m., Gadde and Edgett  
13 received their notices of termination from Twitter “on behalf of Elon R. Musk.” Needless to say, Twitter’s  
14 now-former fiduciaries went to extraordinary lengths to make sure that the Wachtell fee was paid in spite  
15 of the fact that there was no ascertainable benefit that would flow to Twitter as a continuing corporation  
16 as a result of the expedited payment.

17 67. Twitter’s former executives, in violation of their fiduciary duties and the underlying  
18 merger agreement, managed to accelerate the transfer of nearly \$130 million for legal expenses alone  
19 from Twitter’s cash accounts between the time the Closing Day Directive was sent on October 27 and  
20 the closing of the merger later that day.

## 21 **XI. Twitter’s New Management Investigates Unusual Payment Activity**

22 68. Following the closing of the merger, the Musk Parties learned details regarding a range of  
23 misconduct by former Twitter executives, including the egregious corporate waste described above, and  
24 initiated an investigation at Twitter. On or about March 15, 2023, Twitter, a Delaware corporation,  
25 merged with and into the newly formed Nevada corporation X Corp., leaving X Corp. as Twitter’s  
26 successor-in-interest.

1           69. As part of X Corp.’s investigation of payments to law firms by Twitter in the final days  
2 of the Closing Period, counsel for X Corp. sent Wachtell a demand for fee-related portions of the Twitter  
3 client file pursuant to Wachtell’s professional and fiduciary obligations to its former client.

4           70. On May 16, 2023, Wachtell responded that it was reviewing X Corp.’s request and  
5 expected to provide a response by May 30. On June 7, 2023, Wachtell finally responded to X Corp.’s  
6 client file demand and produced six documents it claimed were responsive to the request for fee-related  
7 materials: (1) the June 21 Engagement Letter; (2) the August 26 Hourly Invoice; (3) a single page from  
8 the 99-page September 28 Hourly Invoice; (4) the October 26 Invoice; (5) the Closing Day Letter  
9 Agreement; and (6) Gadde’s October 27 email transmitting the signed Closing Day Letter Agreement to  
10 Savitt. Wachtell’s October 20, 2022 fee memo to Twitter was notably absent from Wachtell’s client file  
11 production. Wachtell’s June 7, 2023 letter in response to X Corp.’s client file demand objected to the  
12 characterization of Twitter’s fee payments to Wachtell as improper, asserting that the payments were  
13 sanitized because Twitter’s lame duck “Board of Directors specifically approved and authorized Twitter’s  
14 entry into an agreement to pay Wachtell Lipton’s fee.”

15                   **THE SUCCESS FEE AND THE CLOSING DAY LETTER AGREEMENT THAT**  
16                   **WACHTELL SOLICITED WERE UNCONSCIONABLE**

17           71. The success fee and the Closing Day Letter Agreement that Wachtell procured through  
18 the eleventh-hour Closing Day Letter Agreement were unconscionable when considering all the  
19 surrounding facts and circumstances.

20           72. First, Wachtell engaged in improper overreaching in soliciting and negotiating the success  
21 fee. Wachtell and Twitter were parties to the June 21 Engagement Letter, which did not entitle Wachtell  
22 to a success fee. Wachtell had not procured any other written agreement entitling it to a success fee or  
23 any other fee tied to results achieved, as required by California law and Wachtell’s ethical duties. And  
24 Wachtell had already performed all work on an hourly fee basis under the June 21 Engagement Letter,  
25 for which Wachtell had already procured a material concession from Twitter in the form of Twitter’s  
26 waiver of its normal request for a 15% discount. Moreover, Wachtell engaged in overreaching because,  
27 as discussed below, it made misleading statements and omissions surrounding its fee.

1           73.     Second, Wachtell failed to disclose all material facts to Twitter related to the success fee.  
2 Wachtell did not disclose its ethical duties and obligations related to fee modifications or related to the  
3 requirement for written agreements for any success fees or similar fees. And Wachtell did not disclose  
4 facts sufficient to enable Twitter to evaluate the reasonableness of the success fee portion of Wachtell’s  
5 requested \$90 million total fee relative to Wachtell’s fees in other matters, instead sending the incomplete  
6 and self-serving October 20, 2022 memo. As described above, Wachtell’s October 20, 2022 memo on  
7 fees suggested that Wachtell “often” received premium fees of 67%–100% of investment banking fees,  
8 while failing to disclose numerous factors that would be relevant and necessary to compare those fees (in  
9 dissimilar transactional matters) to the size of the fee Wachtell was requesting from Twitter. In the end,  
10 Wachtell was paid *more* than any of the investment banks. Similarly, as described above, Wachtell’s  
11 October 20, 2022 memo self-servingly suggested that Wachtell “frequently” received fees of 2x to 2.5x  
12 its run rate fees in litigation, without disclosing facts relevant to assessing whether those matters were  
13 fairly representative and comparable to the fee Wachtell was requesting from Twitter. In other words,  
14 Wachtell transmitted a memo to Twitter making it sound like the premium it requested in the form of the  
15 success fee was typical and ordinary, when in reality the fee represented a windfall—even by Wachtell’s  
16 standards—for a litigation matter in which Wachtell bore zero risk and had already completed all work  
17 under the June 21 Engagement Letter on an hourly basis.

18           74.     Third, the fee was grossly excessive in proportion to the value of the services performed.  
19 Wachtell would have received a windfall relative to the value of the services performed had it just been  
20 paid in full for hourly time billed given that (1) Wachtell’s hourly rates are already high relative to market  
21 rates, (2) Wachtell billed unreasonable amounts of time to the litigation, and (3) several Wachtell  
22 timekeepers failed to provide any description whatsoever of the time supposedly spent, let alone adequate  
23 detail to assess the work performed. The addition of Wachtell’s requested success fee drove its already-  
24 excessive billings higher still, resulting in a \$90 million total fee that was nearly six times the already  
25 inflated hourly fees in the invoices Wachtell submitted. And unlike in traditional contingency fee  
26 engagements where premiums over hourly rates establishing market norms are justified because the law  
27 firm took on substantial risk, Wachtell took on no risk whatsoever in connection with the Closing Day  
28 Letter Agreement. All services had already been performed, deal closing was imminent, and the Closing

1 Day Letter Agreement provided that Wachtell would continue to be paid both its full hourly rates in the  
2 extremely unlikely event that the merger failed to close at the last minute plus a (presumably higher)  
3 success fee to be determined later.

4 75. Fourth, Wachtell was more sophisticated and knowledgeable than Twitter when it comes  
5 to the market rate for legal services in mergers and litigation surrounding mergers. In addition, Wachtell  
6 knew that it was dealing with lame duck fiduciaries who made no attempt to honor their duties to Twitter  
7 as a continuing corporation. So, Wachtell exploited that information asymmetry, and the ill-will of  
8 Twitter's disgruntled executives, to pass off its success fee request as normal or typical when the size of  
9 its \$90 million total fee was anything but typical.

10 76. Fifth, Wachtell was one of six large law firms that represented Twitter in connection with  
11 the merger litigation, a relatively straightforward breach of contract dispute in which Twitter sought to  
12 hold the Musk Parties to the Merger Agreement and to close the transaction. While there were important  
13 factual disputes, there were not novel or difficult questions of law involved, nor did the litigation require  
14 any special skills beyond that which Twitter could have procured by paying hourly rates to many other  
15 reputable law firms with experience litigating in the Delaware Chancery Court, including those hired to  
16 work alongside Wachtell.

17 77. Sixth, entering into the Closing Day Letter Agreement did not preclude Wachtell from  
18 taking on other matters (*i.e.*, there were no opportunity costs) because the litigation had concluded and  
19 Wachtell's work was complete.

20 78. Seventh, at the time the Closing Day Letter Agreement was entered into, there were no  
21 time limitations imposed by Twitter or other circumstances that would have required some outsized fee  
22 to retain counsel to pursue the representation. Rather, the litigation had already been resolved.

23 79. Eighth, even assuming Wachtell attorneys' experience, reputation, and ability may  
24 command a slightly higher fee than other counsel, any justifiable premium was already incorporated into  
25 Wachtell's standard hourly rates. Wachtell had agreed to represent Twitter for its full hourly rates (after  
26 rejecting the standard 15% discount requested by Twitter) under the June 21 Engagement Letter.

27 80. Ninth, while the success fee requested by Wachtell was conditioned on the merger closing,  
28 the fee was not a typical contingency fee in that: (a) the Closing Day Letter Agreement was not entered

1 into until the day the merger closed and *after* the litigation for which Wachtell was retained had already  
2 been resolved; and (b) the Closing Day Letter Agreement provided that Wachtell would still receive  
3 payment on all time billed at its full hourly rates even if the transaction fell apart later that day. Thus,  
4 Wachtell bore no risk whatsoever (unlike a typical contingency fee arrangement).

5 81. Tenth, no additional time and labor was likely to be required at the time Wachtell  
6 negotiated its success fee and entered into the Closing Day Letter Agreement. The litigation had already  
7 been resolved, after which it became a foregone conclusion that the merger would close.

8 82. Eleventh, Twitter did not give informed consent to the success fee. Although Twitter’s  
9 board of directors ultimately approved the \$90 million total fee, the directors were not provided with all  
10 material facts, largely due to Wachtell’s own lack of disclosure. Wachtell did not advise Twitter to seek  
11 independent counsel with respect to the last-minute modification of the fee. Despite ample opportunity  
12 to do so, Wachtell did not provide the details of its hourly billings after August 31, 2022, to make it clear  
13 how much of a bonus it was requesting Twitter pay.

14 83. Further, Wachtell’s October 20, 2022 memo was self-servingly misleading (for the  
15 reasons discussed above) and was never provided to the members of Twitter’s board aside from Taylor  
16 and Pichette. And Twitter’s board was likewise not provided with other information—such as Wachtell’s  
17 prior invoices or the terms of the June 21 Engagement Letter—that would enable the board to ascertain  
18 the outlandishness of authorizing the requested success fee at the conclusion of Wachtell’s engagement.

19 84. Finally, the Closing Day Fee Letter was an eleventh-hour, blatantly impermissible  
20 modification of a pre-existing written contract for which Wachtell offered no new consideration  
21 whatsoever. Indeed, the Closing Day Letter Agreement expressly acknowledged that the closing of the  
22 merger was imminent, and that the contemplated \$90 million total fee payment, including the unspecified  
23 success fee, was “in consideration” solely for Wachtell’s past “work on Twitter’s behalf since inception  
24 of its engagement.” And, even if the transaction did not close later the same day that the Closing Day  
25 Letter Agreement was executed, Wachtell would still be paid its hourly fees consistent with the June 21  
26 Engagement Letter. In other words, it took zero risk on the representation that would have entitled it to  
27 seek such an extraordinary success fee.

28



1 **CAUSES OF ACTION**

2 **COUNT 1: RESTITUTION (UNJUST ENRICHMENT)**

3 85. Plaintiff re-alleges and incorporates by reference all of the allegations set forth above.

4 86. The Closing Day Letter Agreement was not a valid, effective, and legally binding and  
5 enforceable express contract at the time Twitter paid the success fee to Wachtell shortly before the merger  
6 closed on October 27, 2022. Rather, the Closing Day Letter Agreement was void or voidable, and/or  
7 otherwise legally invalid, ineffective, and unenforceable for several reasons.

8 87. First, for the many reasons described above, the Closing Day Letter Agreement called for  
9 payment of an unconscionable fee and was an unconscionable agreement.

10 88. Second, the Closing Day Letter Agreement was not an enforceable contractual  
11 modification of the pre-existing June 21 Engagement Letter. Specifically, Wachtell provided no new  
12 consideration whatsoever for the Closing Day Letter Agreement. Indeed, the Closing Day Letter  
13 Agreement expressly acknowledged that the closing of the merger was imminent, and that the  
14 contemplated \$90 million total fee, including the success fee, was “in consideration” solely for  
15 Wachtell’s *past* “work on Twitter’s behalf since inception of its engagement.” Because the only  
16 consideration offered by Wachtell was for services it had *previously* rendered, there was no consideration  
17 for the Closing Day Letter Agreement, and it was an impermissible and ineffective contractual  
18 modification.

19 89. Third, the Closing Day Letter Agreement was void and ineffective as the product of  
20 Wachtell’s breaches of professional duties and ethical rules. The Closing Day Letter Agreement called  
21 for an unconscionable fee, and Wachtell engaged in overreaching in the process. Wachtell failed to fully  
22 inform its client, including Twitter’s board, regarding the basis for Wachtell’s request to belatedly modify  
23 its fee arrangement with an existing client. Nor did Wachtell inform its client of the import of Wachtell’s  
24 failure to procure a written agreement for the success fee at the outset of the engagement, that Twitter  
25 had no obligation to enter into such an agreement or to pay any such fees, or that Twitter should consider  
26 seeking the advice of independent counsel. Wachtell effectively solicited a substantial gift or gratuity  
27 from a client in violation of its professional duties and the rules of professional conduct. Wachtell took  
28 on no risk whatsoever in exchange for the purported success fee. The merger transaction was on the verge

1 of closing later that same day, and Wachtell would still receive its full hourly fees at its full hourly rates  
2 if the transaction failed at the last minute. Wachtell additionally breached its professional duties and the  
3 rules of professional conduct by drafting the Closing Day Letter Agreement, the instrument whereby  
4 Wachtell was given that substantial gift by its client Twitter.

5 90. Fourth, the Closing Day Letter Agreement was void and ineffective because the success  
6 fee portion of the \$90 million total fee represented an improper gift by Twitter to its fiduciary Wachtell.  
7 The success fee paid to Wachtell, considering all facts and circumstances, was so one-sided that no  
8 businessperson of ordinary, sound judgment could conclude that Twitter received adequate consideration  
9 for it. Wachtell had already received payment for its hourly fees that had been invoiced and had become  
10 due and payable, and there was a pre-existing agreement, the June 21 Engagement Letter, which required  
11 Twitter to pay Wachtell for any not-yet-invoiced work. There was no good-faith judgment by either  
12 Twitter's former officers or directors that the last-minute Closing Day Letter Agreement provided any  
13 value to Twitter.

14 91. Fifth, the Closing Day Letter Agreement is voidable as an unlawful contingency fee  
15 agreement under California Business & Professions Code § 6147, and Plaintiff hereby contends that the  
16 agreement is void. There was no agreement between Wachtell and Twitter that complied with California  
17 Business & Professions Code § 6147(a). Specifically, neither the June 21 Engagement Letter nor the  
18 Closing Day Letter Agreement included statements required by California Business & Professions Code  
19 § 6147(a), including “[a] statement of the contingency fee rate that the client and attorney have agreed  
20 upon,” “[a] statement as to how disbursements and costs incurred in connection with the prosecution or  
21 settlement of the claim will affect the contingency fee and the client's recovery,” “[a] statement as to  
22 what extent, if any, the client could be required to pay any compensation to the attorney for related matters  
23 that arise out of their relationship not covered by their contingency fee contract,” and “a statement that  
24 the fee is not set by law but is negotiable between attorney and client.”

25 92. Because both the Closing Day Letter Agreement and the success-based fee paid  
26 thereunder are void, voidable, ineffective, and unenforceable, the Closing Day Letter Agreement does  
27 not bar an equitable claim for restitution or unjust enrichment.

28 93. Wachtell received a benefit at Twitter's expense when it received the success fee.



1 and related Closing Day Letter Agreement were unconscionable based on all the surrounding facts and  
2 circumstances, as alleged above at ¶¶ 71–84, *supra*, and elsewhere herein.

3 100. Wachtell’s breaches of its fiduciary duties to Twitter caused injury and harm to Twitter  
4 and resulted in a windfall to Wachtell, which Wachtell received at Twitter’s expense. Specifically,  
5 Twitter would not have paid anywhere close to \$90 million in total fees to Wachtell had it not been for  
6 (1) Wachtell seeking the unconscionable success fee and procuring the Closing Day Letter Agreement at  
7 the eleventh hour, (2) Wachtell’s failure to procure any written agreement providing for a success fee at  
8 the outset of the litigation (at which point Twitter’s board never would have agreed to such an outrageous  
9 sum when there was risk that the deal might not close), and (3) Wachtell’s fundamentally self-serving  
10 and misleading October 20, 2022 “memo” seeking to justify an excessive fee. Wachtell’s actions were a  
11 substantial factor in bringing about the injury and harm Twitter suffered in depleting its cash to pay a  
12 grossly excessive and unconscionable success fee as part of the \$90 million total fee collected by  
13 Wachtell.

14 101. Plaintiffs seek equitable remedies of: (a) forfeiture and restitution of the excess fees that  
15 Wachtell received from Twitter as a result of egregiously and willfully breaching its fiduciary duties and  
16 professional duties; and/or (b) disgorgement of all profits that Wachtell received as a result of the grossly  
17 excessive and unconscionable success fee it received from breaching its fiduciary duties.

18 **COUNT 3: AIDING AND ABETTING BREACH OF FIDUCIARY DUTY**

19 102. Plaintiff re-alleges and incorporates by reference all of the allegations set forth above.

20 103. Twitter’s former officers and directors owed fiduciary duties to both Twitter and its  
21 shareholders.

22 104. Twitter’s former officers and directors breached their fiduciary duties to Twitter when  
23 they approved the last-minute modification to Wachtell’s fee in the Closing Day Letter Agreement. The  
24 Closing Day Letter Agreement and purported success fee paid to Wachtell provided no value to Twitter  
25 or its shareholders. The success fee paid to Wachtell amounted to a huge cash gift that was so one-sided  
26 that no businessperson of ordinary, sound judgment could conclude that Twitter received adequate  
27 consideration for it. Wachtell had already received payments for its hourly fees that had been invoiced  
28

1 and become due and payable, and there was a pre-existing agreement—the June 21 Engagement Letter—  
2 which required Twitter to pay Wachtell for any not-yet-invoiced work.

3 105. There was no good-faith judgment by either Twitter’s former officers or directors that the  
4 last-minute Closing Day Letter Agreement provided any value to Twitter. There was a pre-existing  
5 agreement governing the fees to which Wachtell was entitled, Wachtell had already performed the  
6 required services for Twitter, and the firm was not reasonably being considered for future work. Not only  
7 was there a complete lack of good faith surrounding the approval of the gift to Wachtell in the form of  
8 the success fee, but Twitter’s directors and officers, knowing that their positions would soon be  
9 terminated, acted with bad faith in approving the Closing Day Letter Agreement and related success fee.  
10 These directors and officers knew that the Musk Parties, not Twitter’s current shareholders, would  
11 effectively be picking up the tab for the gift to Wachtell.

12 106. Further, when Twitter’s former officers presented the Closing Day Letter Agreement to  
13 the board of directors, they failed to provide those directors with all material facts concerning the  
14 agreement and the proposed success fee to Wachtell. Twitter’s former directors, for their part, simply  
15 rubber-stamped the agreement, despite recognizing that the fee amount was on its face absurd. Thus,  
16 Twitter’s former officers breached their fiduciary duties of care and candor to the board.

17 107. Finally, Twitter’s directors separately breached their fiduciary duty of care in approving  
18 the success fee to Wachtell as part of the \$90 million total fee under the Closing Day Letter Agreement.  
19 The former directors’ duty of care required them to act prudently to maximize value for Twitter and to  
20 engage in informed, deliberative decision-making based on all material information reasonably available.  
21 The directors breached their fiduciary duty of care in not acting on an informed basis and instead hurriedly  
22 approving the Closing Day Letter Agreement and success fee to Wachtell on the day of the closing.  
23 Setting aside Wachtell’s unethical, unreasonable, and excessive billing practices, there was no reason to  
24 pay any more to Wachtell than the maximum amount it billed pursuant to the pre-existing contractual  
25 arrangement between Wachtell and Twitter memorialized in the June 21 Engagement Letter, especially  
26 when it was readily apparent that no future services would be needed from Wachtell (given that the  
27 litigation had concluded and the merger was set to close later that same day). Yet the directors approved  
28 payment of Wachtell’s requested success fee on the same day they were asked to after a single board

1 meeting and hasty discussion with management. Moreover, Twitter’s directors summarily approved the  
2 success fee and the whopping \$90 million total fee to Wachtell even though Twitter had not received any  
3 Wachtell hourly billing details for September or October 2022, even though Wachtell had only invoiced  
4 approximately \$15.6 million in hourly fees at that point, and even though the directors were not presented  
5 with any data or analysis indicating that such a grossly excessive fee was remotely reasonable. The  
6 amount of Wachtell’s success fee was never disclosed to the directors and could not have been calculated  
7 using the information they were provided. The amount of fees Wachtell sought was not even disclosed  
8 to most of the directors until the October 27, 2022 board meeting was already underway. Twitter’s  
9 directors thus failed to inform themselves or engage in a deliberative decision-making process, and  
10 instead acted recklessly and grossly negligently in approving the success fee as part of the \$90 million  
11 total fee to Wachtell despite having done no due diligence surrounding the reasonableness of the included  
12 success fee under the surrounding circumstances.

13 108. Wachtell knew of this corporate waste and the breaches of fiduciary duty, including the  
14 Twitter board’s violations of the duty of care, because the firm instigated the breaches by asking for the  
15 unlawful modification to its fees, drafting the Closing Day Letter Agreement, and inducing Twitter’s  
16 fiduciaries to approve and enter into it.

17 109. Wachtell’s actions in soliciting the unlawful fees (and its related lack of candor and  
18 misleading statements to Twitter regarding the propriety of the fees), drafting the Closing Day Letter  
19 Agreement, and ensuring that it received payment prior to closing of the merger constitute substantial  
20 assistance and encouragement to Twitter’s former officers and directors to breach their fiduciary duties  
21 to Plaintiff and was a substantial factor in harming Plaintiff because it cost Plaintiff tens of millions of  
22 dollars.

23 110. Because Wachtell aided and abetted the breaches of fiduciary duty by Twitter’s former  
24 officers and directors, Plaintiff is entitled to the equitable remedies of unjust enrichment and  
25 disgorgement of excess fees paid to Wachtell in connection with the Closing Day Letter Agreement.

26 **COUNT 4: VIOLATION OF CAL. BUS. & PROF. CODE § 17200**

27 111. Plaintiff re-alleges and incorporates by reference all of the allegations set forth above.  
28

1           112. Plaintiff lost tens of millions of dollars because of reliance on unlawful, unfair, or  
2 fraudulent conduct of Wachtell.

3           113. The Closing Day Letter Agreement that Wachtell proposed violated numerous laws and  
4 ethical rules and was therefore unlawful under § 17200 of the California Business & Professions Code.  
5 The Closing Day Letter Agreement was unlawful because: (1) it lacked necessary information as required  
6 by California law for contingency fee contracts under § 6147 of the California Business & Professions  
7 Code; (2) it violated Rule 1.5 of the California Rules of Professional Conduct; (3) it violated Rule 1.5 of  
8 the New York Rules of Professional Conduct; (4) it violated Rule 1.8.3 of the California Rules of  
9 Professional Conduct; (5) it violated Rule 1.8(c) of the New York Rules of Professional Conduct; and  
10 (6) it was otherwise unlawful and unfair.

11           114. Rule 1.5 of the California Rules of Professional Conduct prohibits lawyers from making  
12 an agreement for, charging, or collecting an unconscionable or illegal fee. Wachtell violated this rule  
13 when it engaged in a renegotiation of its fee in the hours before closing.

14           115. This conduct constituted an unconscionable or illegal fee because Wachtell was  
15 “overreaching in negotiating or setting the fee;” the fee was enormous “in proportion to the value of the  
16 services performed;” at that point in time, the legal skills involved were negligible, and the “skill requisite  
17 to perform the legal service properly” was practically non-existent; and there was no danger that  
18 “acceptance of the particular employment [would] preclude other employment” by Wachtell because the  
19 matter was nearly concluded. Cal. R. Prof. Cond. 1.5(b)(1), (b)(3), (b)(5) & (b)(6).

20           116. Likewise, the New York Rules of Professional Conduct, which also apply to the Wachtell  
21 lawyers in this case, also provide a basis for a § 17200 claim.

22           117. New York’s Rule for “Fees and Division of Fees” is similar to California’s. It provides:  
23 “A lawyer shall not make an agreement for, charge, or collect an excessive or illegal fee or expense.”  
24 N.Y. R. Prof. Cond. 1.5(a). Just as it did under the California Rules, Wachtell made an agreement for,  
25 charged, and collected an excessive fee because the “time and labor required” was practically nothing by  
26 this point of the deal; “the novelty and difficulty of the questions involved” was extremely low by this  
27 point in time since the deal was essentially done; “the skill requisite to perform the legal service properly”  
28 was negligible; and there was no danger that “acceptance of the particular employment [would] preclude

1 other employment” by Wachtell because the matter was nearly concluded. N.Y. R. Prof. Cond. 1.5(a)(1)  
2 & (a)(2).

3 118. Rule 1.8.3 of the California Rules of Professional Conduct prohibits lawyers from  
4 “solicit[ing] a client to make a substantial gift . . . to the lawyer or a person related to the lawyer” or  
5 preparing “on behalf of a client an instrument giving the lawyer or a person related to the lawyer any  
6 substantial gift.” Rule 1.8(c) of the New York Rules of Professional Conduct similarly states that a lawyer  
7 shall not “solicit any gift from a client . . . for the benefit of the lawyer or a person related to the lawyer”  
8 or “prepare on behalf of a client an instrument giving the lawyer or a person related to the lawyer any  
9 gift.” As set forth in detail above, Wachtell improperly solicited a substantial gift from its client Twitter  
10 in the form of the success fee portion of its \$90 million total fee and drafted the Closing Day Letter  
11 Agreement to add the thinnest veneer of legitimacy to the unseemly last-minute arrangement.

12 119. Wachtell’s last-minute success fee arrangement also violates general principles of legal  
13 ethics in that the modification was made at the very end of Wachtell’s representation of Twitter despite  
14 Wachtell’s work on the matter being substantially complete. *See* Restatement (Third) of the Law  
15 Governing Lawyers § 18(1)(a) (noting that while modifying an existing contract between a lawyer and  
16 client can be enforced in some circumstances, it cannot be enforced where “the contract or modification  
17 is made beyond a reasonable time after the lawyer has begun to represent the client in the matter”); ABA  
18 Comm. on Ethics & Prof. Resp., Formal Op. 11-458 (2011) (“Modifications sought by a lawyer that  
19 change the basic nature of a fee arrangement or significantly increase the lawyer’s compensation absent  
20 an unanticipated change in circumstances ordinarily will be unreasonable.”); Charles W. Wolfram,  
21 *Modern Legal Ethics* § 9.2.1 (“The courts are generally in accord that once the initial contract has been  
22 formed and the fiduciary relationship of client and lawyer has begun, any change in the contract will be  
23 regarded with great suspicion.”).

24 120. Because the Closing Day Letter Agreement constituted an unlawful violation of  
25 California’s Business & Professions Code § 6147, constituted an unlawful violation of both the California  
26 and New York Rules of Professional Conduct, and was otherwise unlawful and unfair as a modification  
27 beyond a reasonable time after Wachtell began its engagement, Plaintiff is entitled to seek equitable relief  
28 in the form of repayment of money paid to Wachtell.



1 **PRAYER FOR RELIEF**

2 In this Complaint, Plaintiff respectfully does not seek any compensatory damages but rather seeks  
3 the equitable remedies of restitution, fee forfeiture, and disgorgement of legal fees. Specifically, Plaintiff  
4 respectfully asks the Court to enter judgment awarding the following specific relief:

- 5 a. voiding the Closing Day Letter Agreement and any associated excess fee payment  
6 made thereunder;
- 7 b. restitution, forfeiture, and/or disgorgement of fees charged by Wachtell in  
8 connection with the Closing Day Letter Agreement;
- 9 c. attorneys' fees and costs, in the Court's discretion;
- 10 d. pre- and post-judgment interest as Plaintiff may be justly entitled to; and
- 11 e. other equitable relief as may be deemed just or proper.

12 DATED: July 5, 2023

Respectfully submitted,

13 **REID COLLINS & TSAI LLP**

14  
15 By: /s/ Marc S T Dworsky

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18  
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26 \* *Pro hac vice* application forthcoming

27 *Counsel for Plaintiff X Corp.*

# **EXHIBIT 1**

Message

---

**From:** Roth, Benjamin M. [bmroth@wlrk.com]  
**Sent:** 6/7/2022 12:30:48 PM  
**To:** Gadde, Vijaya Venkata (Twitter, Inc.) [vijaya@twitter.com]; Edgett, Sean (Twitter, Inc.) [sedgett@twitter.com]; Segal, Ned D. (Twitter, Inc.) [nsegal@twitter.com]  
**CC:** Savitt, William D. [wdsavitt@wlrk.com]; Strine, Leo E., Jr. [lestrine@wlrk.com]  
**Subject:** Transaction

Dear Vijaya, Sean and Ned –

I've been following with interest the news about your pending transaction with Elon Musk. If what I am reading is accurate, it seems there is a meaningful risk of litigation to enforce the terms of your merger agreement. We would be extremely interested in representing Twitter in preparing for this possibility and in the unfortunate event that it comes to pass, as matters like this are squarely in our wheelhouse.

I am fortunate that my litigation colleagues have the preeminent Delaware litigation practice. Going back to the 1980s led by Herb Wachtell, they were instrumental in setting most of the foundational Delaware corporate law (including IBP/Tyson, in which then Vice Chancellor Strine required Tyson to complete its acquisition of IBP – and Leo Strine is now with our firm and sits about 25 feet down the hall from me). That experience has been taught and handed down to the next generation like my colleague Bill Savitt, who is the co-chair of our litigation practice and I believe is the leading Delaware litigator. His experience and successes in Delaware are vast (please let me know if additional detail on our litigation practice would be useful) and on a personal level, he led the successful defense against a lawsuit brought against the firm and me personally by Carl Icahn. I know with certainty that there is no person or litigation group who would take on this with greater conviction or do it better. And having Chief Justice Strine's expertise and advice would be invaluable.

We would be happy to provide any additional materials you might like or to set up an initial call to discuss the situation and to see if we might be able to assist.

Please let me know if this is of interest.

Best,

Ben

---

Please be advised that this transmittal may be a confidential attorney-client communication or may otherwise be privileged or confidential. If you are not the intended recipient, please do not read, copy or re-transmit this communication. If you have received this communication in error, please notify us by e-mail (helpdesk@wlrk.com) or by telephone (call us collect at 212-403-4357) and delete this message and any attachments.

Thank you in advance for your cooperation and assistance.

---

# **EXHIBIT 2**



Twitter, Inc.  
1355 Market Street, Suite 900  
San Francisco, CA 94103

June 21, 2022

CONFIDENTIAL

**VIA ELECTRONIC TRANSMISSION**

William Savitt, Esq.  
Wachtell, Lipton, Rosen & Katz  
51 West 52<sup>nd</sup> Street  
New York, NY 10019  
WDSavitt@wlrk.com

Re: Twitter Master Retention Agreement

Dear Bill:

Wachtell, Lipton, Rosen & Katz ("Outside Counsel") has been asked to represent Twitter Inc. ("Twitter"), located at 1355 Market Street, Suite 900, San Francisco, CA 94103.

This letter agreement and its attachments (collectively, the "Agreement") set forth the policies and practices agreed to between Twitter and Outside Counsel regarding Outside Counsel's performance of legal services for Twitter. Outside Counsel accepts the terms of this Agreement by signing below, accepting a new Twitter engagement, or continuing to work on an existing engagement after receiving a copy of this Agreement. The terms of this Agreement supersede and replace any inconsistent terms contained in any prior agreement between the parties. This Agreement supplements the terms of any fee agreement entered into between Twitter and Outside Counsel, and in the event of any inconsistency between the terms of any fee agreement and this Agreement, the terms of this Agreement shall govern. All specific future matters for which Outside Counsel is retained shall be subject to and governed by this Agreement.

The parties may enter into separate matter-specific statements of work ("MSOW"), but each shall be governed by this Agreement. In the event of any conflict or inconsistency between the terms and conditions of this Agreement and any MSOW, the terms and conditions of this Agreement shall control, provided, however, that by mutual written agreement and with specific reference to this Agreement, the parties may amend the terms and conditions herein, but only with the express written approval by the General Counsel of Twitter.

Unless otherwise agreed in writing by the Twitter attorney responsible for managing the matter (the "Legal Contact"), the terms, conditions and requirements of this Agreement shall apply to and govern all matters for which Outside Counsel has been retained by Twitter and all future matters for which Outside Counsel will be retained by Twitter. Any work requested directly by non-Legal Twitter employees must be approved in writing in advance by your Legal Contact or someone else in Twitter Legal; absent this required written pre approval, you will not be paid fees, costs, or otherwise for any such work.

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1. **Effective Date.** This Agreement is effective as of June 21, 2022 ("Effective Date").
2. **Staffing Obligations.** Outside Counsel will ensure that each matter is staffed with the smallest number and most cost-effective mix of billable personnel consistent with high-quality legal representation, and that each assigned person has an appropriate level of experience and expertise. Outside Counsel is required to specifically identify all personnel that the firm intends to assign to a matter to the Legal Contact and to seek approval for the proposed team. If any new personnel are added to a matter throughout its pendency, the additions and/or substitutions must be approved by the Legal Contact. **Failure to comply with this requirement is a basis to deny payment for the fees of unapproved timekeepers.** Outside Counsel will use reasonable efforts to ensure that once assigned, staff members remain assigned to the matter until its conclusion unless a change is requested by Twitter. During the course of the engagement, Outside Counsel will proactively seek opportunities to leverage Twitter's in-house legal and business resources whenever reasonable and cost-effective to do so. Twitter's Legal Billing Guidelines are attached as **Attachment 1** and incorporated herein by reference. Twitter reserves the right to modify these Billing Guidelines at any time and will provide advance notice prior to any modifications taking place. Twitter will not pay for fees or expenses billed in violation of the Guidelines.
3. **Communication.** We expect to be kept closely involved with the progress of your performance of this engagement. You will apprise us of any material developments that may affect your advice to us. During the course of this engagement our Lead Attorney will have primary responsibility for working with your firm and will also have authority to communicate whatever approvals may be required for decisions affecting our interests. You will deliver any and all of our files, papers, documents, written or stored in electronic format, relating to us or the engagement to us or to counsel designated by us whenever we request, including after the Representation ends.
4. **Independent Contractors.** Outside Counsel is responsible for the identification and management of any experts, technical advisors, filing agents, consultants, investigators and any other service providers (collectively, "Independent Contractors") that may be necessary to support matters for Twitter. Outside Counsel agrees to engage those Independent Contractors recommended by Twitter and to aggressively seek and negotiate discounts from Independent Contractors retained to work on matters for Twitter who do not already have existing pricing agreements with Twitter. Unless otherwise agreed to in advance by the Legal Contact, Twitter will not accept or pay directly invoices from Independent Contractors, even if expenses were incurred on Twitter's behalf. Instead, Outside Counsel will pay the Independent Contractors and bill Twitter for reimbursement of reasonable and allowable expenses. Disbursements, costs, and expenses paid to Independent Contractors on behalf of Twitter will be billed separately, in accordance with the billing guidelines set forth in Attachment 1.

To retain an Independent Contractor, Outside Counsel must:

- Conduct the appropriate due diligence on each Independent Contractor to ensure that the Independent Contractor possesses good character, expertise, and a record of lawful and ethical conduct.

MRA 11042022



- Confirm that each Independent Contractor is willing to submit the information required for Outside Counsel to prepare the Monthly Invoice and Forecast (as such terms are defined in Attachment 1).
- Notify the Legal Contact to obtain Twitter's written approval before retaining the Independent Contractor.
- Execute a written retention agreement with each Independent Contractor requiring the Independent Contractor to provide the approved services and conduct itself in a manner that is lawful and ethical.

Alternatively, if Outside Counsel wishes to engage a particular Independent Contractor for routine and clerical tasks, Outside Counsel may request the Legal Contact to grant an exemption from the retention procedure outlined in bullet points above. If the Legal Contact grants Outside Counsel an exemption from the procedure above, Outside Counsel must nonetheless still agree to aggressively seek and negotiate discounts from Independent Contractors retained to work on this matter who do not already have existing pricing agreements with Twitter and ensure that the Independent Contractor is willing to comply with the billing and budgeting requirements set forth above.

5. **Records.** Outside Counsel, on behalf of itself and its employees and agents, agrees to maintain records required by or subject to this Agreement:
- In a manner and location that conforms with reasonable commercial practice;
  - In compliance with any applicable local laws governing privacy of personal information;
  - In a manner that ensures the security of the information therein, including as applicable, security of electronic systems;
  - In a manner and location that ensures their physical safety;
  - In a manner that permits access to the information thereon by Twitter or other authorized parties within a reasonable period of time in human-readable form, or other form agreed to by the parties or required by applicable law; and
  - In accordance with any other instructions Twitter may reasonably give from time to time.

These records obligations all survive termination of this Agreement.

6. **Conflicts of Interest.** Execution of this Agreement does not constitute a waiver by Twitter of any actual or potential conflicts of interest. Absent a separate written waiver, Outside Counsel agrees not to represent other clients in matters in which the client is an adverse party to Twitter. Outside Counsel will notify Twitter promptly in writing of any conflict or potential conflict of interest. Twitter will not grant any blanket or prospective waivers of future conflicts, and it will not typically waive conflicts involving Outside Counsel representing a client in any litigation, regulatory proceeding, investigation, or administrative action in which Twitter is or may potentially be a participant or adverse party.

Should there be an actual or potential conflict of interest (or should one arise), the Firm must immediately alert Legal Contact of the conflict. In addition, prior to beginning a representation, the Firm must discover, disclose and obtain a written waiver from Twitter for any actual or potential conflicts of interest that may arise from the representation. If Firm is subsequently required to withdraw due a conflict that existed at the time the representation began, Twitter may elect not to pay for any fees and expenses related to



the representation and may expect a refund of all fees and expenses previously paid for the matter.

7. **Case Calendar Deadlines and Document Repository (for Litigation).** All relevant case calendar deadlines calculated by your firm and/or determined by the court should be shared with us via Google Docs. You will receive an invitation to collaborate on this document shortly after signing this agreement. Only relevant attorneys and support staff from both your firm and Twitter should have access to this document. Any changes to case deadlines must be communicated to the Lead Attorney and updated in the document no more than a day after the deadline is set. All relevant case documents (including, but not limited to: filings, discovery production, and case-related correspondence) should be uploaded to Box. You will receive an invitation to join our case-specific Box folder shortly after signing this agreement. Only relevant attorneys and support staff from both your firm and Twitter should have access to this folder. Any new documents obtained by your firm should be uploaded to Box no more than a day after receiving the documents.

8. **Termination.** This Agreement is effective until terminated. Twitter may elect to terminate this arrangement at any time, with or without reason. In the unlikely event that circumstances make it necessary to do so, Outside Counsel reserves the right to terminate a particular engagement for Twitter's non-payment of Outside Counsel's fees or for any other reason authorized or required by applicable rules of professional responsibility. In the event of any such termination of such arrangement, Twitter will require Outside Counsel to return all Twitter files in its care, custody, or control at Outside Counsel's expense.

Further, with regards to matters billed as a fixed fee, Twitter may elect to terminate such arrangement at the end of any calendar quarter without reason, and Twitter may elect to terminate such arrangement at any time that it determines, in its sole discretion, that the level of service or Outside Counsel personnel devoted to the account are inadequate. In the event of such termination, all fixed fees will be prorated through the end of the month of termination.

The parties understand that Outside Counsel is subject to rules of professional responsibility for the jurisdiction in which any of its lawyers practice, which lists types of conduct or circumstances that require or allow Outside Counsel to withdraw from representing a Twitter. Outside Counsel may terminate its representation of Twitter for any reason consistent with the applicable rules of professional responsibility. Outside Counsel will try to identify in advance and discuss with Twitter any situation that may lead to its withdrawal, and if withdrawal ever becomes necessary, Outside Counsel will give Twitter written notice of its withdrawal.

9. **Access to Twitter's Facilities and Information Systems.** If Twitter determines that Outside Counsel's unrestricted access to Twitter's facilities or information systems (e.g., access behind Twitter's firewall) will provide significant benefit to Twitter, Outside Counsel agrees to submit a request for access on behalf of the individuals assigned to this matter and comply with Twitter's security processes, which may include, among other things, background investigations and specific confidentiality obligations.

MRA 11042022





10. **Media Contact/Publicity.** Outside Counsel and its attorneys shall not discuss Twitter matters with the press, either on- or off-the record, unless specifically authorized to do so in advance. Inquiries from the press should be directed to the Legal Contact. Outside Counsel shall not identify Twitter as a Client in marketing materials or other publications without prior permission from the Legal Contact. Even where such permission is given, Outside Counsel nevertheless may not identify any specific matter or matters for which it has acted as Twitter's outside counsel without express written approval from Twitter.
11. **Confidentiality.** Except as required by applicable federal or state law, Outside Counsel shall maintain its representation of Twitter and any information obtained in its representation of Twitter for this matter (collectively, "Confidential Information") in confidence and may only share Confidential Information with those persons who reasonably need to know the Confidential Information to further Outside Counsel's representation of Twitter in this matter. This confidentiality obligation survives termination of this Agreement.
12. **Errors and Omissions Insurance.** Outside Counsel represents and warrants that it maintains adequate malpractice and errors and omissions insurance coverage applicable to the services to be performed for Twitter pursuant to this Agreement.
13. **Compliance with Laws.** In connection with carrying out its obligations under this Agreement, Outside Counsel represents and warrants the following:

Outside Counsel will comply with all applicable country, federal, state and local laws, ordinances, codes, regulations, rules, policies and procedures of any government or other competent authority where Outside Counsel will provide services on Twitter's behalf, including, without limitations, all applicable anti-corruption laws ("Applicable Laws").

Outside Counsel will not pay, offer, promise, or authorize the payment or transfer of anything of value, directly or indirectly, for any unlawful purposes, including any purposes violating Applicable Laws, to any of the following:

- Government officials (including any person holding an executive, legislative, judicial or administrative office, whether elected or appointed, or of any public international organization, such as the United Nations or World Bank, or any person acting in any official capacity for or on behalf of such government, public enterprise or state-owned business);
- Political parties or party officials;
- Candidates for political office; or
- Any person, while knowing that all or a portion of such money or thing of value will be offered, given or promised, directly or indirectly to any of the above-identified persons or organizations.

In no event shall Twitter be obligated to take any action or omit to take any action that Twitter believes, in good faith, would cause it to be in violation of any Applicable Laws.

Outside Counsel has not offered to pay, nor has Outside Counsel paid, nor will Outside Counsel pay, any political contributions to any person or entity on Twitter's behalf.

MRA 11042022



Notwithstanding any other provision of this Agreement, Twitter may suspend or terminate this Agreement upon written notice to Outside Counsel if Outside Counsel breaches any of the representations or warranties set for in this "Compliance with Laws" section.

14. **Audit-Response Letters.** From time to time, you may be asked to provide an audit-response letter to Twitter's auditors. It is very important that you provide your response on or before the deadline to do so. Please note the materiality threshold in all requests you receive and do not report matters that do not qualify under that threshold. If you ever have a question about which matters qualify for audit-reporting purposes, please contact your Legal Contact directly. Outside Counsel shall not bill Twitter for preparing audit-response letters or otherwise responding to auditors' requests for information.
  
15. **Controlling Law; Dispute Resolution; Waiver of Jury Trial.**
  - (a) This Agreement and all other relationships between Outside Counsel and Twitter shall be governed by and interpreted in accordance with the laws of the State of California, exclusive of conflict or choice-of-law rules, and the parties hereby consent to the personal and exclusive jurisdiction and venue of the California state courts and the federal courts located in San Francisco County, California.
  - (b) Notwithstanding the foregoing, except with respect to enforcing claims for injunctive or equitable relief, any dispute, claim or controversy arising out of or relating in any way to this Agreement or the interpretation, application, enforcement, breach, termination or validity thereof (including any claim of inducement of this Agreement by fraud and including determination of the scope or applicability of this agreement to arbitrate) or its subject matter (collectively, "Disputes") shall be determined by binding arbitration before one arbitrator. The arbitration shall be administered by JAMS conducted in accordance with the expedited procedures set forth in the JAMS Comprehensive Arbitration Rules and Procedures as those Rules exist on the effective date of this Agreement, including Rules 16.1 and 16.2 of those Rules. Notwithstanding anything to the contrary in this Agreement, the Federal Arbitration Act shall govern the arbitrability of all Disputes. The arbitration shall be held in San Francisco County, California, and it shall be conducted in the English language. The parties shall maintain the confidential nature of the arbitration proceeding and any award, including the hearing, except as may be necessary to prepare for or conduct the arbitration hearing on the merits, or except as may be necessary in connection with a court application for a preliminary remedy, a judicial challenge to an award or its enforcement, or unless otherwise required by law or judicial decision. The arbitrator shall have authority to award compensatory damages only and shall not award any punitive, exemplary, or multiple damages, and the parties waive any right to recover any such damages. Judgment on any award in arbitration may be entered in any court of competent jurisdiction. Notwithstanding the above, each party shall have recourse to any court of competent jurisdiction to enforce claims for injunctive and other equitable relief.
  - (c) IN THE EVENT OF ANY DISPUTE BETWEEN THE PARTIES, WHETHER IT RESULTS IN PROCEEDINGS IN ANY COURT IN ANY JURISDICTION OR IN ARBITRATION, THE PARTIES HEREBY KNOWINGLY AND VOLUNTARILY,

MRA 11042022



AND HAVING HAD AN OPPORTUNITY TO CONSULT WITH COUNSEL, WAIVE ALL RIGHTS TO TRIAL BY JURY, AND AGREE THAT ANY AND ALL MATTERS SHALL BE DECIDED BY A JUDGE OR ARBITRATOR WITHOUT A JURY TO THE FULLEST EXTENT PERMISSIBLE UNDER APPLICABLE LAW. To the extent applicable, in the event of any lawsuit between the parties arising out of or related to this Agreement, the parties agree to prepare and to timely file in the applicable court a mutual consent to waive any statutory or other requirements for a trial by jury.

16. **Entire Agreement.** This Agreement supersedes all prior agreements regarding our work together and may be amended only by a written agreement between you and an attorney in our legal department.

**AGREED AND ACCEPTED:**

By: *Karen Colangelo*  
Karen Colangelo (Jul 28, 2022 11:48 PDT)  
Karen Colangelo  
Senior Director, Head of Global Litigation, Regulatory, and Competition  
Twitter, Inc.

Wachtell, Lipton, Rosen & Katz

By: *William Savitt*  
William Savitt

Date: June 21, 2022

**Signature:** *Karen Colangelo*  
Karen Colangelo (Jul 28, 2022 13:48 PDT)  
**Email:** kcolangelo@twitter.com  
**Title:** Senior Director, Legal  
**Company:** Twitter, Inc.

MRA 11042022

# **EXHIBIT 3**

WACHTELL, LIPTON, ROSEN & KATZ

51 WEST 52ND STREET  
NEW YORK, N.Y. 10019-6150

TELEPHONE: (212) 403-1000  
FACSIMILE: (212) 403-2000

GEORGE A. KATZ (1965-1989)  
JAMES H. FOGELSON (1967-1991)  
LEONARD M. ROSEN (1965-2014)

OF COUNSEL

MICHAEL H. BYOWITZ	ERIC S. ROBINSON
KENNETH B. FORREST	ERIC M. ROTH
SELWYN B. GOLDBERG	PAUL A. ROWE
PETER C. HEIN	DAVID A. SCHWARTZ
JB KELLY	MICHAEL J. SEGAL
MEYER D. KOPLOW	ROSEMARY SPAZIANI
JOSEPH D. LARSON	ELLIOTT V. STEIN
LAWRENCE S. MAKOW	WARREN R. STERN
DOUGLAS K. MAYER	LEO E. STRINE, JR.*
PHILIP MINDLIN	PAUL VIZCARRONDO, JR.
DAVID S. NEILL	PATRICIA A. VLAHAKIS
HAROLD S. NOVIKOFF	AMY R. WOLF
LAWRENCE B. PEDDOWITZ	MARC WOLINSKY

\* ADMITTED IN DELAWARE

COUNSEL

DAVID M. ADLERSTEIN	NANCY B. GREENBAUM
SUMITA AHUJA	MARK A. KOENIG
AMANDA K. ALLEXON	CARMEN X.W. LU
LOUIS J. BARASH	J. AUSTIN LYONS
FRANCO CASTELLI	ALICIA C. MCCARTHY
ANDREW J. H. CHEUNG	NEIL M. SNYDER
PAMELA EHRENKRANZ	S. CHRISTOPHER SZCZERBAN
KATHRYN GETTLES-ATWA	JEFFREY A. WATIKER
ADAM M. GOGOLAK	

MATTHEW M. GUEST  
DAVID E. KAHAN  
DAVID K. LAM  
BENJAMIN M. ROTH  
JOSHUA A. FELTMAN  
ELAINE P. GOLIN  
EMIL A. KLEINHAUS  
KARESSA L. CAIN  
RONALD C. CHEN  
GORDON S. MOODIE  
BRADLEY R. WILSON  
GRAHAM W. MELI  
GREGORY E. PESSIN  
CARRIE M. REILLY  
MARK F. VEBLEN  
SARAH K. EDDY  
VICTOR GOLDFELD  
BRANDON C. PRICE  
KEVIN S. SCHWARTZ  
MICHAEL S. BENN  
SABASTIAN V. NILES  
ALISON ZIESKE PREISS  
TIJANA J. DVORNIC

JENNA E. LEVINE  
RYAN A. McLEOD  
ANITRA REDDY  
JOHN L. ROBINSON  
JOHN R. SOBOLIEWSKI  
STEVEN WINTER  
EMILT D. JOHNSON  
JACOB A. KLING  
RAAJ S. NARAYAN  
VIKTOR SAPEZHNIKOV  
MICHAEL J. SCHOBEL  
ELINA TETELBAUM  
ERICA E. BONNETT  
LAUREN M. KOFKE  
ZACHARY S. PODOLSKY  
RACHEL B. REISBERG  
MARK A. STAGLIANO  
CYNTHIA FERNANDEZ  
LUMERMANN  
CHRISTINA C. MA  
NOAH B. YAVITZ

MARTIN LIPTON  
HERBERT M. WACHTELL  
THEODORE N. MIRVIS  
EDWARD D. HERLIHY  
DANIEL A. NEFF  
ANDREW R. BROWNSTEIN  
STEVEN A. ROSENBLUM  
JOHN F. SAVARESE  
SCOTT K. CHARLES  
JODI J. SCHWARTZ  
ADAM O. EMMERICH  
RALPH M. LEVENE  
RICHARD G. MASON  
DAVID M. SILK  
ROBIN PANOVKA  
DAVID A. KATZ  
ILENE KNABLE GOTTS  
JEFFREY M. WINTNER  
TREVOR S. NORWITZ  
BEN M. GERMANA  
ANDREW J. NUSSBAUM  
RACHELLE SILVERBERG  
STEVEN A. COHEN

DEBORAH L. PAUL  
DAVID C. KARP  
RICHARD K. RIM  
JOSHUA R. CAMMAKER  
MARK GORDON  
JEANNEMARIE O'BRIEN  
WAYNE M. CARLIN  
STEPHEN R. DIFRIMA  
NICHOLAS G. DEMMO  
IGOR KIRMAN  
JONATHAN M. MOSES  
T. EIKO STANGE  
WILLIAM SAVITT  
ERIC M. ROSOF  
GREGORY E. OSTLING  
DAVID B. ANDERS  
ANDREA K. WAHLQUIST  
ADAM J. SHAPIRO  
NELSON G. FITTS  
JOSHUA M. HOLMES  
DAVID E. SHAPIRO  
DAMIAN G. DIDDEN  
IAN BOCCZO

DIRECT DIAL: (212) 403-1329  
E-MAIL: WDSAVITT@WLK.COM

August 26, 2022

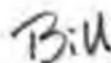
Karen Colangelo, Esq.  
Senior Director, Head of Global Litigation,  
Regulatory, and Competition  
Twitter, Inc.  
1355 Market Street  
Suite 900  
San Francisco, CA 94103

Dear Karen:

I've attached our invoice for work on the merger litigation from inception through July 31, 2022. Please let us know if there is anything further you need from us to have the bill put in line for payment.

We are very grateful for the opportunity to work with you and the whole Twitter team on this. With warm regards,

Sincerely,



William Savitt

Enclosure

WACHTELL, LIPTON, ROSEN & KATZ

61 WEST 62ND STREET  
NEW YORK, N.Y. 10019-6150

August 26, 2022

Twitter, Inc.  
1355 Market Street  
Suite 900  
San Francisco, CA 94103

Attention: Karen Colangelo, Esq.  
Senior Director, Head of Global Litigation, Regulatory, and Competition

For services rendered in connection with litigation preparation from  
inception through July 31, 2022

\$5,613,238.65

Disbursements

91,798.38

Total

\$5,705,037.03

Invoice #: 423228

Wire Instructions

Bank:

JPMorgan Chase Bank  
270 Park Avenue  
20th Floor  
New York, New York 10017

ABA Number:  
For Further Credit To:  
Account Number:  
SWIFT for Foreign Wires:  
WLRK Federal I.D. Number:

Wachtell, Lipton, Rosen & Katz

**Twitter, Inc. - Litigation Preparation  
Time/Disbursement Summary**

June 13, 2022 through July 31, 2022

<u>Attorney/Timekeeper</u>	<u>Hours</u>	<u>Amount</u>
Jeffrey M. Wintner	1.50	2,925.00
William D. Savitt	282.70	522,995.00
Benjamin M. Roth	100.13	165,206.25
Joshua A. Feltman	64.00	105,600.00
Sarah K. Eddy	286.18	457,894.00
Gregory E. Pessin	88.20	136,710.00
Bradley R. Wilson	288.50	461,600.00
Ryan A. McLeod	414.88	622,320.00
Anitha Reddy	95.00	142,500.00
Leo E. Strine, Jr.	108.75	217,500.00
JB Kelly	1.00	1,600.00
Adam M. Gogolak	112.50	157,500.00
Claudia T. Morgan	68.29	75,119.00
Adam L. Goodman	122.30	152,875.00
David E. Kirk	79.00	92,825.00
David P.T. Webb	163.60	167,690.00
Kyle M. Diamond	136.10	139,502.50
Remy K. Grosbard	11.80	12,095.00
Zachary M. David	277.00	256,225.00
Simon J. Williams	201.24	186,147.25
Alexandra P. Sadinsky	409.93	481,666.40
Brittany A. Fish	130.00	107,250.00
Jessica L. Allen	10.73	7,779.25
Donald J. Butterworth	441.90	320,377.50
Charles M. Melman	363.87	263,805.75
Adebola O.M. Olofin	24.50	25,112.50
Yarek M. Smagowski	5.90	2,950.00
Adabelle U. Ekechukwu	52.00	48,100.00
Robinson C. Strauss	203.05	86,296.25
Juan Rojas	7.00	2,800.00
Kyaik P. Tan	2.00	700.00
Fredrik D.Z. Hoosein	3.50	1,225.00
Richard Y. Lam	2.50	1,187.50
Soe Min	1.00	350.00
Aaron R. Samaroo	1.56	624.00
Shera Goldman	10.40	3,120.00
Judith E. Thompson	2.30	805.00
Lena Goldenberg	31.50	9,450.00
Nancy R. McKay	14.00	4,200.00
Mary Cronin	19.80	5,940.00
Janice E. Henderson	7.00	1,925.00
Danielle R. Brena	9.40	2,585.00
Elizabeth Grunwald	15.30	4,590.00
Janeen M. Byron	7.40	2,220.00
Kelum S. Wick	2.94	1,176.00
Jed L. Garfunkel	0.70	332.50
Nathaniel P. Graham	128.30	41,697.50
Samuel Machado Velazquez	13.00	4,225.00
Rotem Litinski	4.00	1,300.00
Max B. Obmascik	156.00	50,700.00
Lia C. Castillo	9.42	3,061.50

**Twitter, Inc. - Litigation Preparation  
Time/Disbursement Summary**

June 13, 2022 through July 31, 2022

<u>Attorney/Timekeeper</u>	<u>Hours</u>	<u>Amount</u>
Alice G. Burton	23.50	7,637.50
Madison S. Lai	29.19	9,486.75
Ari Gutenmacher	3.50	1,137.50
Timothy M. Lobdell	9.50	4,037.50
Andrew J. Alstodt	18.00	5,850.00
Demirkan Coker	23.00	7,475.00
Carolyn T. Vaca	18.00	5,850.00
Madison B. Gagne	9.25	3,006.25
Jin H. Qiu	9.90	3,217.50
Livia Tam	2.20	880.00
Ann Marie Ghany	0.80	280.00
	<b>5,140.41</b>	<b>5,613,238.65</b>
<u>Description</u>		<u>Amount</u>
Courier Service		137.61
Duplicating		1,710.75
Duplicating - Color		10,779.75
Duplicating/Velobinding/Tab		261.85
Travel - Local Attorneys		4,361.48
Travel - Package Delivery		320.96
Travel - Local Staff		428.46
Travel - Out of Town Attys		398.90
Proofreading		2,261.25
Library-Westlaw Recovery		47,351.43
Word Processing		1,215.00
Library Database Research		1,292.13
Library-Lexis Research		7,818.05
Meals - Attorneys		6,288.92
Meals - Paralegals		22.91
Meals - Support Staff		75.13
Meals - Conference		837.24
Miscellaneous		126.00
O/S Library		87.60
O/S Other Service Co. Fees		4.76
O/S Obtain Court Documents		4,988.20
Duplicating Overtime		200.00
Duplicating Double-Time		55.00
Secretarial Overtime		75.00
Secretarial Double-Time		700.00
<b>Total Disbursements</b>		<b>91,798.38</b>
<b>Total</b>		<b>\$5,705,037.03</b>



**Twitter, Inc. - Litigation Preparation  
Time Detail**

June 13, 2022 through July 31, 2022

<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
06/13/2022	Benjamin M. Roth	1.80	2,970.00	Review documents to get up to speed; interal conversations
06/13/2022	Leo E. Strine, Jr.	6.00	12,000.00	Prepare for meeting with prospective client Twitter.
06/13/2022	Kyle M. Diamond	1.20	1,230.00	Background.
06/14/2022	Benjamin M. Roth	4.05	6,682.50	Review transaction documents, internal coordination and attend introductory video meeting with client
06/14/2022	Leo E. Strine, Jr.	4.50	9,000.00	Review and synthesize key parts of the merger agreement and commitment letters, and send thoughts regarding implications for strategy to members of team; introductory call with company.
06/14/2022	Kyle M. Diamond	2.50	2,562.50	Background.
06/15/2022	Benjamin M. Roth	0.90	1,485.00	Background research; review of documents
06/15/2022	Kyle M. Diamond	1.20	1,230.00	Background.
06/16/2022	William D. Savitt	3.00	5,550.00	review documents; chron; t/c client team; issue identification
06/16/2022	Benjamin M. Roth	0.90	1,485.00	Attend introductory kickoff videoconference to hear current litigation and regulatory matters and organize for current project.
06/16/2022	Sarah K. Eddy	0.40	640.00	intro call w/client; doc requests
06/16/2022	Ryan A. McLeod	3.68	5,520.00	review background materials; meetings with team
06/16/2022	Leo E. Strine, Jr.	3.50	7,000.00	Additional work synthesizing initial thoughts on strategy, issues, diligence needed, and preparation for and call with client regarding situation and prospective litigation.
06/16/2022	Kyle M. Diamond	2.12	2,173.00	Meeting.
06/16/2022	Alexandra P. Sadinsky	6.40	7,520.00	Factual analysis
06/16/2022	Donald J. Butterworth	2.60	1,885.00	Coordinate with IT team to prepare logistics for working team. Review public filings and related materials.
06/16/2022	Lena Goldenberg	1.00	300.00	Research and filings pull for A. Sadinsky
06/17/2022	William D. Savitt	2.50	4,625.00	review filings; review documents; issues/research; AG matters
06/17/2022	Benjamin M. Roth	0.23	371.25	Review communications between Twitter and Musk counsel
06/17/2022	Sarah K. Eddy	4.00	6,400.00	review background docs; correspondence re legal theories
06/17/2022	Gregory E. Pessin	3.00	4,650.00	
06/17/2022	Ryan A. McLeod	3.92	5,880.00	research; investigation of background and facts; colloquy with team
06/17/2022	Leo E. Strine, Jr.	2.00	4,000.00	Work on theories of the case and research angles.
06/17/2022	Kyle M. Diamond	1.88	1,927.00	Meeting.
06/17/2022	Alexandra P. Sadinsky	8.00	9,400.00	Factual analysis
06/17/2022	Donald J. Butterworth	10.20	7,395.00	Confer with Alex Sadinsky re initial steps for matter. Review public filings, news reports, and related materials. Prepare initial working chronology.
06/18/2022	William D. Savitt	2.00	3,700.00	chron; info request issue; diligence issue; review materials received
06/18/2022	Benjamin M. Roth	1.13	1,856.25	Internal organization and taking stock meeting; various emails with ideals and questions
06/18/2022	Sarah K. Eddy	3.54	5,670.00	review documents; correspondence w/team; team mtg
06/18/2022	Gregory E. Pessin	1.00	1,550.00	
06/18/2022	Ryan A. McLeod	5.81	8,720.00	research; background reading; coordination calls re efforts and research
06/18/2022	Leo E. Strine, Jr.	3.00	6,000.00	Review timeline, consider damages/remedy implications, team meeting send thoughts regarding potential arguments, and response of company to buyer's recent letter.
06/18/2022	Kyle M. Diamond	2.50	2,562.50	Meeting.
06/18/2022	Alexandra P. Sadinsky	2.80	3,290.00	Strategy
06/18/2022	Donald J. Butterworth	5.60	4,060.00	Team call re initial litigation prep strategy. Update working matter chronology; review public documents and documents received from client as relevant to same. Review public filings as relevant to correspondence with Sarah Eddy & Ryan McLeod.
06/18/2022	Charles M. Melman	5.24	3,799.00	Call with team and review of case materials, including team's emails at relevant agreements and client communications.

**Twitter, Inc. - Litigation Preparation  
Time Detail**

June 13, 2022 through July 31, 2022

<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
06/19/2022	William D. Savitt	1.50	2,775.00	chron; doc review; correspondence re same
06/19/2022	Benjamin M. Roth	0.90	1,485.00	Internal emails and review of documents
06/19/2022	Sarah K. Eddy	1.20	1,920.00	calls w/team & Kyle; correspondence re legal theories
06/19/2022	Gregory E. Pessin	1.00	1,550.00	
06/19/2022	Ryan A. McLeod	2.56	3,840.00	research; team calls and meetings; review and comment on materials
06/19/2022	Leo E. Strine, Jr.	4.00	8,000.00	Prepare memo regarding theories/themes of the case; emails with colleagues concerning strategic and tactical issues, including meaning of MAE clause and other remedial issues; comments on proposed response to most recent Musk letter.
06/19/2022	Kyle M. Diamond	1.50	1,537.50	Meeting.
06/19/2022	Alexandra P. Sadinsky	11.00	12,925.00	Strategy
06/19/2022	Donald J. Butterworth	5.90	4,277.50	Review and revise draft information requests to client. Team strategy call. Review and revise matter chronology.
06/19/2022	Charles M. Melman	13.80	10,005.00	Research and summary memorandum on topics for case memo. Internal call regarding same, and status update.
06/20/2022	Jeffrey M. Wintner	1.00	1,950.00	
06/20/2022	William D. Savitt	2.30	4,255.00	AG matters; correspondence; review research; case memo
06/20/2022	Benjamin M. Roth	1.35	2,227.50	Review interviews and articles about EM; internal discussions re: theories and possible issues
06/20/2022	Sarah K. Eddy	6.56	10,496.00	review materials; mtg w/RAM & APS; mtg with internal team re mechanics of agt, enforcement options, timing
06/20/2022	Gregory E. Pessin	2.00	3,100.00	
06/20/2022	Ryan A. McLeod	9.52	14,280.00	research for potential litigation; team meetings
06/20/2022	JB Kelly	0.50	800.00	Call with W Savitt and J Wintner re: AG issues with Twitter
06/20/2022	Kyle M. Diamond	1.50	1,537.50	Meetings.
06/20/2022	Alexandra P. Sadinsky	0.20	235.00	Strategy
06/20/2022	Donald J. Butterworth	10.70	7,757.50	Call with client re AG investigations. Prepare summary of same. Tear call re relevant contractual provisions. Revise matter chronology; review public documents and documents received from client as relevant to same. Legal research re potential affirmative argument for potential litigation. Prepare summary of same.
06/20/2022	Charles M. Melman	10.17	7,373.25	Research on prevention doctrine, call with team and preparation of notes for team afterward, review of and comments on case themes, ad hoc tasks.
06/20/2022	Shera Goldman	1.10	330.00	Sadinsky, A - obtain court docs and books
06/20/2022	Shera Goldman	0.60	180.00	Mehlman, C - obtain court docs and book
06/21/2022	Jeffrey M. Wintner	0.50	975.00	
06/21/2022	William D. Savitt	3.30	6,105.00	
06/21/2022	Benjamin M. Roth	1.35	2,227.50	Review interviews and articles about EM; inter discussions re: theories and possible issues
06/21/2022	Sarah K. Eddy	6.40	10,240.00	mtg w/deal lawyers; read materials & cases
06/21/2022	Gregory E. Pessin	3.00	4,650.00	
06/21/2022	Ryan A. McLeod	7.12	10,680.00	research for potential litigation; prepare for call with deal teams; call with deal teams
06/21/2022	Leo E. Strine, Jr.	2.00	4,000.00	Work on strategy/remedial issues.
06/21/2022	JB Kelly	0.50	800.00	Call with K martin W Savitt J Wintner re: AG strategy
06/21/2022	Alexandra P. Sadinsky	8.06	9,475.20	Strategy

**Twitter, Inc. - Litigation Preparation  
Time Detail**

June 13, 2022 through July 31, 2022

<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
06/21/2022	Donald J. Butterworth	11.00	7,975.00	Legal research re potential affirmative arguments in potential litigation and timing considerations. Prepare summary of same for case memorandum. Confer with Alex Sadinsky re same. Review and revise matter chronology. Review and revise draft memorandum on specific contractual obligation, and correspond with Alex Sadinsky re same.
06/21/2022	Charles M. Melman	10.84	7,859.00	Research on prevention doctrine and draft of corresponding section of case memo. Analysis of relevant contract provisions. Handling ad hoc requests.
06/21/2022	Shera Goldman	0.60	180.00	Sadinsky, A - obtain court docs and articles
06/21/2022	Janeen M. Byron	0.50	150.00	Reference request for A. Sadinsky
06/22/2022	William D. Savitt	3.50	6,475.00	review other briefs (220; 203); retention issue; remedies issue; prevention doctrine
06/22/2022	Benjamin M. Roth	1.80	2,970.00	
06/22/2022	Sarah K. Eddy	3.20	5,120.00	meet re debt covenants; meet w/WS & STB re information requests; review materials
06/22/2022	Gregory E. Pessin	3.00	4,650.00	
06/22/2022	Ryan A. McLeod	7.92	11,880.00	research alternative damages theories; team meetings; review documents; attention to strategy and production process
06/22/2022	Leo E. Strine, Jr.	1.25	2,500.00	Consider issues relevant to consent request; provide feedback regarding same and regarding 220 complaint focusing on recast.
06/22/2022	Alexandra P. Sadinsky	11.26	13,235.20	Strategy
06/22/2022	Donald J. Butterworth	10.30	7,467.50	Team call re debt commitment letter issues. Legal and factual research relevant to case memorandum. Draft and revise relevant sections of case memorandum; confer with Alex Sadinsky/Charlie Melman re same. Review and revise working matter chronology.
06/22/2022	Charles M. Melman	9.08	6,583.00	Research and writing on the prevention doctrine and key cases applying the doctrine; meeting with teammate to discuss contract mechanics; call with team to discuss debt commitment letter mechanics.
06/22/2022	Judith E. Thompson	0.20	70.00	Added individuals to case, sec and news alerts requested by D. Butterworth
06/22/2022	Elizabeth Grunwald	0.70	210.00	Added attorneys to WAVO, SEC and Court alerts for company. (Eddy/R. McLeod)
06/22/2022	Nathanial P. Graham	0.40	130.00	Discussed assignment to new matter with M. Wilkens.
06/23/2022	William D. Savitt	3.30	6,105.00	review docs; prevention doctrine; request for reassurance; EM theories; zoom Wilmer Hale
06/23/2022	Benjamin M. Roth	0.90	1,485.00	
06/23/2022	Sarah K. Eddy	1.60	2,560.00	meet w/Wilmer; meet w/internal team re next steps; review materials & correspondence
06/23/2022	Gregory E. Pessin	2.00	3,100.00	
06/23/2022	Ryan A. McLeod	5.52	8,280.00	review research on prevention doctrine and best efforts; attention to Musk document requests; call with client re same; team meeting re research tasks
06/23/2022	Leo E. Strine, Jr.	4.50	9,000.00	Review updated case strategy memo and provide detailed feedback; read new documents.
06/23/2022	Kyle M. Diamond	1.90	1,947.50	Calls.
06/23/2022	Alexandra P. Sadinsky	6.34	7,444.80	Strategy
06/23/2022	Donald J. Butterworth	10.40	7,540.00	Team meetings re strategy. Review and revise case memorandum. Legal research re same. Review public filings and documents received from client/co-counsel re same. Revise working matter chronology. Coordinate organizational matters with paralegal team.

**Twitter, Inc. - Litigation Preparation  
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June 13, 2022 through July 31, 2022

<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
06/23/2022	Charles M. Melman	8.34	6,046.50	Research various Delaware law issues, drafted portions of case memorandum, and participated in team meeting re: strategy and next steps.
06/23/2022	Nathanial P. Graham	3.30	1,072.50	Compiled potential complaint sources, per A. Sadinsky.
06/23/2022	Nathanial P. Graham	1.30	422.50	Attended intro meeting to discuss tasks for matter with attorneys.
06/23/2022	Nathanial P. Graham	0.20	65.00	Added entries to chronology, per A. Sadinsky.
06/24/2022	William D. Savitt	5.70	10,545.00	review deposition; complaint outline; meet STB/ t/c MK; t/c Sorrells; chron; key docs
06/24/2022	Benjamin M. Roth	1.80	2,970.00	
06/24/2022	Sarah K. Eddy	1.20	1,920.00	review materials & correspondence
06/24/2022	Gregory E. Pessin	3.00	4,650.00	
06/24/2022	Ryan A. McLeod	8.96	13,440.00	research; calls and colloquy; attention to financing issues
06/24/2022	Leo E. Strine, Jr.	4.00	8,000.00	Read new documents and Musk deposition transcript; provide feedback and suggested edits on next steps/communications regarding responding to information requests supposedly designed to help secure financing.
06/24/2022	Kyle M. Diamond	3.50	3,587.50	Meetings; research.
06/24/2022	Alexandra P. Sadinsky	12.40	14,570.00	strategy
06/24/2022	Donald J. Butterworth	11.50	8,337.50	Review and revise case memorandum. Legal research re same. Review public filings and documents received from client/co-counsel re same. Revise working matter chronology. Coordinate organizational matters with paralegal team.
06/24/2022	Charles M. Melman	7.60	5,510.00	Researched New York law on specific performance of debt financing obligations for case memorandum. Drafted portions of other sections of memorandum. Performed various ad hoc tasks.
06/24/2022	Danielle R. Brena	2.20	605.00	review and pull merger and court filings for K Diamond
06/24/2022	Nathanial P. Graham	0.50	162.50	Saved and organized zip file documents from WSGR, per A. Sadinsky.
06/24/2022	Nathanial P. Graham	0.30	97.50	Saved news articles, communications, and precedents to files, per A. Sadinsky.
06/25/2022	William D. Savitt	4.10	7,585.00	review correspondence; review chron; review docs; prepare responsive correspondence; themes/theories
06/25/2022	Benjamin M. Roth	1.13	1,856.25	
06/25/2022	Sarah K. Eddy	1.44	2,304.00	review correspondence & materials
06/25/2022	Gregory E. Pessin	4.00	6,200.00	
06/25/2022	Ryan A. McLeod	6.32	9,480.00	meetings re legal research and potential complaint drafting; review research on legal theories; calls re strategy
06/25/2022	Leo E. Strine, Jr.	2.50	5,000.00	Work on case theories/responses to information requests.
06/25/2022	Alexandra P. Sadinsky	4.80	5,640.00	strategy
06/25/2022	Donald J. Butterworth	4.80	3,480.00	Call re board presentation. Prepare slides for potential use at board presentation. Update matter chronology. Legal research relevant to case memo revision. Correspond with team re communications with EM.
06/25/2022	Charles M. Melman	3.47	2,515.75	Corresponded with team regarding outstanding items and drafted slides for board presentation concerning relevant cases.
06/25/2022	Janice E. Henderson	0.10	27.50	Obtaining Tesla's stock prices from January 1, 2022 to June 25, 2022 f
06/25/2022	Nathanial P. Graham	1.60	520.00	Drafted MAE definitions chart and input comments on chronology document, per D. Butterworth and A. Sadinsky.
06/26/2022	William D. Savitt	2.70	4,995.00	prep committee meeting; correspondence re retention; correspondence re financing; case memorandum
06/26/2022	Benjamin M. Roth	1.13	1,856.25	
06/26/2022	Sarah K. Eddy	1.20	1,920.00	review materials; notes & correspondence re board slides

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<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
06/26/2022	Ryan A. McLeod	5.84	8,760.00	revise slides for board presentation; colloquy with team re strategy; attention to case memo and complaint outline
06/26/2022	Leo E. Strine, Jr.	1.00	2,000.00	Work on case theories, board slide feedback.
06/26/2022	Kyle M. Diamond	3.20	3,280.00	Research.
06/26/2022	Alexandra P. Sadinsky	10.74	12,614.80	strategy
06/26/2022	Donald J. Butterworth	6.10	4,422.50	Call with Alex Sadinsky and Charlie Melman re strategy. Review and revise case memorandum. Legal research re same. Review public filings and documents received from client/co-counsel re same. Revise working matter chronology.
06/26/2022	Charles M. Melman	2.86	2,073.50	Edited slides for board presentation and corresponded/met with team about next steps.
06/27/2022	William D. Savitt	6.70	12,395.00	transaction committee; prep/follow up; mdau issues; expert research, doc review; case memorandum; solvency issue; bankers
06/27/2022	Benjamin M. Roth	3.60	5,940.00	
06/27/2022	Joshua A. Feltman	2.50	4,125.00	
06/27/2022	Sarah K. Eddy	6.80	10,880.00	board mtg; mtg w/ full WLRK team; mtg re facts development; correspondence re various matters; review of materials; work on complaint outline
06/27/2022	Gregory E. Pessin	8.00	12,400.00	
06/27/2022	Ryan A. McLeod	10.32	15,480.00	team meetings; calls with co-counsel; calls with financial advisors; legal research; review and comment on complaint outline; revise letter to Musk re financing
06/27/2022	Leo E. Strine, Jr.	7.00	14,000.00	Provide feedback to case theories outline; participate in team call, feedback on response to Elon Musk/buyer regarding requests for information.
06/27/2022	Kyle M. Diamond	3.22	3,300.50	Meetings.
06/27/2022	Kyle M. Diamond	2.10	2,152.50	Research.
06/27/2022	Alexandra P. Sadinsky	12.40	14,570.00	strategy
06/27/2022	Donald J. Butterworth	11.30	8,192.50	Call with banks re deal status. Prepare summary of same. Team meeting re litigation strategy. Call with WSGR re information request: Review and revise case memorandum. Legal research re same. Review public filings and documents received from client/co-counsel re same. Revise working matter chronology. Revise draft correspondence to EM re financing status. Call with Alex Sadinsky re additional research. Conduct additional legal research.
06/27/2022	Charles M. Melman	8.97	6,503.25	Researched topics for case memorandum and drafted corresponding portions of memorandum. Participated in team meetings, call with Wilson Sonsini to understand document universe, and call with bankers.
06/27/2022	Robinson C. Strauss	4.00	1,700.00	Per APS requests re stock price reaction charts, edited charts and prepared excel calculations sheets, emails w/ N. Graham re same
06/27/2022	Danielle R. Brena	0.90	247.50	pull stock prices for A sadinsky
06/27/2022	Nathaniel P. Graham	2.60	845.00	Hyperlinked complaint outline, added entries to chronology document from outline, and collected documents conveyed in emails, per A. Sadinsky.
06/27/2022	Nathaniel P. Graham	5.00	1,625.00	Drafted comparative stock price reaction charts, per A. Sadinsky.
06/28/2022	William D. Savitt	5.50	10,175.00	banker call; further JPM call; review projections; review law projection
06/28/2022	Benjamin M. Roth	3.15	5,197.50	
06/28/2022	Joshua A. Feltman	2.00	3,300.00	
06/28/2022	Sarah K. Eddy	3.20	5,120.00	work on document collection; meet with team; meet with client; call w/Charlie; call w/Wilmer
06/28/2022	Gregory E. Pessin	3.00	4,650.00	

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<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
06/28/2022	Ryan A. McLeod	8.96	13,440.00	team meetings; zoom with client; research; review complaint outline; draft letters to opposing counsel
06/28/2022	Leo E. Strine, Jr.	3.50	7,000.00	Work on responses regarding financing efforts, understanding financial cases and their relationship to DCL; communications with team regarding same.
06/28/2022	Kyle M. Diamond	2.10	2,152.50	Meetings.
06/28/2022	Alexandra P. Sadinsky	9.26	10,885.20	Strategy
06/28/2022	Donald J. Butterworth	9.60	6,960.00	Team meetings re litigation strategy and financing status. Review and revise case memorandum. Legal research re same. Review public filings and documents received from client/co-counsel re same. Review and revise draft correspondence to EM. Draft letter to EM re consent requests, and confer with Ryan McLeod re same.
06/28/2022	Charles M. Melman	10.09	7,315.25	Participated in multiple meetings and calls with bankers, other counsel and internal team. Merged material from external counsel's case chronology to our chronology.
06/28/2022	Robinson C. Strauss	1.80	765.00	Per APS requests re stock price reaction charts: edited charts and updated calculations sheets. Review of internal case summary/chron, case organization and recent atty requests/AWP.
06/28/2022	Juan Rojas	1.85	740.00	Unzip document set and make available to case team for review per Charles Melman request
06/28/2022	Elizabeth Grunwald	0.70	210.00	Pulled post-trial briefs in DE Chancery case. (Sadinsky/Graham)
06/28/2022	Nathaniel P. Graham	0.10	32.50	Circulated new related litigation filings, per A. Sadinsky.
06/28/2022	Nathaniel P. Graham	0.30	97.50	Located commitment letter document on database, per A. Sadinsky.
06/28/2022	Nathaniel P. Graham	0.10	32.50	Updated cast of characters document, per A. Sadinsky.
06/29/2022	William D. Savitt	6.90	12,765.00	complaint; research; financing matter; case memo; em comms; retention issue; Joele Frank; diligence
06/29/2022	Benjamin M. Roth	3.15	5,197.50	
06/29/2022	Joshua A. Feltman	3.00	4,950.00	
06/29/2022	Sarah K. Eddy	5.84	9,344.00	meetings; calls; complaint; review materials; correspondence
06/29/2022	Gregory E. Pessin	4.50	6,975.00	
06/29/2022	Ryan A. McLeod	10.88	16,320.00	attention to complaint drafting; team meetings; review letters; draft letter to opposing counsel; calls with co-counsel
06/29/2022	Leo E. Strine, Jr.	2.50	5,000.00	Work on information response, finance/solvency, case strategy issues, team meeting.
06/29/2022	Claudia T. Morgan	0.60	660.00	Collection related communications
06/29/2022	Kyle M. Diamond	1.30	1,332.50	Meeting.
06/29/2022	Alexandra P. Sadinsky	6.40	7,520.00	Strategy
06/29/2022	Donald J. Butterworth	10.80	7,830.00	Team meetings re deal status, complaint drafting, and overall litigation strategy. Meet with Ryan McLeod re additional correspondence to EM. Revise draft correspondence to EM. Legal research re relevant contractual provisions; prepare summary of same. Coordinate with paralegals re organizational matters.
06/29/2022	Charles M. Melman	10.25	7,431.25	Participated in several internal meetings and calls regarding drafting of complaint, document collection and review, and the status of outstanding tasks. Continued merging external counsel's case chronology with our own. Participated in call with client regarding document collection and review. Drafted list of custodians and media for collection and review.
06/29/2022	Robinson C. Strauss	3.50	1,487.50	APS requests
06/29/2022	Fredrik D.Z. Hoosein	3.00	1,050.00	Processed data using relativity, created images for attorney review, performed database indexing

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<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
06/29/2022	Richard Y. Lam	0.80	380.00	Attend conference call regarding collection and hosting of data in Relativity, coordinate processing of initial set of data for case team review.
06/29/2022	Judith E. Thompson	0.50	175.00	Searched for tweets for a specific entity and individual for Nicole Hovatter (SA)
06/29/2022	Elizabeth Grunwald	0.50	150.00	Pulled document in DE Chancery case. (N. Graham)
06/29/2022	Jed L. Garfunkel	0.70	332.50	Call with C. Melman and A. Sadinsky to discuss upcoming litigation preparation.
06/29/2022	Nathanial P. Graham	0.20	65.00	Saved new diligence tracker, circulated complaint, and set up case alerts for new litigation, per A. Sadinsky.
06/29/2022	Nathanial P. Graham	5.20	1,690.00	Drafted new comparative stock price reaction charts, per A. Sadinsky.
06/29/2022	Nathanial P. Graham	1.10	357.50	Collected post-transaction communications and emails conveying documents, per A. Sadinsky.
06/30/2022	William D. Savitt	7.10	13,135.00	complaint; research; financing matter; case memo; comms; retention issue; consents; diligence; call readout
06/30/2022	Benjamin M. Roth	2.70	4,455.00	
06/30/2022	Joshua A. Feltman	7.00	11,550.00	
06/30/2022	Sarah K. Eddy	6.32	10,112.00	calls & meetings re litigation & documents; review materials
06/30/2022	Gregory E. Pessin	4.50	6,975.00	
06/30/2022	Ryan A. McLeod	10.72	16,080.00	calls and zooms with client and co-counsel; call with PR firm; attention to correspondence with opposing counsel; review documents; meetings re strategy
06/30/2022	Leo E. Strine, Jr.	2.00	4,000.00	Provide feedback on consent, information request issues; read new documents.
06/30/2022	Claudia T. Morgan	0.97	1,067.00	Communications re: preservation notice and logistics, collection searches
06/30/2022	Alexandra P. Sadinsky	12.00	14,100.00	Strategy
06/30/2022	Donald J. Butterworth	10.10	7,322.50	Call with WSGR/STB re responses to information requests. Discuss further correspondence with EM with Ryan McLeod. Prepare summary of current status of information requests and comms with EM. Revise working task list. Call with client re retention program and related issues. Prepare draft correspondence re same.
06/30/2022	Charles M. Melman	10.52	7,627.00	Prepared comprehensive task list and plan of attack for matters assigned to me. Met internally and with client regarding next steps for document collection and review. Prepared list of search terms for client to run on emails of custodians.
06/30/2022	Robinson C. Strauss	7.00	2,975.00	APS binder/info requests
06/30/2022	Kyaik P. Tan	1.50	525.00	Imported data into processing engines, OCR'd docs, created images, exported data for attorney review.loaded data to Relativity. loaded data to legal hold workspace.
06/30/2022	Richard Y. Lam	0.40	190.00	Update ALS project management documentation to track cases status.
06/30/2022	Aaron R. Samaroo	0.19	76.00	Prepare electronic documents in the document review repository for first pass attorney review and analysis as requested by C. Melman.
06/30/2022	Aaron R. Samaroo	0.09	36.00	Prepare electronic documents for in the client's document review repository by answering attorney questions regarding pulling ~600 documents for attorney review and analysis as requested by C. Melman.
06/30/2022	Nathanial P. Graham	1.50	487.50	Saved post-transaction communications, public documents, and documents conveying emails.
06/30/2022	Nathanial P. Graham	1.60	520.00	Drafted and requested print and delivery of post-transaction communications binder, per A. Sadinsky.
07/01/2022	William D. Savitt	6.30	11,655.00	complaint; TRO; remedies; expedition; consents
07/01/2022	Benjamin M. Roth	2.25	3,712.50	

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<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
07/01/2022	Joshua A. Feltman	2.25	3,712.50	
07/01/2022	Sarah K. Eddy	7.04	11,264.00	meetings & correspondence re document preservation & collection, complaint, and other workstreams; review materials
07/01/2022	Gregory E. Pessin	3.00	4,650.00	
07/01/2022	Bradley R. Wilson	4.30	6,880.00	
07/01/2022	Ryan A. McLeod	7.92	11,880.00	team meetings; calls with client; prepare correspondence; coordination over data responses; diligence call
07/01/2022	Leo E. Strine, Jr.	1.75	3,500.00	Provide feedback on 10-Q issue, and review draft 10-Q.
07/01/2022	Alexandra P. Sadinsky	9.20	10,810.00	strategy
07/01/2022	Donald J. Butterworth	10.90	7,902.50	Team meeting to discuss strategy and potential complaint. Research re potential jurisdictional issues. Prepare draft correspondence for client use with buyer. Update working litigation task list. Update correspondence status summary. Call with STB re potential complaint. Prepare and circulate summary of same. Prepare onboarding materials for new team members. Legal research re issues potentially relevant to complaint.
07/01/2022	Charles M. Melman	9.52	6,902.00	Handled various ad hoc tasks, participated in team meeting, updated task list, updated case chronology.
07/01/2022	Robinson C. Strauss	2.00	850.00	APS binder requests; organizing emails/case correspondence.
07/01/2022	Juan Rojas	3.50	1,400.00	Load document set to e-discovery database for attorney review per Charles Melman request
07/01/2022	Soe Min	0.50	175.00	Imported data into processing engines deduplicated files and loaded into Relativity for case team review as per Melman, Charles M.
07/01/2022	Aaron R. Samaroo	0.59	236.00	Prepare electronic documents in the document review repository for secure electronic transfer and attorney review and analysis as requested by C. Melman.
07/01/2022	Judith E. Thompson	0.10	35.00	Pulled governance info on a specific entity for Lutfah K. Subair
07/01/2022	Janeen M. Byron	0.50	150.00	Bloomberg request for A. Sadinsky
07/01/2022	Kelum S. Wick	1.30	520.00	Loading and updating meta data in Relativity workspace in order to update records with meta data from source vendor database and facilitate attorney review.
07/01/2022	Nathaniel P. Graham	0.40	130.00	Updated cast of characters list, per A. Sadinsky.
07/01/2022	Nathaniel P. Graham	0.20	65.00	Chronologized news articles and tabbed into a binder, per A. Sadinsky.
07/01/2022	Nathaniel P. Graham	2.10	682.50	Drafted binder of merger agreement drafts, per A. Sadinsky.
07/01/2022	Nathaniel P. Graham	1.60	520.00	Collected post-transaction communications, added to binder, and printed materials, per A. Sadinsky, B. Savitt, and S. Eddy.
07/02/2022	William D. Savitt	2.10	3,885.00	TRO papers; remedies issue; expedition
07/02/2022	Sarah K. Eddy	5.04	8,064.00	calls & correspondence w/STB re docs; work on chron
07/02/2022	Gregory E. Pessin	1.00	1,550.00	
07/02/2022	Bradley R. Wilson	4.50	7,200.00	
07/02/2022	Ryan A. McLeod	1.44	2,160.00	attention to complaint research; review research on financing
07/02/2022	Leo E. Strine, Jr.	1.00	2,000.00	Read updated chrono, and updates from Simpson Thacher & Bartlett re: chrono.
07/02/2022	Kyle M. Diamond	3.78	3,874.50	Research.
07/02/2022	Alexandra P. Sadinsky	7.80	9,165.00	strategy
07/02/2022	Donald J. Butterworth	5.90	4,277.50	Fact research relevant to complaint. Review documents received from client and co-counsel as relevant to potential complaint. Correspond with Brad Wilson and Alex Sadinsky re same.
07/02/2022	Charles M. Melman	9.36	6,786.00	
07/02/2022	Aaron R. Samaroo	0.38	152.00	Prepare electronic documents in the document review repository for "Do Not Produce"/"document characteristic" coding for attorney review and analysis as requested by C. Melman.



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<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
07/02/2022	Janice E. Henderson	0.80	220.00	Obtaining Tesla's SEC filings that Musk made on April 28th and 29th, 2022 regarding his \$9.6 million Tesla shares for A. Sadinsky.
07/03/2022	William D. Savitt	1.40	2,590.00	t/c Coates; t/c Shannon; t/c Strine
07/03/2022	Benjamin M. Roth	0.45	742.50	
07/03/2022	Sarah K. Eddy	1.20	1,920.00	review materials & correspondence; team call
07/03/2022	Gregory E. Pessin	2.00	3,100.00	
07/03/2022	Bradley R. Wilson	4.50	7,200.00	
07/03/2022	Ryan A. McLeod	3.12	4,680.00	call re background; review and comment on draft correspondence; team meeting re research; coordination with joint group on data requests
07/03/2022	Leo E. Strine, Jr.	1.25	2,500.00	Work on potential remedy theories/emails and t/c with William Savitt regarding same.
07/03/2022	Kyle M. Diamond	3.20	3,280.00	Calls.
07/03/2022	Alexandra P. Sadinsky	11.00	12,925.00	strategy
07/03/2022	Donald J. Butterworth	7.10	5,147.50	Team meeting to discuss strategy and potential complaint. Review and revise draft complaint. Review documents received from client. Coordinate with discovery vendor and Charlie Melman re same.
07/03/2022	Charles M. Melman	8.90	6,452.50	Updated case chronology to remove duplicate entries and add dates. Assisted with complaint drafting and reviewed documents.
07/03/2022	Robinson C. Strauss	0.75	318.75	APS request re SEC filings and related organizing.
07/03/2022	Soe Min	0.50	175.00	Imported data into processing engines deduplicated files and loaded into Relativity for case team review as per Melman, Charles M.
07/03/2022	Aaron R. Samaroo	0.31	124.00	Prepare electronic documents in the document review repository for attorney review and analysis as requested by C. Melman. Prepare a response to Lighthouse vendor for the specification to receive data as requested by C. Melman.
07/03/2022	Mary Cronin	0.40	120.00	pull closing prices and market cap numbers for A. Sadinsky
07/03/2022	Mary Cronin	0.30	90.00	find podcast transcript for C. Melman
07/03/2022	Nathanial P. Graham	5.40	1,755.00	Updated comparative stock price reaction chart, update cast of characters, updated draft complaint, and hyperlinked and collected sources from key events outline, per A. Sadinsky.
07/03/2022	Ari Gutenmacher	1.75	568.75	OT: Searching and Preparing Docs for Motion to Expedite
07/04/2022	William D. Savitt	1.20	2,220.00	complaint
07/04/2022	Sarah K. Eddy	0.64	1,024.00	call & correspondence w/WSGR; review correspondence
07/04/2022	Gregory E. Pessin	0.20	310.00	
07/04/2022	Bradley R. Wilson	3.00	4,800.00	
07/04/2022	Ryan A. McLeod	6.32	9,480.00	research; background reading; colloquy re complaint; review proposed financing letter; attention to follow up; review Musk document requests
07/04/2022	Leo E. Strine, Jr.	0.75	1,500.00	Emails regarding potential communications with banks if buyer purports to terminate.
07/04/2022	Kyle M. Diamond	4.32	4,428.00	Analysis.
07/04/2022	Alexandra P. Sadinsky	10.80	12,690.00	strategy
07/04/2022	Donald J. Butterworth	11.20	8,120.00	Call with Charlie Melman re document review. Review and revise draft complaint. Review documents received from client. Legal research relevant to complaint.
07/04/2022	Charles M. Melman	10.17	7,373.25	Reviewed documents and corresponded with eDiscovery vendor regarding same. Assisted with complaint drafting and continued to organize case chronology.
07/04/2022	Robinson C. Strauss	0.75	318.75	APS info/doc requests. Review/organized case emails.
07/05/2022	William D. Savitt	7.40	13,690.00	financing issues; complaint; scheduling; GS/JPM
07/05/2022	Benjamin M. Roth	0.45	742.50	
07/05/2022	Joshua A. Feltman	5.00	8,250.00	

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<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
07/05/2022	Sarah K. Eddy	1.76	2,816.00	call re complaint; review & comments on complaint; team mtg
07/05/2022	Gregory E. Pessin	2.00	3,100.00	
07/05/2022	Bradley R. Wilson	9.00	14,400.00	
07/05/2022	Ryan A. McLeod	5.68	8,520.00	Team meetings; draft letters re financing; attention to data requests; attention to task management; engagement with co-counsel
07/05/2022	Leo E. Strine, Jr.	0.50	1,000.00	Read new documents regarding evolving discussions.
07/05/2022	Kyle M. Diamond	1.34	1,373.50	Calls.
07/05/2022	Alexandra P. Sadinsky	9.60	11,280.00	Strategy
07/05/2022	Donald J. Butterworth	11.40	8,265.00	Call regarding financing status. Team meeting to discuss strategy and potential complaint. Call with WSGR/STB re data requests. Update litigation team working task list. Review and revise draft complaint. Revise consent tracking document. Respond to factual requests from lit team.
07/05/2022	Charles M. Melman	11.34	8,221.50	Reviewed several buffered documents, updated case chronology, participated in call with Goldman Sachs re post-signing and prepare detailed summary, participated in team meeting and contributed to task list.
07/05/2022	Robinson C. Strauss	4.00	1,700.00	Various APS doc requests
07/05/2022	Lena Goldenberg	0.80	240.00	Research for A. Sadinsky
07/05/2022	Danielle R. Brena	0.10	27.50	article pulls for A Sadinsky
07/05/2022	Nathanial P. Graham	0.30	97.50	Saved and organized board documents, per A. Sadinsky.
07/05/2022	Nathanial P. Graham	1.60	520.00	Drafted binder of board documents, per A. Sadinsky.
07/05/2022	Nathanial P. Graham	5.10	1,657.50	Organized and collected communications, board documents, filings, and drafted binder of communications, per A. Sadinsky.
07/05/2022	Livia Tam	0.90	360.00	Reviewed and analyzed data, uploaded files to the network, edited load files and updated database
07/05/2022	Livia Tam	0.30	120.00	Updating case management media intake tracker in Relativity workspace
07/06/2022	William D. Savitt	6.00	11,100.00	chron; financial analysis; research matters; case strategy; complaint
07/06/2022	Benjamin M. Roth	1.35	2,227.50	
07/06/2022	Joshua A. Feltman	2.00	3,300.00	
07/06/2022	Sarah K. Eddy	7.76	12,416.00	mtgs w/team & client; correspondence; review materials & work product; calls w/WDS, BW, APS, CMM, DJB
07/06/2022	Gregory E. Pessin	3.50	5,425.00	
07/06/2022	Bradley R. Wilson	8.10	12,960.00	
07/06/2022	Ryan A. McLeod	7.84	11,760.00	Team meetings; prepare and revise correspondence; call with client re data requests; follow up from same; zoom with client re litigation strategy and status; prepare for same
07/06/2022	Leo E. Strine, Jr.	0.50	1,000.00	Read new documents.
07/06/2022	Kyle M. Diamond	1.20	1,230.00	Calls.
07/06/2022	Simon J. Williams	4.77	4,412.50	Introductory calls with WDS, SKE, CMM; review of background documents (proxy, memo, draft complaint, chron)
07/06/2022	Alexandra P. Sadinsky	15.00	17,625.00	Strategy strategy
07/06/2022	Donald J. Butterworth	12.30	8,917.50	Team meeting to discuss strategy and potential complaint. Call with WSGR/STB re data requests. Respond to factual requests from lit team. Review and revise draft letter response to buyer. Review documents received from client and co-counsel. Update lit team working task list. Call with Ryan McLeod re letter responses and consent requests. Meet with Sarah Eddy and Charlie Melman re working matter chronology. Review and revise working matter chronology.

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<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
07/06/2022	Charles M. Melman	12.17	8,823.25	Participated in: diligence review call with Goldman; team meeting; call with partner and newly onboarded associate. Called newly onboarded associate to orient and discuss materials to be sent in welcome packet. Worked with e-discovery vendor to set up review of several thousand documents, and began review of same.
07/06/2022	Robinson C. Strauss	4.25	1,806.25	various APS requests
07/06/2022	Richard Y. Lam	0.20	95.00	Search database for documents containing the term "8.1.19" in the file name for Robinson Strauss.
07/06/2022	Elizabeth Grunwald	1.50	450.00	Searches for case schedules in DE Chancery cases. (Sadinsky/N. Hovatter)
07/06/2022	Kelum S. Wick	1.30	520.00	Loading incoming review data to internal Relativity workspace in order to facilitate attorney document review, as requested by C. Melman.
07/06/2022	Kelum S. Wick	0.17	68.00	Updating case management media intake tracker in Relativity workspace.
07/06/2022	Nathanial P. Graham	0.10	32.50	Collected exhibit to complaint in related litigation, per S. Eddy.
07/06/2022	Alice G. Burton	3.00	975.00	Helped Robinson fill out a chart with a cast of characters and their information.
07/06/2022	Livia Tam	0.70	280.00	Reviewed and analyzed data, uploaded files to the network, edited load files and updated database
07/06/2022	Livia Tam	0.30	120.00	Updating case management media intake tracker in Relativity workspace
07/06/2022	Ann Marie Ghany	0.80	280.00	Ran searches bases on file for case team review. Email correspondences with case team
07/07/2022	William D. Savitt	9.50	17,575.00	all counsel huddle; complaint; expedition; [REDACTED]
07/07/2022	Benjamin M. Roth	1.80	2,970.00	[REDACTED]
07/07/2022	Joshua A. Feltman	2.25	3,712.50	
07/07/2022	Sarah K. Eddy	6.64	10,624.00	mtgs w/counsel & client & internal team re complaint & prep for litigation; work on complaint
07/07/2022	Gregory E. Pessin	1.00	1,550.00	
07/07/2022	Bradley R. Wilson	9.50	15,200.00	
07/07/2022	Ryan A. McLeod	5.84	8,760.00	Calls with client; team meetings; prepare materials and correspondence; meeting re motion to expedite; attention to data requests; follow up on consent requests; attention to litigation strategy
07/07/2022	Leo E. Strine, Jr.	0.50	1,000.00	Read new documents, comment on Goldman financing hypothetical, and provide feedback regarding third-party intel concerning financing markets and deals.
07/07/2022	Kyle M. Diamond	1.40	1,435.00	Calls.
07/07/2022	Simon J. Williams	10.98	10,156.50	Drafting discovery requests; ongoing review of background materials; reviewing diligence documents; call with Analysis Group; team meeting; search term drafting; compiling materials for John Coates Strategy
07/07/2022	Alexandra P. Sadinsky	11.80	13,865.00	
07/07/2022	Donald J. Butterworth	12.00	8,700.00	Team meeting to discuss strategy and potential complaint. Review documents received from client/co-counsel. Review and revise draft complaint. Update lit team working task list. Review documents received from client and co-counsel. Review and revise working matter chronology. Review materials received from co-counsel relevant to consent requests and prepare updated tracking document. Revise update to corporate/financing teams. Review related litigation filings.
07/07/2022	Charles M. Melman	10.75	7,793.75	Participated in two custodial interviews, reviewed 722 documents, and organized particularly important documents for future reference and transmission to team. Handled ad hoc requests from other team members, including contributing to update email to entire team.

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<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
07/07/2022	Robinson C. Strauss	10.00	4,250.00	APS requests
07/07/2022	Fredrik D.Z. Hoosein	0.50	175.00	Loaded incoming productions to relativity for case team review.
07/07/2022	Richard Y. Lam	1.10	522.50	Identify wrapper and duplicate emails and move them to a new secure folder and remove access to these documents for the case team, update family relationships for the remaining documents.
07/07/2022	Lena Goldenberg	7.00	2,100.00	Research and documents pull for A. Sadinsky, R. Strauss
07/07/2022	Mary Cronin	0.30	90.00	send exhibits to brief to A. Sadinsky
07/07/2022	Janice E. Henderson	0.90	247.50	Obtaining treatises discussing when to file a cause of action for specific performance in Delaware for N. Hovatter.
07/07/2022	Janeen M. Byron	0.50	150.00	Case research for N. Hovatter
07/07/2022	Kelum S. Wick	0.17	68.00	Creating fields and updating layout in Relativity workspace in order to facilitate attorney document review, as requested by C. Melman.
07/07/2022	Nathanial P. Graham	3.50	1,137.50	Saved communications and emails conveying documents, and reorganized precedents files, per A. Sadinsky.
07/07/2022	Alice G. Burton	6.50	2,112.50	Worked on populating the consolidated diligence tracker with info from previous spreadsheets.
07/08/2022	William D. Savitt	8.00	14,800.00	complaint; termination; response; █████; doc matters; experts
07/08/2022	Benjamin M. Roth	3.15	5,197.50	
07/08/2022	Joshua A. Feltman	5.50	9,075.00	
07/08/2022	Sarah K. Eddy	9.20	14,720.00	calls w/client & team; work on complaint
07/08/2022	Gregory E. Pessin	2.00	3,100.00	
07/08/2022	Bradley R. Wilson	10.50	16,800.00	
07/08/2022	Ryan A. McLeod	7.12	10,680.00	Revise letter re data requests; colloquy with team and co-counsel and client re same; attention to retention request; research re same; prepare letter re financing state
07/08/2022	Leo E. Strine, Jr.	4.00	8,000.00	Read new documents, including termination letter and SEC comment, emails with team regarding same; work on reaction to termination letter consider pro's and con's of seeking provisional relief.
07/08/2022	Kyle M. Diamond	5.30	5,432.50	Complaint; letter.
07/08/2022	Simon J. Williams	12.15	11,238.75	Drafting discovery requests; ongoing review of background materials; reviewing diligence documents; compiling materials for John Coates strategy
07/08/2022	Alexandra P. Sadinsky	13.06	15,350.20	
07/08/2022	Donald J. Butterworth	13.40	9,715.00	Call with Ryan McLeod re retention programs, and review/revise related draft correspondence. Update consent tracking document. Review and revise working matter chronology. Update lit team working task list. Review filings in related litigation. Call with client draft response to buyer. Review notice of purported termination and prepare summary of alleged breaches. Factual research re same. Review and revise draft complaint. Legal and factual research re same
07/08/2022	Charles M. Melman	10.09	7,315.25	Reviewed documents, prepared preliminary set of interrogatories, coordinated with other associate on same, coordinated with team to begin responding to adversary's purported termination notice.
07/08/2022	Robinson C. Strauss	12.50	5,312.50	Various requests
07/08/2022	Lena Goldenberg	7.00	2,100.00	Research and documents pull for R. Strauss, A. Sadinsky
07/08/2022	Nancy R. McKay	1.00	300.00	Court paper filings briefs and orders for D Butterworth
07/08/2022	Mary Cronin	2.50	750.00	Search for motions to expedite, TRO briefings or case schedule orders for R. Strauss
07/08/2022	Mary Cronin	3.00	900.00	pull case scheduling orders, motions to expedite briefing and rulings on MTE from cases for A. Sadinsky
07/08/2022	Janeen M. Byron	0.50	150.00	Case pull for A. Sadinsky
07/08/2022	Janeen M. Byron	1.00	300.00	Case research for R. Strauss
07/08/2022	Janeen M. Byron	1.00	300.00	Case research for N. Hovatter
07/08/2022	Nathanial P. Graham	0.60	195.00	Added to and organized precedents files, per A. Sadinsky.

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<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
07/08/2022	Alice G. Burton	5.50	1,787.50	Updated the progress tracker for the list of authorities being pulled for brief, also renamed several docs.
07/09/2022	William D. Savitt	4.00	7,400.00	committee meeting; complaint; MTE; experts; consents
07/09/2022	Benjamin M. Roth	2.25	3,712.50	
07/09/2022	Sarah K. Eddy	13.60	21,760.00	mtgs w/WSGR & STB & client; work on complaint
07/09/2022	Gregory E. Pessin	3.00	4,650.00	
07/09/2022	Bradley R. Wilson	12.70	20,320.00	
07/09/2022	Ryan A. McLeod	11.92	17,880.00	Attention to response letter; team meetings and calls; zooms with client; draft case memo; attention to discovery
07/09/2022	Leo E. Strine, Jr.	4.50	9,000.00	Work on pro's and con's of provisional relief; t/c regarding that issue as related to financing; comment on response to termination letter.
07/09/2022	Kyle M. Diamond	8.20	8,405.00	Complaint; letter.
07/09/2022	Zachary M. David	10.00	9,250.00	Twitter-Musk litigation – read care package, complaint and motion to expedite
07/09/2022	Simon J. Williams	5.76	5,328.00	Drafting discovery requests; meeting with RAM; ongoing review of background materials
07/09/2022	Alexandra P. Sadinsky	13.00	15,275.00	strategy
07/09/2022	Donald J. Butterworth	10.80	7,830.00	Call with Sarah Eddy re draft complaint. Review and revise working matter chronology. Review and revise draft complaint. Legal and factual research re same.
07/09/2022	Charles M. Melman	11.49	8,330.25	Created spreadsheet tracking negotiation history of merger agreement, performed various ad hoc research tasks, and participated in team call re: financing next steps.
07/09/2022	Robinson C. Strauss	13.00	5,525.00	various requests, coordinating
07/09/2022	Janice E. Henderson	0.90	247.50	Obtaining articles on temporary restraining orders to prevent a merger party from terminating a merger agreement for A. Sadinsky.
07/09/2022	Janice E. Henderson	1.40	385.00	Obtaining court documents for R. Strauss.
07/09/2022	Janice E. Henderson	0.20	55.00	Obtaining Osram Sylvania v. Townsend Ventures briefs S. Lambert.
07/09/2022	Janice E. Henderson	0.70	192.50	Obtaining two Delaware Chancery case documents for R. Strauss.
07/09/2022	Rotem Litinski	4.00	1,300.00	
07/09/2022	Lia C. Castillo	4.12	1,339.00	Downloaded, organized and filed documents onto iManage from network drive
07/09/2022	Carolyn T. Vaca	2.50	812.50	On standby per Cheuk Lee and Robinson Strauss request for paralegal support.
07/09/2022	Carolyn T. Vaca	1.50	487.50	Quote checking for various documents per Robinson Strauss request.
07/09/2022	Carolyn T. Vaca	0.50	162.50	Managing files and converting transcripts to accessible pdfs per Robinson Strauss request.
07/09/2022	Madison B. Gagne	9.25	3,006.25	Small tasks, and on general standby for this client specifically
07/09/2022	Jin H. Qiu	4.40	1,430.00	Standby and upload news articles to iManage
07/10/2022	William D. Savitt	5.00	9,250.00	further meeting; complaint; MTE
07/10/2022	Benjamin M. Roth	4.50	7,425.00	
07/10/2022	Joshua A. Feltman	4.00	6,600.00	
07/10/2022	Sarah K. Eddy	12.80	20,480.00	work on complaint; meetings w/client & team re strategy & complaint
07/10/2022	Gregory E. Pessin	4.00	6,200.00	
07/10/2022	Bradley R. Wilson	9.50	15,200.00	
07/10/2022	Ryan A. McLeod	10.88	16,320.00	review and comment on complaint; review and comment on motion to expedite; attention to discovery requests; team meetings; calls with client; calls with WSGR; attention to correspondence with opposing counsel
07/10/2022	Leo E. Strine, Jr.	4.50	9,000.00	Comment on draft complaint and motion to expedite; emails regarding potential filing of 8-K, response.
07/10/2022	Kyle M. Diamond	6.30	6,457.50	Complaint.

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<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
07/10/2022	Zachary M. David	10.00	9,250.00	Twitter-Musk litigation – read care package, complaint and motion to expedite
07/10/2022	Simon J. Williams	6.66	6,160.50	Reviewing draft complaint; team calls; evaluating potential experts; revising discovery requests; reviewing precedent subpoenas and drafting third-party discovery requests
07/10/2022	Alexandra P. Sadinsky	11.66	13,705.20	strategy
07/10/2022	Donald J. Butterworth	11.80	8,555.00	Team meeting to discuss strategy and complaint. Call with client re same. Revise and prepare drafts of portions of the complaint. Legal and factual research re same.
07/10/2022	Charles M. Melman	10.37	7,518.25	Proofed, fact-checked, and substantively revised draft complaint, assisted in preparation of interrogatories; handled various ad hoc tasks related to the above.
07/10/2022	Robinson C. Strauss	9.00	3,825.00	Atty requests
07/10/2022	Shera Goldman	1.10	330.00	Williams, S - obtain tweet info
07/10/2022	Shera Goldman	0.60	180.00	Sadinsky, A - obtain court docs
07/10/2022	Shera Goldman	0.60	180.00	Graham, N - obtain court docs
07/10/2022	Mary Cronin	1.20	360.00	compile list of tweets for S. Williams
07/10/2022	Mary Cronin	0.50	150.00	pull stock prices and index prices from 1/1/2022 to 7/8/2022 for A. Sadinsky
07/10/2022	Mary Cronin	2.00	600.00	Legal searches for DE cases for S. Lambert
07/10/2022	Mary Cronin	3.00	900.00	pull court documents and transcripts relating to orders on motion to expedite for A. Sadinsky and N. Hovatter, and orders of dismissal for N. Graham
07/10/2022	Nathanial P. Graham	6.50	2,112.50	Cite checked draft motion and collected precedent case documents, per A. Sadinsky and N. Hovatter.
07/10/2022	Lia C. Castillo	5.30	1,722.50	Downloaded, organized and filed documents to update folders. Analyzed brief to do a redline comparison of the document to ensure cohesion between markup documents
07/10/2022	Alice G. Burton	4.00	1,300.00	Was online to provide coverage/assistance for Twitter.
07/10/2022	Ari Gutenmacher	1.75	568.75	OT: Preparing Documents for Motion to Expedite
07/10/2022	Carolyn T. Vaca	0.50	162.50	Spreadsheet calculations relating to trial dates per Robinson Strauss request
07/10/2022	Carolyn T. Vaca	5.00	1,625.00	Standby per Robinson Strauss and Cheuk Lee request.
07/10/2022	Jin H. Qiu	5.50	1,787.50	Ready on standby and renamed files
07/11/2022	William D. Savitt	12.50	23,125.00	complaint; MTE; committee and board calls; prep and follow up
07/11/2022	Benjamin M. Roth	4.50	7,425.00	
07/11/2022	Joshua A. Feltman	5.50	9,075.00	
07/11/2022	Sarah K. Eddy	14.40	23,040.00	work on complaint & filings; mtgs & calls w/client & team
07/11/2022	Gregory E. Pessin	6.00	9,300.00	
07/11/2022	Bradley R. Wilson	12.20	19,520.00	
07/11/2022	Ryan A. McLeod	13.48	20,220.00	attention to complaint; review motion to expedite; correspondence with opposing counsel; attention to expert witnesses; review documents
07/11/2022	Leo E. Strine, Jr.	5.00	10,000.00	Work on complaint, press issues.
07/11/2022	Kyle M. Diamond	3.46	3,546.50	Research; complaint.
07/11/2022	Zachary M. David	12.00	11,100.00	finalized complaint and motion to expedite
07/11/2022	Simon J. Williams	13.05	12,071.25	Drafting 3P discovery requests; revising RFPs and ROGs; revising draft MTE, coordinating comments; calls with AKR; reviewing and fact-checking draft complaint; compiling expert list and reviewing options
07/11/2022	Alexandra P. Sadinsky	11.73	13,780.40	strategy

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<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
07/11/2022	Donald J. Butterworth	13.60	9,860.00	Fact-check draft complaint. Review and revise draft complaint. Update working matter chronology. Respond to factual requests from litigation team. Review collection of potentially relevant tweets. Correspond with Sarah Eddy re legal issue relevant to relief sought in complaint.
07/11/2022	Charles M. Melman	5.61	4,067.25	Proofed and revised complaint, handled numerous ad hoc fact-checking tasks, participated in custodial interview, and participated in call re: next steps on phone imaging.
07/11/2022	Robinson C. Strauss	10.50	4,462.50	Per APS requests re stock price reaction charts, edited charts and prepared excel calculations sheets, emails w/ N. Graham re same
07/11/2022	Kyaik P. Tan	0.50	175.00	Imported data into processing engines, OCR'd docs, created images, exported data for attorney review.loaded data to Relativity.
07/11/2022	Shera Goldman	0.20	60.00	Hovatter, N - obtain court docs
07/11/2022	Judith E. Thompson	0.10	35.00	Pulled stock prices for A, Sadinsky
07/11/2022	Nancy R. McKay	3.50	1,050.00	Opinions order and expert info for S Williams
07/11/2022	Elizabeth Grunwald	0.50	150.00	Placed request with Court Express for documents in case in Ontario Court of Justice. (Sadinsky/Hovatter/Z. David )
07/11/2022	Elizabeth Grunwald	1.50	450.00	Searches for DE and federal cases re issue of limiting discovery and concept of "fishing expedition". (I. Kogan)
07/11/2022	Janeen M. Byron	0.30	90.00	Case request for N. Hovatter
07/11/2022	Nathaniel P. Graham	1.10	357.50	Drafted communications tracker, per A. Sadinsky.
07/11/2022	Nathaniel P. Graham	0.90	292.50	Drafted demonstrative for hearing, per A. Sadinsky.
07/11/2022	Nathaniel P. Graham	1.50	487.50	Drafted compendium for motion filing, per Z. David.
07/11/2022	Nathaniel P. Graham	0.80	260.00	Organized and renamed litigation hold files, per C. Melman.
07/11/2022	Nathaniel P. Graham	8.00	2,600.00	Pulled sources and cite checked draft complaint, per A. Sadinsky.
07/11/2022	Alice G. Burton	4.50	1,462.50	Assisted with fact and quote checking the complaint.
07/12/2022	William D. Savitt	8.70	16,095.00	complaint; MTE; follow up)
07/12/2022	Benjamin M. Roth	4.50	7,425.00	
07/12/2022	Joshua A. Feltman	4.00	6,600.00	
07/12/2022	Sarah K. Eddy	7.60	12,160.00	work on complaint & filings; mtgs & calls w/client & team
07/12/2022	Gregory E. Pessin	1.00	1,550.00	
07/12/2022	Bradley R. Wilson	7.90	12,640.00	
07/12/2022	Ryan A. McLeod	13.24	19,860.00	finalize complaint and motion to expedite; team meetings; follow up from same; discussion re discovery requests; focus on experts
07/12/2022	Leo E. Strine, Jr.	4.00	8,000.00	Provide comments on complaint, motion to expedite, and press talking points; fend off press; discuss implications of prevention doctrine/full specific performance under commitment letters.
07/12/2022	Claudia T. Morgan	0.72	792.00	Update internal litigation hold; matter related communications
07/12/2022	Zachary M. David	13.00	12,025.00	legal research re judgment enforcement
07/12/2022	Simon J. Williams	8.46	7,825.50	Revising, cite-checking, and filing complaint and MTE; meetings with RAM; meeting with RAM, SML re third-party discovery
07/12/2022	Alexandra P. Sadinsky	8.00	9,400.00	strategy
07/12/2022	Donald J. Butterworth	10.10	7,322.50	Review, revise, and finalize draft complaint. Review documents received from client and co-counsel, and public documents, as relevant to same. Correspond with litigation team re complaint.
07/12/2022	Charles M. Melman	3.48	2,523.00	Fact-checking and proofing related to finalization of complaint and other papers.
07/12/2022	Robinson C. Strauss	6.75	2,868.75	Atty requests
07/12/2022	Juan Rojas	1.65	660.00	Conference call with Serge Maliarov re redactions in document set for review
07/12/2022	Shera Goldman	0.40	120.00	Sadinsky, A - set up alerts
07/12/2022	Judith E. Thompson	0.50	175.00	-Pulled case complaint for Eric M. Feinstein. Pulled information re: company's stockholders for Max B. Obmascik

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<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
07/12/2022	Elizabeth Grunwald	1.50	450.00	Searches for DE cases in which "protective order" was used to limit discovery, also searches for DE cases re process for trade secret protection in DE Chancery Court, and searches to find DE cases citing specific DE cases. (I. Kogan)
07/12/2022	Elizabeth Grunwald	0.50	150.00	Sent section of Moore's Federal Practice. (I. Kogan)
07/12/2022	Nathanial P. Graham	0.50	162.50	Drafted second demonstrative, per A. Sadinsky.
07/12/2022	Nathanial P. Graham	2.10	682.50	Cite checked draft complaint and performed redline check on draft motion, per S. Williams and Z. David.
07/12/2022	Nathanial P. Graham	1.90	617.50	Cite checked draft motion, per S. Williams.
07/12/2022	Max B. Obmascik	6.00	1,950.00	MTE Prep
07/13/2022	William D. Savitt	5.50	10,175.00	expedition; experts; evidence; docs; del matters; consents
07/13/2022	Benjamin M. Roth	3.60	5,940.00	
07/13/2022	Sarah K. Eddy	7.20	11,520.00	mtgs w/team & client; mtgs w/Dorsey counsel & STB; discovery strategy; factfinding strategy; review factual materials
07/13/2022	Gregory E. Pessin	6.50	10,075.00	
07/13/2022	Bradley R. Wilson	4.20	6,720.00	
07/13/2022	Ryan A. McLeod	10.24	15,360.00	attention to correspondence with opposing counsel; team meetings; prepare for expert interviews; research re motion to expedite; attention to court coordination
07/13/2022	Leo E. Strine, Jr.	2.50	5,000.00	Emails regarding motion to expedite reply, read new documents, field media inquiry from Financial Times.
07/13/2022	Adam M. Gogolak	6.50	9,100.00	
07/13/2022	Claudia T. Morgan	0.71	781.00	Communications re: draft document requests
07/13/2022	Kyle M. Diamond	5.00	5,125.00	Research.
07/13/2022	Zachary M. David	13.00	12,025.00	legal research re ordinary course covenant
07/13/2022	Simon J. Williams	9.09	8,408.25	Drafting RFPs and ROGs; updating task list; meeting with SRL to discuss summer project; calls with CTM on discovery requests; team meeting; follow-up meetings and calls with AKR, ZMD; summarizing progress on experts/discovery for CMM, APS and related calls; initial legal research on remedies
07/13/2022	Alexandra P. Sadinsky	5.46	6,420.20	strategy
07/13/2022	Donald J. Butterworth	10.50	7,612.50	Team meeting re litigation strategy. Update working litigation task list Review and update working matter chronology. Prepare working list of potential document custodians and interviewees. Review documents received from client and co-counsel. Call with Savannah Lambert re research project.
07/13/2022	Charles M. Melman	7.66	5,553.50	Participated in team meeting and meeting of expert witness team. Assisted another associate with fact development and gathered key Musk tweets.
07/13/2022	Robinson C. Strauss	6.00	2,550.00	Per APS requests re stock price reaction charts, edited charts and prepared excel calculations sheets, emails w/ N. Graham re same
07/13/2022	Shera Goldman	1.00	300.00	David, Z - obtain court docs
07/13/2022	Judith E. Thompson	0.70	245.00	Pulled case pleadings for Max B. Obmascik
07/13/2022	Danielle R. Brena	1.10	302.50	pull numerous docket sheets for I Kogan
07/13/2022	Nathanial P. Graham	1.30	422.50	Organized discovery precedent files and pulled more sources, per A. Sadinsky.
07/13/2022	Nathanial P. Graham	0.40	130.00	Collected communications and emails conveying documents, per A. Sadinsky.
07/13/2022	Max B. Obmascik	5.00	1,625.00	iManage File Management
07/14/2022	William D. Savitt	5.00	9,250.00	advisor huddle; comm mtg; t/c T team; t/c re indiv counsel; t/c re docs/imaging; docs
07/14/2022	Benjamin M. Roth	3.60	5,940.00	
07/14/2022	Joshua A. Feltman	2.00	3,300.00	



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<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
07/14/2022	Sarah K. Eddy	6.64	10,624.00	mtgs w/client, co-counsel, internal team re discovery strategy & planning for litigation; sketch OOP; review expert materials
07/14/2022	Gregory E. Pessin	1.00	1,550.00	
07/14/2022	Bradley R. Wilson	10.40	16,640.00	
07/14/2022	Ryan A. McLeod	11.92	17,880.00	interview experts; attention to discovery; attention to legal research; letter writing to opposing counsel; prepare for expedition hearing
07/14/2022	Leo E. Strine, Jr.	1.25	2,500.00	Emails regarding motion to expedite reply, comment on process issues and next steps.
07/14/2022	Adam M. Gogolak	12.00	16,800.00	
07/14/2022	Claudia T. Morgan	0.95	1,045.00	Review case related materials
07/14/2022	Zachary M. David	14.00	12,950.00	legal research re MTE reply issues
07/14/2022	Simon J. Williams	10.62	9,823.50	Call with ZMD; legal research and drafting for MTE reply; research on specific performance/remedies
07/14/2022	Alexandra P. Sadinsky	0.80	940.00	strategy
07/14/2022	Donald J. Butterworth	10.70	7,757.50	Call with Brad Wilson and Sarah Eddy re discovery issues. Prepare lists of client employees for potential document review and interviews. Update working matter chronology. Review relevant securities filings and documents received from co-counsel. Prepare draft questions for call with client re APIs.
07/14/2022	Charles M. Melman	8.72	6,322.00	Participated in several expert witness interviews and associated debrief calls with the team.
07/14/2022	Robinson C. Strauss	3.50	1,487.50	
07/14/2022	Lena Goldenberg	2.00	600.00	Research for Ilan Kogan
07/14/2022	Lena Goldenberg	1.40	420.00	Court documents pull for N. Graham
07/14/2022	Lena Goldenberg	1.20	360.00	Research project for S. Williams
07/14/2022	Elizabeth Grunwald	0.50	150.00	Set up BLAW alert in regard to tweets generated by particular person. (Melman)
07/14/2022	Elizabeth Grunwald	1.00	300.00	Searches for secondary materials re specific performance and contractual remedies. (S. Williams)
07/14/2022	Elizabeth Grunwald	0.70	210.00	Pulled sections of Kling and Nugent treatise regarding specific terms. (Z. David)
07/14/2022	Elizabeth Grunwald	0.50	150.00	Search to determine time EDGAR document was first made public. (Diamond/B. Roth)
07/14/2022	Janeen M. Byron	0.30	90.00	Reference request for A. Sadinsky
07/14/2022	Nathanial P. Graham	1.20	390.00	Pulled motion to compel precedents, per A. Sadinsky.
07/14/2022	Nathanial P. Graham	0.40	130.00	Pulled transcripts for selected cases, per A. Reddy.
07/14/2022	Nathanial P. Graham	0.40	130.00	Collected and organized complaints and answers from selected cases, per S. Williams.
07/14/2022	Max B. Obmascik	4.00	1,300.00	File management
07/15/2022	William D. Savitt	8.00	14,800.00	consents; experts; MTE
07/15/2022	Benjamin M. Roth	4.50	7,425.00	
07/15/2022	Joshua A. Feltman	5.00	8,250.00	
07/15/2022	Sarah K. Eddy	7.84	12,544.00	mtgs w/STB, client, internal team; interviews; review & discussion re MTE opp; discovery strategy
07/15/2022	Gregory E. Pessin	1.00	1,550.00	
07/15/2022	Bradley R. Wilson	7.20	11,520.00	
07/15/2022	Ryan A. McLeod	12.64	18,960.00	research re conflicts; expert identification and research; expert interviews; review opposition to motion to expedite; colloquy re same with team; attention to information sharing
07/15/2022	Anitha Reddy	9.00	13,500.00	MTE reply drafting
07/15/2022	Leo E. Strine, Jr.	3.00	6,000.00	Read and comment on answer to motion to expedite; comment on consents and financial statements in light of arguments by Musk.
07/15/2022	Adam M. Gogolak	8.00	11,200.00	

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<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
07/15/2022	Claudia T. Morgan	3.56	3,916.00	Review case materials; communications re: mobile device collections
07/15/2022	Zachary M. David	14.00	12,950.00	legal research re MTE reply issues
07/15/2022	Simon J. Williams	10.17	9,407.25	Calls with AKR. ZMD; legal research and drafting for MTE reply; research on specific performance/remedies strategy
07/15/2022	Alexandra P. Sadinsky	0.80	940.00	
07/15/2022	Donald J. Butterworth	10.30	7,467.50	Interviews of Todd Doughty and Stacey Conti. Prepare question outline re same. Call with client representatives to discuss API access and data included. Legal research re allegations of covenant breach; prepare summary of same. Update working matter chronology.
07/15/2022	Charles M. Melman	8.40	6,090.00	Participated in several expert witness interviews, drafted forms of subpoenas for Musk's lenders and co-equity investors, and drafted search terms for Goldman Sachs and J.P. Morgan to use when searching internal documents.
07/15/2022	Yarek M. Smagowski	1.20	600.00	Review pleadings and other background materials in anticipation of document review.
07/15/2022	Robinson C. Strauss	4.25	1,806.25	Atty requests re MTE, discovery, misc case
07/15/2022	Lena Goldenberg	2.00	600.00	Research for S. Williams
07/15/2022	Nancy R. McKay	1.00	300.00	Search info on experts for I Kogan
07/15/2022	Nancy R. McKay	2.00	600.00	DE pre and post trial briefs for N Graham
07/15/2022	Danielle R. Brena	1.00	275.00	review and determine upcoming earning updates for T Myers
07/15/2022	Nathanial P. Graham	0.40	130.00	Saved and organized files sent by co-counsel, per A. Sadinsky.
07/15/2022	Nathanial P. Graham	3.20	1,040.00	Pulled motion to compel precedents, per A. Sadinsky.
07/15/2022	Nathanial P. Graham	1.00	325.00	Drafted binder of selected precedent opinions, per S. Williams.
07/15/2022	Nathanial P. Graham	0.90	292.50	Pulled authorities cited in opposition briefing, per Z. David.
07/15/2022	Nathanial P. Graham	0.70	227.50	Updated communications and file records, per A. Sadinsky.
07/15/2022	Max B. Obmascik	5.00	1,625.00	File management
07/16/2022	William D. Savitt	3.80	7,030.00	MTE; comms; experts
07/16/2022	Benjamin M. Roth	1.35	2,227.50	
07/16/2022	Sarah K. Eddy	1.20	1,920.00	correspondence & review re discovery & MTE reply
07/16/2022	Bradley R. Wilson	6.60	10,560.00	
07/16/2022	Ryan A. McLeod	11.12	16,680.00	calls with PR team: attention to Q2 preview; research into experts; attention to reply brief; calls and meetings re same
07/16/2022	Anitha Reddy	8.00	12,000.00	MTE reply drafting
07/16/2022	Leo E. Strinc, Jr.	3.00	6,000.00	Work relevant to motion to expedite reply, t/c with team regarding same.
07/16/2022	Adam M. Gogolak	4.00	5,600.00	
07/16/2022	Kyle M. Diamond	2.30	2,357.50	Internal meeting; research.
07/16/2022	Zachary M. David	14.00	12,950.00	legal research re MTE reply issues
07/16/2022	Simon J. Williams	7.02	6,493.50	Research, revisions to draft MTE reply; slide presentation for MTE hearing; reviewing argument transcripts; calls with ZMD
07/16/2022	Alexandra P. Sadinsky	10.40	12,220.00	strategy
07/16/2022	Donald J. Butterworth	6.90	5,002.50	Update working matter chronology. Factual research as relevant to motion to expedite. Respond to factual requests from litigation team. Review relevant public tweets from buyer.
07/16/2022	Charles M. Melman	3.57	2,588.25	Revised drafts of third-party subpoenas.
07/16/2022	Robinson C. Strauss	0.75	318.75	Various requests, emails re same.
07/16/2022	Danielle R. Brena	1.40	385.00	research and pull digital and physical M&A treatises for S Williams
07/16/2022	Danielle R. Brena	0.30	82.50	precedent research re sec filings for J Allen
07/16/2022	Danielle R. Brena	0.80	220.00	caselaw research re kling & nugent language for S williams
07/16/2022	Nathanial P. Graham	6.20	2,015.00	Research task per Z. David; file update per A. Sadinsky; matter coverage per C. Lee.
07/17/2022	William D. Savitt	8.70	16,095.00	experts; motion to expedite brief; oral prep; slides; schedule; facts

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<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
07/17/2022	Benjamin M. Roth	3.15	5,197.50	
07/17/2022	Sarah K. Eddy	2.40	3,840.00	work on MTE reply; review discovery protocol
07/17/2022	Gregory E. Pessin	0.50	775.00	
07/17/2022	Bradley R. Wilson	7.10	11,360.00	
07/17/2022	Ryan A. McLeod	8.88	13,320.00	attention to expert work; attention to requests for consents; attention to motion to expedite reply
07/17/2022	Anitha Reddy	10.00	15,000.00	MTE reply revising/filing; prep for oral argument
07/17/2022	Leo E. Strine, Jr.	3.00	6,000.00	Comment on motion to expedite reply, and on suggestions for media response.
07/17/2022	Adam M. Gogolak	8.00	11,200.00	
07/17/2022	Kyle M. Diamond	3.60	3,690.00	Talking points, 10-q, research.
07/17/2022	Zachary M. David	10.00	9,250.00	work on reply brief for motion to expedite
07/17/2022	Zachary M. David	4.00	3,700.00	worked on slide deck for hearing on motion to expedite
07/17/2022	Simon J. Williams	8.19	7,575.75	Research, revisions to draft MTE reply; slide presentation for MTE hearing; calls with AMG, APS, ZMD
07/17/2022	Alexandra P. Sadinsky	11.54	13,554.80	strategy
07/17/2022	Donald J. Butterworth	9.00	6,525.00	Update working matter chronology. Coordinate with paralegal team re same. Review documents received from co-counsel and client and public comments/tweets from buyer as relevant to same.
07/17/2022	Charles M. Melman	6.32	4,582.00	Revised and made conforming edits to third-party subpoenas and contributed to document collection/preservation tracker.
07/17/2022	Robinson C. Strauss	0.50	212.50	MTE prep various tasks, messages w/ team.
07/17/2022	Elizabeth Grunwald	0.50	150.00	Sent article from The Atlantic. (Strauss)
07/17/2022	Nathaniel P. Graham	3.80	1,235.00	Cite checked draft reply motion and edited demonstrative slides, per Z. David and A. Sadinsky.
07/17/2022	Max B. Obmascik	12.00	3,900.00	MTE Hearing Prep
07/18/2022	William D. Savitt	9.00	16,650.00	MTE brief; oral prep; slides; fact interviews; expert interviews; vendor matters
07/18/2022	Benjamin M. Roth	3.60	5,940.00	
07/18/2022	Joshua A. Feltman	2.00	3,300.00	
07/18/2022	Sarah K. Eddy	7.20	11,520.00	prep for hearing; discovery strategy; work on MTE reply
07/18/2022	Gregory E. Pessin	1.00	1,550.00	
07/18/2022	Bradley R. Wilson	10.00	16,000.00	
07/18/2022	Ryan A. McLeod	10.88	16,320.00	revise brief in further support of expedition; prepare for hearing; interview experts; prepare for meeting with board
07/18/2022	Anitha Reddy	5.00	7,500.00	MTE hearing prep/hearing/team debrief meeting
07/18/2022	Leo E. Strine, Jr.	1.00	2,000.00	Comment on motion to expedite reply, t/c regarding experts.
07/18/2022	Adam M. Gogolak	11.00	15,400.00	
07/18/2022	Claudia T. Morgan	2.87	3,157.00	eDiscovery communications
07/18/2022	Kyle M. Diamond	2.15	2,203.75	Calls.
07/18/2022	Zachary M. David	3.00	2,775.00	commented on WDS outline for oral argument on motion to expedite
07/18/2022	Zachary M. David	8.00	7,400.00	finalized reply brief for motion to expedite
07/18/2022	Zachary M. David	4.00	3,700.00	finalized slides for motion to expedite hearing
07/18/2022	Simon J. Williams	9.36	8,658.00	Final review, edits, filing of reply MTE; drafting talking points; drafting, editing, cite-checking slides for hearing
07/18/2022	Alexandra P. Sadinsky	13.60	15,980.00	strategy
07/18/2022	Donald J. Butterworth	11.20	8,120.00	Call with Charlie Melman to discuss discovery issues. Meeting with discovery sub-team to discuss same. Update working chronology, and coordinate with paralegal team re same. Prepare materials for use in motion to expedite hearing, and fact research re same. Call with Sarah Eddy and Adam Gogolak re same. Prepare updated list of potential document custodians.

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<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
07/18/2022	Charles M. Melman	10.06	7,293.50	Drafted third-party subpoena, participated in multiple expert interviews, and participated in meeting re discovery.
07/18/2022	Robinson C. Strauss	1.75	743.75	Atty organizing and doc requests; cite check of draft MTE slides, emails to team re various pending projects, review of case emails
07/18/2022	Elizabeth Grunwald	1.00	300.00	Pulled pre-trial orders for 3 DE cases. (S. Williams/A. Gogolak)
07/18/2022	Elizabeth Grunwald	0.70	210.00	Pulled from DE Chancery case motions to compel, including oppositions and reply briefs and pretrial briefs. (S. Williams)
07/18/2022	Nathanial P. Graham	2.30	747.50	Drafted discovery plan chart, per A. Sadinsky.
07/18/2022	Nathanial P. Graham	0.90	292.50	Cite checked draft brief, per Z. David.
07/18/2022	Nathanial P. Graham	0.30	97.50	Saved incoming files to records, per A. Sadinsky.
07/18/2022	Nathanial P. Graham	1.50	487.50	Hyperlinked chronology spreadsheet, per D. Butterworth.
07/18/2022	Nathanial P. Graham	3.00	975.00	Edited and cited checked slides for expedition hearing, per A. Gogolak and S. Williams.
07/18/2022	Max B. Obmascik	12.00	3,900.00	Chron updates, MTE slide cite check, file management
07/19/2022	William D. Savitt	7.50	13,875.00	MTE argument; prep; follow up; scheduling matters; JF matters; experts
07/19/2022	Benjamin M. Roth	2.70	4,455.00	
07/19/2022	Sarah K. Eddy	7.60	12,160.00	work on litigation, including expedition hrg
07/19/2022	Gregory E. Pessin	1.00	1,550.00	
07/19/2022	Bradley R. Wilson	8.10	12,960.00	
07/19/2022	Ryan A. McLeod	11.84	17,760.00	MTE hearing and prep and follow up; calls and interviews; attention to requests for consent
07/19/2022	Leo E. Strinc, Jr.	2.00	4,000.00	Attend MTE hearing by phone, send comments to team, and comments on next steps in litigation.
07/19/2022	Adam M. Gogolak	9.00	12,600.00	
07/19/2022	Claudia T. Morgan	2.35	2,585.00	eDiscovery communications
07/19/2022	Kyle M. Diamond	3.20	3,280.00	Calls; letters.
07/19/2022	Zachary M. David	3.00	2,775.00	attended hearing on motion to expedite, debrief
07/19/2022	Zachary M. David	6.00	5,550.00	legal research re counsel conflicts
07/19/2022	Zachary M. David	3.00	2,775.00	drafted portion of discovery review protocol
07/19/2022	Simon J. Williams	7.47	6,909.75	MTE hearing; legal research
07/19/2022	Alexandra P. Sadinsky	10.60	12,455.00	strategy
07/19/2022	Donald J. Butterworth	11.00	7,975.00	Observe and participate in live response to motion to expedite hearing. Interviews of Will Smythe and Kevin Cope. Prepare question outline re same. Update working matter chronology. Review and revise draft document review protocol. Review and revise draft RFPs, rogs, and third-party subpoenas.
07/19/2022	Charles M. Melman	7.50	5,437.50	Viewed Motion to Expedite hearing and sent comments with the rest of the team for use during argument. Had calls and follow-up meeting with expert team and researched potential experts. Collected new Musk tweets and sent to team. Partially drafted slides for use in presentation to Twitter board's transactions committee.
07/19/2022	Robinson C. Strauss	8.75	3,718.75	Various atty requests re organizing files. Per APS request, research project re third parties and updating spreadsheet. MTE hearing.
07/19/2022	Shera Goldman	0.30	90.00	Strauss, R - obtain court docs
07/19/2022	Lena Goldenberg	2.50	750.00	Research for R. Strauss
07/19/2022	Lena Goldenberg	1.40	420.00	Research and filings pull for M. Obmascik
07/19/2022	Nathanial P. Graham	2.90	942.50	Drafted spreadsheet of discovery custodians, per A. Sadinsky.
07/19/2022	Max B. Obmascik	11.00	3,575.00	MTE Hearing, file mangement, p&c organization
07/20/2022	William D. Savitt	11.00	20,350.00	██████████ discovery protocols; documents; fact interviews; WSGR/STB; legal matters; service matter; minutes; correspondence
07/20/2022	Benjamin M. Roth	2.25	3,712.50	
07/20/2022	Sarah K. Eddy	8.00	12,800.00	interviews; discovery strategy & framing; team & counsel mtgs

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<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
07/20/2022	Bradley R. Wilson	9.80	15,680.00	
07/20/2022	Ryan A. McLeod	11.76	17,640.00	interview potential experts; team meetings; draft correspondence; review discovery requests
07/20/2022	Leo E. Strine, Jr.	0.50	1,000.00	Comment on potential public releases/statements regarding earnings.
07/20/2022	Adam M. Gogolak	6.00	8,400.00	
07/20/2022	Claudia T. Morgan	4.17	4,587.00	eDiscovery communications
07/20/2022	Kyle M. Diamond	3.50	3,587.50	Calls; research.
07/20/2022	Zachary M. David	12.00	11,100.00	legal research re specific performance and judgment enforcement
07/20/2022	Simon J. Williams	5.94	5,494.50	Legal research (specific performance)
07/20/2022	Alexandra P. Sadinsky	10.20	11,985.00	strategy
07/20/2022	Brittany A. Fish	2.00	1,650.00	Background reading
07/20/2022	Donald J. Butterworth	10.70	7,757.50	Interviews of Manish Chabria, Jennifer Zheng, Kylie McRoberts, and Emmy Anargyros. Prepare question outline re same. Counsel call re discovery requests and related issues. Update working matter chronology. Finalize interview summaries. Review and revise draft discovery requests. Coordinate with discovery team re potential custodians.
07/20/2022	Charles M. Melman	5.39	3,907.75	Drafted and revised slides for presentation to Twitter board's transaction committee. Participated in several calls with potential expert witnesses and with team to discuss. Handled ad hoc information requests from other team members.
07/20/2022	Robinson C. Strauss	3.50	1,487.50	APS requests re custodians spreadsheet and 3P tracker research. Various atty requests re organizing case files, review of case emails.
07/20/2022	Shera Goldman	3.50	1,050.00	Strauss, R - obtain domicile info
07/20/2022	Shera Goldman	0.40	120.00	Williams, S - obtain articles and treatises
07/20/2022	Nancy R. McKay	1.50	450.00	Briefs for A Sadinsky
07/20/2022	Danielle R. Brena	0.20	55.00	pull briefing for A Sadinsky
07/20/2022	Nathaniel P. Graham	1.20	390.00	Drafted template of discovery responses, per S. Williams.
07/20/2022	Nathaniel P. Graham	0.20	65.00	Drafted case calendar, per S. Williams.
07/20/2022	Nathaniel P. Graham	0.30	97.50	Drafted and sent print request for binder of memoranda, per A. Sadinsky.
07/20/2022	Max B. Obmascik	7.00	2,275.00	P&C updates, binder requests, file management
07/21/2022	William D. Savitt	10.60	19,610.00	TC committee; prep + slides; fact interviews; document matters; discovery protocols & management
07/21/2022	Benjamin M. Roth	4.50	7,425.00	
07/21/2022	Joshua A. Feltman	3.00	4,950.00	
07/21/2022	Sarah K. Eddy	11.20	17,920.00	interviews; discovery strategy & framing; team & client mtgs
07/21/2022	Gregory E. Pessin	3.00	4,650.00	
07/21/2022	Bradley R. Wilson	10.90	17,440.00	
07/21/2022	Ryan A. McLeod	11.12	16,680.00	expert interviews; attention to meet and confer practice; schedule drafting; attention to discovery
07/21/2022	Leo E. Strine, Jr.	1.00	2,000.00	Review discovery requests, consents, 10-Q edits.
07/21/2022	Adam M. Gogolak	7.00	9,800.00	
07/21/2022	Claudia T. Morgan	5.99	6,589.00	eDiscovery and case related communications
07/21/2022	Adam L. Goodman	14.30	17,875.00	attention to discovery
07/21/2022	David E. Kirk	1.00	1,175.00	Team call; review materials and background emails
07/21/2022	David P.T. Webb	9.40	9,635.00	onboarding review; team meetings; orientation to factual and legal background
07/21/2022	Kyle M. Diamond	7.20	7,380.00	Calls; research.
07/21/2022	Zachary M. David	4.00	3,700.00	drafted and sent letter to defendants re breaches of confidentiality
07/21/2022	Zachary M. David	10.00	9,250.00	drafted memoranda re spam estimation process

**Twitter, Inc. - Litigation Preparation  
Time Detail**

June 13, 2022 through July 31, 2022

<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
07/21/2022	Simon J. Williams	7.02	6,493.50	Legal research (specific performance); team meeting; calls/emails with ALG, DPTW
07/21/2022	Alexandra P. Sadinsky	10.20	11,985.00	Strategy
07/21/2022	Brittany A. Fish	10.00	8,250.00	Team meeting; background reading; team correspondence
07/21/2022	Donald J. Butterworth	11.10	8,047.50	Interviews of Kane Merrill, Krista Bessinger, and Sunil Janardharan. Prepare question outline re same. Team meeting re strategy and immediate next steps. Review and revise draft discovery requests. Cal with David Webb re matter factual setting. Fact research relevant to upcoming interviews. Review filings in related litigations and prepare summary of same.
07/21/2022	Charles M. Melman	5.10	3,697.50	Attended team meeting and coordinated logistics such as room-booking, participated in two expert interviews and debrief discussions with expert team, assembled welcome packets for several new team members, revised slides for board's transaction committee in light of partner comments.
07/21/2022	Robinson C. Strauss	8.50	3,612.50	Atty requests
07/21/2022	Judith E. Thompson	0.20	70.00	Pulled treatise for Simon J. Williams
07/21/2022	Lena Goldenberg	0.90	270.00	Research for R. Strauss
07/21/2022	Danielle R. Brena	0.90	247.50	create and update news and court alerts for C Melman
07/21/2022	Elizabeth Grunwald	1.50	450.00	Searches in D&B Hoovers and in DE SOS and NY SOs websites for various companies in regard to finding registered agents, service of process information. (Strauss)
07/21/2022	Janeen M. Byron	0.50	150.00	File & Serve matters handled/assisted with C. Melman request
07/21/2022	Janeen M. Byron	1.30	390.00	Litigation research for A Sadinsky
07/21/2022	Janeen M. Byron	1.00	300.00	Company research for R. Strauss
07/21/2022	Nathanial P. Graham	4.80	1,560.00	Edited spreadsheet of custodians and preservation logs, per A. Sadinsky.
07/21/2022	Nathanial P. Graham	1.80	585.00	Drafted binder of pleadings and updated records, per A. Goodman.
07/21/2022	Nathanial P. Graham	0.90	292.50	Drafted correspondence binder, per A. Goodman.
07/21/2022	Nathanial P. Graham	0.40	130.00	Reviewed received documents and emails for items to be saved, per A. Sadinsky.
07/21/2022	Max B. Obmascik	6.00	1,950.00	P&C updates, File Management, Doc Review Protocol Chart
07/22/2022	William D. Savitt	10.00	18,500.00	huddle; confi correspondence; TC meeting, prep/follow up; M&C matters; scope of discovery matters; expert interviews
07/22/2022	Benjamin M. Roth	3.60	5,940.00	
07/22/2022	Joshua A. Feltman	2.00	3,300.00	
07/22/2022	Sarah K. Eddy	10.80	17,280.00	interviews; discovery strategy & framing; team & client mtgs
07/22/2022	Gregory E. Pessin	1.50	2,325.00	
07/22/2022	Bradley R. Wilson	11.20	17,920.00	
07/22/2022	Ryan A. McLeod	11.92	17,880.00	expert interviews; board meeting and presentation; follow up from same; attention to discovery; meetings with client re discovery
07/22/2022	Anitha Reddy	8.00	12,000.00	legal research
07/22/2022	Adam M. Gogolak	6.00	8,400.00	
07/22/2022	Claudia T. Morgan	5.21	5,731.00	eDiscovery and case related communications
07/22/2022	Adam L. Goodman	9.50	11,875.00	attention to discovery
07/22/2022	David E. Kirk	4.70	5,522.50	File review; attention to third party subpoenas and meeting re: same; review board minutes
07/22/2022	David P.T. Webb	14.40	14,760.00	onboarding review; team meetings; orientation to factual and legal background; work on RFPs and ROGs; work on outline of information to gather and custodians; discovery plan
07/22/2022	Kyle M. Diamond	7.10	7,277.50	Research; calls.
07/22/2022	Zachary M. David	12.00	11,100.00	follow-up to research and drafted memoranda re spam estimation process

**Twitter, Inc. - Litigation Preparation  
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June 13, 2022 through July 31, 2022

<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
07/22/2022	Simon J. Williams	8.46	7,825.50	Legal research; meeting with AKR, ZMD; revising memo on scope of discovery
07/22/2022	Alexandra P. Sadinsky	10.40	12,220.00	Strategy
07/22/2022	Brittany A. Fish	12.00	9,900.00	Team meeting; subpoena; reading; team correspondence
07/22/2022	Donald J. Butterworth	11.00	7,975.00	Interviews of Todd Doughty, Emmy Anargyros, and Robert Kaiden. Prepare question outline re same. Review and finalize draft discovery requests. Review transaction documents and documents received from co-counsel as relevant to same. Update working matter chronology. Revise draft correspondence re document preservation. Call with Adam Goodman re R&Os. Calls with Sarah Eddy and Ilan Kogan re data available in client systems. Finalize interview summaries.
07/22/2022	Charles M. Melman	3.41	2,472.25	Participated in multiple expert witness interviews, a debrief call with team regarding same and expert witness strategy more generally, and a call with the client regarding expert witnesses; handled fact-related questions from other team members on an ad hoc basis.
07/22/2022	Adabelle U. Ekechuku	8.00	7,400.00	attend discovery team meeting; reading complaint and case memo.
07/22/2022	Robinson C. Strauss	7.75	3,293.75	Atty requests; 3P tracker/research
07/22/2022	Nathaniel P. Graham	0.40	130.00	Saved files to records, per associate team.
07/22/2022	Nathaniel P. Graham	3.20	1,040.00	Edited discovery custodian spreadsheet, per A. Sadinsky.
07/22/2022	Nathaniel P. Graham	0.60	195.00	Compiled folder of selected documents, per A. Sadinsky.
07/22/2022	Max B. Obmascik	7.00	2,275.00	P&C updates, file management, doc review protocol chart
07/23/2022	William D. Savitt	7.00	12,950.00	scheduling motion; spam-evidence matters; Strine; MAE
07/23/2022	Benjamin M. Roth	0.90	1,485.00	
07/23/2022	Sarah K. Eddy	7.60	12,160.00	review materials & chron; correspondence & calls re data & discovery strategy
07/23/2022	Bradley R. Wilson	9.50	15,200.00	
07/23/2022	Ryan A. McLeod	9.52	14,280.00	review and revise draft minutes; meetings re same; attention to potential motion practice; attention to scheduling; outreach to potential experts
07/23/2022	Anitha Reddy	7.00	10,500.00	legal research; draft scheduling motion
07/23/2022	Leo E. Strine, Jr.	3.00	6,000.00	Consider next options regarding schedule, t/c with Bill Savitt concerning same; follow up on how much information he has been provided already in advance of discovery.
07/23/2022	Adam M. Gogolak	3.00	4,200.00	
07/23/2022	Claudia T. Morgan	0.50	550.00	eDiscovery communications
07/23/2022	Adam L. Goodman	2.20	2,750.00	attention to discovery
07/23/2022	David P.T. Webb	11.80	12,095.00	onboarding review; team meetings; orientation to factual and legal background; work on RFPs and ROGs; work on outline of information to gather and custodians; discovery plan
07/23/2022	Kyle M. Diamond	3.70	3,792.50	Research.
07/23/2022	Zachary M. David	9.00	8,325.00	legal research on ordinary course covenant issues
07/23/2022	Simon J. Williams	5.13	4,745.25	Finalizing memo re scope of discovery; follow-up calls with AMG, DPTW and emails with team; call with AKR, ZMD; legal research re disclosures
07/23/2022	Alexandra P. Sadinsky	8.00	9,400.00	Strategy
07/23/2022	Brittany A. Fish	10.00	8,250.00	Reviewer orientation; reading; team correspondence
07/23/2022	Donald J. Butterworth	7.20	5,220.00	Review and revise draft document preservation letter. Update working matter chronology. Finalize interview summaries. Correspond with C Strine and Kyle Diamond re buyer access to information. Review and revise document re scope of discovery. Prepare updated list of interviewees and potential custodians.

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<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
07/23/2022	Charles M. Melman	6.00	4,350.00	Research on potential expert witnesses and volume of data already made accessible to Musk; updated team on recent Musk tweets; created and contributed to a document tracking potential subjects of expert testimony; handled other ad hoc requests from members of the team.
07/23/2022	Adabelle U. Ekechukw	2.00	1,850.00	Attend discovery training session; continue reading case memo.
07/23/2022	Robinson C. Strauss	4.75	2,018.75	APS 3P entity/subpoena prep research project; review of case emails and related file renaming/organizing, emails to para team.
07/23/2022	Nancy R. McKay	3.00	900.00	Search registered agent info for R Strauss,
07/23/2022	Nathaniel P. Graham	8.20	2,665.00	Coverage, per C. Lee.
07/23/2022	Samuel Machado Vela	0.25	81.25	Correspondence re weekend coverage
07/23/2022	Carolyn T. Vaca	8.00	2,600.00	On standby per Cheuk Lee request.
07/24/2022	William D. Savitt	4.70	8,695.00	motion; discovery matters; scope matters; document review
07/24/2022	Benjamin M. Roth	0.23	371.25	
07/24/2022	Sarah K. Eddy	4.80	7,680.00	discovery strategy; review & edit interview notes; correspondence re data & discovery positions; mtg w/client; partners mtg
07/24/2022	Bradley R. Wilson	10.50	16,800.00	
07/24/2022	Ryan A. McLeod	12.43	18,640.00	draft note to client re experts; review proposed engagement letters; meetings re expert interviews; review interview memoranda; calls with DE counsel re discovery; team meetings re same; meetings with client
07/24/2022	Anitha Reddy	8.00	12,000.00	legal research; draft scheduling motion
07/24/2022	Leo E. Strine, Jr.	0.50	1,000.00	Work on schedule/discovery issues.
07/24/2022	Adam M. Gogolak	3.00	4,200.00	
07/24/2022	Adam L. Goodman	12.40	15,500.00	attention to discovery
07/24/2022	David E. Kirk	11.80	13,865.00	Review background materials and discovery materials; review, draft and revise third-party subpoenas, call to discuss subpoena scope
07/24/2022	David P.T. Webb	13.20	13,530.00	work on RFPs and ROGs; work on outline of information to gather and custodians; discovery plan; search terms; meet and confer preparation; work with chronology and mapping or evaluation process re: account sampling, data room structure for diligence, and location of board materials for production
07/24/2022	Kyle M. Diamond	4.50	4,612.50	Research.
07/24/2022	Zachary M. David	9.00	8,325.00	began researching and drafting opposition brief to anticipated MTC re datasets
07/24/2022	Zachary M. David	4.00	3,700.00	legal research on ordinary course covenant issues
07/24/2022	Simon J. Williams	4.68	4,329.00	Legal and factual research (SEC disclosures; expedition hearing)
07/24/2022	Alexandra P. Sadinsky	4.00	4,700.00	Strategy
07/24/2022	Brittany A. Fish	8.00	6,600.00	Reading; team correspondence
07/24/2022	Donald J. Butterworth	4.30	3,117.50	Prepare summary of related litigations. Update working chronology. Call with David Webb re draft discovery protocol. Finalize interview summaries. Prepare list of documents and document sources for collection. Correspond with David Webb re same.
07/24/2022	Charles M. Melman	3.63	2,631.75	Call with expert team; handled ad hoc information requests from other team members, including assessment of difference between DAU and mDAU; drafted note to client regarding hiring experts.
07/24/2022	Adabelle U. Ekechukw	9.00	8,325.00	Read case materials (e.g., meet and confer emails, select hot docs, discovery protocol); begin research on CCPA and civil discovery.
07/24/2022	Robinson C. Strauss	7.25	3,081.25	Organizing/file saving requests; APS 3P entity/subpoena prep research project. P&C updating/docket review.
07/24/2022	Mary Cronin	4.00	1,200.00	pull D&B Hoovers report for R. Strauss
07/24/2022	Mary Cronin	1.50	450.00	search M&A treatises for discussion on
07/24/2022	Samuel Machado Vela	6.25	2,031.25	Matter coverage
07/24/2022	Max B. Obmascik	12.00	3,900.00	Weekend coverage, Binder prep, File management



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<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
07/24/2022	Timothy M. Lobdell	9.50	4,037.50	Case coverage
07/25/2022	William D. Savitt	6.70	12,395.00	motion; t/c slights; committee; follow up; interview review; scheduling
07/25/2022	Benjamin M. Roth	1.35	2,227.50	
07/25/2022	Joshua A. Feltman	1.50	2,475.00	
07/25/2022	Sarah K. Eddy	9.60	15,360.00	interviews; discovery strategy & planning; team mtgs; call w/client; calls w/prospective conflicts counsel
07/25/2022	Gregory E. Pessin	1.00	1,550.00	
07/25/2022	Bradley R. Wilson	13.10	20,960.00	
07/25/2022	Ryan A. McLeod	12.48	18,720.00	calls re discovery; expert interviews; attention to potential motion practice; research for same; team meetings; attention to approval of minutes; revise letter to court; counsel zoom
07/25/2022	Anitha Reddy	10.00	15,000.00	legal research; draft scheduling motion
07/25/2022	Adam M. Gogolak	6.00	8,400.00	
07/25/2022	Claudia T. Morgan	7.48	8,228.00	eDiscovery and case related communications
07/25/2022	Adam L. Goodman	12.90	16,125.00	attention to discovery
07/25/2022	David E. Kirk	8.50	9,987.50	Research draft, and revise third-party subpoenas; calls: re subpoenas and plans for service; review proxy and transaction materials
07/25/2022	David P.T. Webb	17.60	18,040.00	work on defensive discovery components of litigation; review of rolling production materials; review of question privilege and responsiveness calls; coordinate review process and document/data intake; creation of key document chronology and hot documents collection for team review; review and comment on correspondence with opposing counsel and positions taken therein; calls with client; work with search terms and custodians and evaluation of hit counts; overview and identification of collected materials and materials elevated for review; team meetings and calls with team members
07/25/2022	Kyle M. Diamond	2.30	2,357.50	Calls.
07/25/2022	Zachary M. David	4.00	3,700.00	drafted correspondence re case schedule
07/25/2022	Zachary M. David	8.00	7,400.00	began researching and drafting opposition brief to anticipated MTC re datasets
07/25/2022	Simon J. Williams	10.53	9,740.25	Legal research; drafting document summary of MTE hearing; motion for entry of scheduling order
07/25/2022	Alexandra P. Sadinsky	10.20	11,985.00	Strategy
07/25/2022	Brittany A. Fish	12.00	9,900.00	Interviews; reading; team correspondence
07/25/2022	Donald J. Butterworth	11.30	8,192.50	Meetings with Brad Wilson, Sarah Eddy, David Webb, and Sarah Eddy re R&Os to defendants' discovery requests. Interviews of Liliya Lavitas, Kane Merrill, Huifang Qin, and Legal Policy team. Prepare question outline re same. Update working matter chronology. Review and revise draft review protocol. Meeting with Brittany Fish and Charlie Melman re information collection and evaluation. Prepare draft document preservation request letters. Prepare draft burden questionnaire for client.
07/25/2022	Charles M. Melman	6.91	5,009.75	Participated in and took notes of two interviews of client's personnel and summarized findings for expert team; participated in two expert team meetings regarding strategy for existing experts and pursuit of additional experts; reviewed and commented on proposed expert stipulation.
07/25/2022	Adabelle U. Ekechuku	10.00	9,250.00	Draft memo regarding CCPA and civil discovery.
07/25/2022	Robinson C. Strauss	7.00	2,975.00	Atty requests
07/25/2022	Mary Cronin	0.30	90.00	pull senate hearing transcript for I. Kogan
07/25/2022	Elizabeth Grunwald	1.50	450.00	Searches for background reports for 4 persons. (R. Strauss)
07/25/2022	Nathaniel P. Graham	4.80	1,560.00	Quality checked post-transaction correspondence records and drafted binder of materials, per A. Goodman.

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<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
07/25/2022	Max B. Obmascik	12.00	3,900.00	File management, P&C Updates, Prep Binders
07/26/2022	William D. Savitt	8.50	15,725.00	Skadden letter; cross motion; advert issue; RFPs; rogs; 3d party ties
07/26/2022	Benjamin M. Roth	1.80	2,970.00	
07/26/2022	Sarah K. Eddy	10.80	17,280.00	interviews; discovery meetings & strategy; calls w/client; work on data matters; cross-motion work
07/26/2022	Bradley R. Wilson	13.70	21,920.00	
07/26/2022	Ryan A. McLeod	12.04	18,060.00	expert witness review and development; negotiations of engagement letters; review new discovery; oversee research on interrogatories; team meetings; attention to filings; attention to scheduling dispute
07/26/2022	Anitha Reddy	10.00	15,000.00	legal research; draft scheduling motion
07/26/2022	Leo E. Strine, Jr.	1.50	3,000.00	Work on issues related to scheduling dispute.
07/26/2022	Adam M. Gogolak	5.00	7,000.00	
07/26/2022	Claudia T. Morgan	2.98	3,278.00	eDiscovery communications; status meeting with Lighthouse
07/26/2022	Adam L. Goodman	14.00	17,500.00	attention to discovery
07/26/2022	David E. Kirk	0.20	235.00	Offensive discovery
07/26/2022	David P.T. Webb	18.00	18,450.00	work on defensive discovery components of litigation; review of rolling production materials; review of question privilege and responsiveness calls; coordinate review process and document/data intake; creation of key document chronology and hot documents collection for team review; review and comment on correspondence with opposing counsel and positions taken therein; calls with client; work with search terms and custodians and evaluation of hit counts; overview and identification of collected materials and materials elevated for review; team meetings and calls with team members
07/26/2022	Kyle M. Diamond	2.50	2,562.50	Research.
07/26/2022	Remy K. Grosbard	0.30	307.50	team meeting
07/26/2022	Zachary M. David	4.00	3,700.00	drafted motion re case schedule
07/26/2022	Zachary M. David	8.00	7,400.00	researching and drafting opposition brief to anticipated MTC re datasets
07/26/2022	Simon J. Williams	9.72	8,991.00	Finalizing summary of MTE hearing statements; research, edits, and preparing for filing of motion for scheduling order; team meeting; reviewing factual interview notes
07/26/2022	Alexandra P. Sadinsky	7.06	8,300.20	Strategy
07/26/2022	Brittany A. Fish	15.00	12,375.00	Interviews; client meeting; all-in summit research; RFP tracker; reading; team meeting; team correspondence
07/26/2022	Donald J. Butterworth	10.30	7,467.50	Team meeting re strategy and immediate next steps. Interview of Todd Doughty. Prepare question outline and summary re same. Call with client team re API access. Revise draft burden questionnaire. Update working matter chronology. Calls with David Webb re document collection and review of board minutes.
07/26/2022	Charles M. Melman	11.28	8,178.00	Took notes of witness interview and revised same for transmission to partner; analyzed and summarized inferences from Musk's third set of RFPs for team; participated in team meeting and subsequent expert team meeting; reviewed notes of past interviews with client.
07/26/2022	Adabelle U. Ekechukwu	7.00	6,475.00	Team meeting; continue reading background materials.
07/26/2022	Robinson C. Strauss	11.00	4,675.00	Atty requests
07/26/2022	Lena Goldenberg	1.20	360.00	Research for A. Sadinsky
07/26/2022	Lena Goldenberg	0.60	180.00	Research for R. Strauss
07/26/2022	Lena Goldenberg	2.50	750.00	Research project for I. Kogan
07/26/2022	Nathaniel P. Graham	0.10	32.50	Saved transcript of video and video file, per B. Fish.
07/26/2022	Nathaniel P. Graham	0.10	32.50	Saved documents to files, per A. Sadinsky.
07/26/2022	Samuel Machado Vela	4.50	1,462.50	cite check wait coverage
07/26/2022	Max B. Obmascik	13.00	4,225.00	P&C Updates, File management, Subpoena prep

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<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
07/27/2022	William D. Savitt	9.00	16,650.00	[REDACTED]
07/27/2022	Benjamin M. Roth	0.90	1,485.00	
07/27/2022	Sarah K. Eddy	9.60	15,360.00	interviews; team mtgs; discovery; calls w/client
07/27/2022	Bradley R. Wilson	12.20	19,520.00	
07/27/2022	Ryan A. McLeod	11.52	17,280.00	expert interviews; schedule analysis; prepare alternative schedule; attention to filings; team meetings
07/27/2022	Anitha Reddy	10.00	15,000.00	legal research; draft scheduling motion reply
07/27/2022	Leo E. Strine, Jr.	1.50	3,000.00	Work on comments to motion regarding scheduling dispute.
07/27/2022	Adam M. Gogolak	6.00	8,400.00	
07/27/2022	Claudia T. Morgan	7.29	8,019.00	eDiscovery communications; meetings with Lighthouse, client
07/27/2022	Adam L. Goodman	13.70	17,125.00	attention to discovery
07/27/2022	David E. Kirk	0.30	352.50	Attention to third-party subpoenas
07/27/2022	David P.T. Webb	14.00	14,350.00	work on defensive discovery components of litigation; review of rolling production materials; review of question privilege and responsiveness calls; coordinate review process and document/data intake; creation of key document chronology and hot documents collection for team review; review and comment on correspondence with opposing counsel and positions taken therein; calls with client; work with search terms and custodians and evaluation of hit counts; overview and identification of collected materials and materials elevated for review; team meetings and calls with team members
07/27/2022	Kyle M. Diamond	3.20	3,280.00	Calls.
07/27/2022	Zachary M. David	4.00	3,700.00	research re production of data
07/27/2022	Zachary M. David	8.00	7,400.00	finalized motion re case schedule
07/27/2022	Simon J. Williams	6.57	6,077.25	Cite-checking, revising, finalizing cross-motion for entry of scheduling order; drafting and completing summary document for MTE hearing;
07/27/2022	Alexandra P. Sadinsky	9.22	10,829.80	Strategy
07/27/2022	Brittany A. Fish	14.00	11,550.00	Interviews; subpoena; contacts chart; RFP chart; reading; team correspondence
07/27/2022	Jessica L. Allen	0.50	362.50	Read background materials
07/27/2022	Donald J. Butterworth	11.00	7,975.00	Review and revise draft responses and objections to discovery requests. Meet with Sarah Eddy, Brad Wilson, and Adam Goodman re discovery requests and potential custodians. Fact research re custodians. Review documents provided by client and co-counsel. Revise working matter chronology. Confer with David Webb re discovery requests. Legal research re ordinary course covenant.
07/27/2022	Charles M. Melman	7.45	5,401.25	Calls with Alethea Group and potential expert witness; expert team meeting; work on outline of expert witness case.
07/27/2022	Adebola O.M. Olofin	6.00	6,150.00	review onboarding materials and emails
07/27/2022	Adabelle U. Ekechuku	7.00	6,475.00	Continue reading witness interview notes and RFOs.
07/27/2022	Robinson C. Strauss	7.50	3,187.50	Attorney requests
07/27/2022	Janice E. Henderson	0.50	137.50	Obtaining Verizon Wireless address for B. Fish.
07/27/2022	Janice E. Henderson	0.10	27.50	Obtaining two SEC filings for S. Williams.
07/27/2022	Nathanial P. Graham	1.00	325.00	Team meeting, per C. Lee.
07/27/2022	Samuel Machado Vela	2.00	650.00	cite check
07/27/2022	Max B. Obmascik	12.00	3,900.00	Cite check, R&O shell build-out, file management
07/27/2022	Madison S. Lai	2.28	741.00	Reviewing emails and matter documents, contacts info spreadsheet for Alex/Robinson
07/27/2022	Demirkan Coker	6.00	1,950.00	
07/28/2022	William D. Savitt	9.50	17,575.00	Tucker zoom; reply brief; Sk letter; committee call; huddle; reply draft doc productions
07/28/2022	Benjamin M. Roth	1.80	2,970.00	

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<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
07/28/2022	Sarah K. Eddy	10.80	17,280.00	interviews; calls w/client; team mtgs re discovery strategy & fact development; review correspondence and reply brief
07/28/2022	Bradley R. Wilson	14.00	22,400.00	
07/28/2022	Ryan A. McLeod	12.52	18,780.00	prepare response re schedule; analyze schedule; note to client re same; expert interviews; team meetings re document collection and discovery
07/28/2022	Anitha Reddy	10.00	15,000.00	legal research; draft scheduling motion reply
07/28/2022	Leo E. Strine, Jr.	1.25	2,500.00	Work regarding scheduling dispute.
07/28/2022	Adam M. Gogolak	7.00	9,800.00	
07/28/2022	Claudia T. Morgan	8.47	9,317.00	eDiscovery communications
07/28/2022	Adam L. Goodman	14.10	17,625.00	attention to discovery
07/28/2022	David E. Kirk	13.90	16,332.50	Attention to subpoenas and offensive discovery
07/28/2022	David P.T. Webb	19.60	20,090.00	work on defensive discovery components of litigation; review of rolling production materials; review of question privilege and responsiveness calls; coordinate review process and document/data intake; creation of key document chronology and hot documents collection for team review; review and comment on correspondence with opposing counsel and positions taken therein; calls with client; work with search terms and custodians and evaluation of hit counts; overview and identification of collected materials and materials elevated for review; preparation and finalize first production; team meetings and calls with team members
07/28/2022	Kyle M. Diamond	3.60	3,690.00	Calls; research.
07/28/2022	Zachary M. David	2.00	1,850.00	Interview of Damien Kieran
07/28/2022	Zachary M. David	2.00	1,850.00	reviewed draft answer
07/28/2022	Zachary M. David	8.00	7,400.00	legal research items
07/28/2022	Simon J. Williams	3.51	3,246.75	Research for reply ISO cross-motion; initial cite-checks; review and comparison of scheduling order
07/28/2022	Alexandra P. Sadinsky	9.06	10,650.20	Strategy
07/28/2022	Brittany A. Fish	13.00	10,725.00	interviews; team meeting; RFP tracker; reading; team correspondence
07/28/2022	Jessica L. Allen	3.59	2,602.75	Review background materials; review defensive discovery
07/28/2022	Donald J. Butterworth	10.90	7,902.50	Meeting with fact discovery subteam re next steps. Prepare outline of outstanding factual requests. Revise matter working chronology. Review documents provided by client and co-counsel, and develop working plan for further fact development. Meeting with discovery subteam re custodians and responses and objections to discovery requests. Provide fact support to R&O drafting. Interview of Cary Hun. Prepare revised interview memoranda.
07/28/2022	Charles M. Melman	7.89	5,720.25	Two calls with potential expert witnesses, and related calls with team to debrief. Revised and finished outline of expert case. Reviewed scheduling order issued by the court and performed various ad hoc tasks.
07/28/2022	Adebola O.M. Olofin	8.50	8,712.50	review onboarding materials and litigation files
07/28/2022	Adabelle U. Ekechukwu	9.00	8,325.00	Draft chart cataloguing Musk's RFPs and our proposed positions; 2L review 100 docs; continue reading case chronology excel and other background materials.
07/28/2022	Robinson C. Strauss	12.75	5,418.75	Atty requests, prep for Answer
07/28/2022	Danielle R. Brena	0.50	137.50	pull news articles re tesla filing for D Kirk
07/28/2022	Max B. Obmascik	10.00	3,250.00	P&C updates, file management, coils for team
07/28/2022	Madison S. Lai	6.25	2,031.25	Coverage for Answer (pulling pub docs, sources)
07/28/2022	Madison S. Lai	2.50	812.50	Twitter contacts spreadsheet + reviewing matter materials
07/28/2022	Demirkan Coker	6.00	1,950.00	Litigation overtime coverage.
07/29/2022	William D. Savitt	11.00	20,350.00	██████████ MK prep; Parag/Ned visit; answer & counterclaims
07/29/2022	Benjamin M. Roth	2.25	3,712.50	

**Twitter, Inc. - Litigation Preparation  
Time Detail**

June 13, 2022 through July 31, 2022

<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
07/29/2022	Joshua A. Feltman	3.50	5,775.00	
07/29/2022	Sarah K. Eddy	10.80	17,280.00	interviews re data; client mtgs; [REDACTED] work on data chart; review counterclaims & correspondence re same; custodian discussions; work on factual development topics
07/29/2022	Bradley R. Wilson	11.60	18,560.00	
07/29/2022	Ryan A. McLeod	11.84	17,760.00	Analyze schedule; draft correspondence to board re same; review interrogatories; prepare for and interview expert witnesses; colloquy with potential experts; attention to expert plan; meetings with client; [REDACTED]
07/29/2022	Leo E. Strine, Jr.	1.50	3,000.00	Do initial read of answer and counterclaims, and provide initial feedback to team on implications of their disclaimer of seeking financing after termination letter.
07/29/2022	Adam M. Gogolak	5.00	7,000.00	
07/29/2022	Claudia T. Morgan	8.53	9,383.00	eDiscovery communications
07/29/2022	Adam L. Goodman	9.40	11,750.00	attention to discovery
07/29/2022	David E. Kirk	15.00	17,625.00	Prepare interrogatories; plan, draft, discuss, and coordinate third-party subpoenas
07/29/2022	David P.T. Webb	17.20	17,630.00	work on defensive discovery components of litigation; review of rolling production materials; review of question privilege and responsiveness calls; coordinate review process and document/data intake; creation of key document chronology and hot documents collection for team review; review and comment on correspondence with opposing counsel and positions taken therein; calls with client; work with search terms and custodians and evaluation of hit counts; overview and identification of collected materials and materials elevated for review; preparation and finalize second production; team meetings and calls with team members
07/29/2022	Kyle M. Diamond	2.80	2,870.00	Calls; research.
07/29/2022	Zachary M. David	6.00	5,550.00	reviewed answer and counterclaims
07/29/2022	Zachary M. David	6.00	5,550.00	legal research items
07/29/2022	Simon J. Williams	2.70	2,497.50	Legal research; reviewing chron
07/29/2022	Alexandra P. Sadinsky	9.20	10,810.00	Strategy
07/29/2022	Brittany A. Fish	14.00	11,550.00	interviews; team meeting; [REDACTED] reading; team correspondence
07/29/2022	Jessica L. Allen	1.00	725.00	Discovery team meeting
07/29/2022	Jessica L. Allen	2.47	1,790.75	Review background materials; compare custodian lists for culling
07/29/2022	Jessica L. Allen	1.50	1,087.50	LegalPeople training
07/29/2022	Donald J. Butterworth	11.10	8,047.50	Interviews of Nikki Golding and Richard Rabbat. Call with client re fact development. Review documents provided by client. Revise working matter chronology. Prepare draft correspondence re additional factual development questions. Draft proposed custodian list. Call with Adam Goodman re same.
07/29/2022	Charles M. Melman	10.65	7,721.25	Three expert witness interviews and two calls regarding the status of discovery vis-a-vis expert witnesses. Reviewed counterclaims and, after multiple conversations with partner, drafted summary of counterclaims for client.
07/29/2022	Adebola O.M. Olofin	4.50	4,612.50	review emails; case materials
07/29/2022	Robinson C. Strauss	8.25	3,506.25	
07/29/2022	Nancy R. McKay	2.00	600.00	Accurint Hoovers and sec of state searches of entities for R Strauss
07/29/2022	Janice E. Henderson	1.40	385.00	Obtaining D&B Hoovers reports and SOS entity registration profiles for several companies for R. Strauss.
07/29/2022	Max B. Obmascik	11.00	3,575.00	Answer authorities pull, case calendar build out, file management

**Twitter, Inc. - Litigation Preparation  
Time Detail**

June 13, 2022 through July 31, 2022

<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
07/29/2022	Madison S. Lai	8.83	2,869.75	Twitter request for Alex - researching list of key Musk contacts and compiling findings, having videos converted to transcripts
07/29/2022	Andrew J. Alstodt	8.50	2,762.50	Twitter, Signature Packet, cap table task
07/29/2022	Demirkan Coker	3.00	975.00	
07/30/2022	William D. Savitt	7.00	12,950.00	data strategy; deposition organization; Rossman; Bret follow up; occ—consent matters; counterclaims; strategy matters
07/30/2022	Benjamin M. Roth	0.90	1,485.00	
07/30/2022	Sarah K. Eddy	6.40	10,240.00	team mtgs re data sets & discovery; work on data chart & affidavit; work on arguments for discovery motion; review & correspondence re Quinn misstatements summary; review materials & analysis re counterclaim assertions
07/30/2022	Bradley R. Wilson	10.20	16,320.00	
07/30/2022	Ryan A. McLeod	10.00	15,000.00	team meetings; attention to discovery; draft answer; calls re data sources; meeting re expert analysis; review memoranda from expert teams
07/30/2022	Leo E. Strine, Jr.	0.25	500.00	Consider answer/counterclaims, comment on same.
07/30/2022	Claudia T. Morgan	3.06	3,366.00	eDiscovery communications
07/30/2022	Adam L. Goodman	3.00	3,750.00	attention to discovery
07/30/2022	David E. Kirk	9.90	11,632.50	Review counterclaim, attention to third-party subpoena practice
07/30/2022	David P.T. Webb	15.20	15,580.00	work on defensive discovery components of litigation; review of rolling production materials; review of question privilege and responsiveness calls; coordinate review process and document/data intake; creation of key document chronology and hot documents collection for team review; review and comment on correspondence with opposing counsel and positions taken therein; calls with client; work with search terms and custodians and evaluation of hit counts; overview and identification of collected materials and materials elevated for review; team meetings and calls with team members
07/30/2022	Kyle M. Diamond	3.23	3,310.75	Research.
07/30/2022	Remy K. Grosbard	3.00	3,075.00	background reading
07/30/2022	Zachary M. David	8.00	7,400.00	drafted memo re counterclaims
07/30/2022	Simon J. Williams	8.28	7,659.00	Calls with WDS, RAM, CMM; memo on answer/counterclaims
07/30/2022	Alexandra P. Sadinsky	5.20	6,110.00	Strategy
07/30/2022	Brittany A. Fish	8.00	6,600.00	Affidavit; reading; team correspondence
07/30/2022	Jessica L. Allen	0.50	362.50	Discovery meeting
07/30/2022	Jessica L. Allen	0.17	123.25	Read emails
07/30/2022	Donald J. Butterworth	6.50	4,712.50	Revise proposed custodian list. Draft and revise affidavit relating to discovery matters. Call with Brittany Fish re same. Review document provided by client and co-counsel.
07/30/2022	Charles M. Melman	10.59	7,677.75	Calls with associate writing memo on counterclaims, expert team, and partner re: counterclaims. Separate call with partner to determine answers to counterclaims paragraph-by-paragraph, and initial drafting of answer to counterclaims.
07/30/2022	Robinson C. Strauss	4.00	1,700.00	Drafted/Revised shells for ROs; APS research project re 3P parties/subpoenas prep; misc organizing
07/30/2022	Madison S. Lai	9.33	3,032.25	Twitter coverage shift (saving files, responding to ad hoc attorney questions and requests)
07/30/2022	Andrew J. Alstodt	9.50	3,087.50	Twitter weekend coverage
07/31/2022	William D. Savitt	8.00	14,800.00	privacy matters; motion to compel; MAE matters; Rossman call; MK/AK/PA call; meet/confer; answer/counterclaims

**Twitter, Inc. - Litigation Preparation  
Time Detail**

June 13, 2022 through July 31, 2022

<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
07/31/2022	Sarah K. Eddy	5.12	8,192.00	[REDACTED]
07/31/2022	Gregory E. Pessin	1.00	1,550.00	
07/31/2022	Bradley R. Wilson	12.50	20,000.00	
07/31/2022	Ryan A. McLeod	7.36	11,040.00	prepare answer to counterclaims; calls re same; review and revise memo re counterclaim assessment; colloquy re trial logistics; call with expert witness; prepare for same
07/31/2022	Leo E. Strine, Jr.	0.50	1,000.00	Consider answer/counterclaims, comment on same.
07/31/2022	Claudia T. Morgan	1.88	2,068.00	eDiscovery communications
07/31/2022	Adam L. Goodman	16.80	21,000.00	attention to discovery
07/31/2022	David E. Kirk	13.70	16,097.50	Attention to third-party subpoenas
07/31/2022	David P.T. Webb	13.20	13,530.00	work on defensive discovery components of litigation; review of rolling production materials; review of question privilege and responsiveness calls; coordinate review process and document/data intake; creation of key document chronology and hot documents collection for team review; review and comment on correspondence with opposing counsel and positions taken therein; calls with client; work with search terms and custodians and evaluation of hit counts; overview and identification of collected materials and materials elevated for review; team meetings and calls with team members
07/31/2022	Kyle M. Diamond	6.00	6,150.00	Research.
07/31/2022	Remy K. Grosbard	8.50	8,712.50	research / memo re MAE
07/31/2022	Zachary M. David	8.00	7,400.00	drafted privacy section of opposition to anticipated MTC
07/31/2022	Simon J. Williams	4.95	4,578.75	Revising memo on answer/counterclaims; call with AKR; memo on fraud claim
07/31/2022	Alexandra P. Sadinsky	9.26	10,885.20	Strategy
07/31/2022	Brittany A. Fish	12.00	9,900.00	Team meeting; affidavit; follow-up questions; reading; team correspondence
07/31/2022	Jessica L. Allen	1.00	725.00	Review key documents; read Musk answer
07/31/2022	Donald J. Butterworth	5.50	3,987.50	Revise draft affidavit. Fact development subteam call. Revise working matter chronology. Revise draft list of fact development outstanding questions. Review documents received from client. Review responsive pleading filed by defendants. Correspond with Adam Goodman re custodians.
07/31/2022	Charles M. Melman	8.86	6,423.50	Drafted and revised answer to counterclaims, and discussed same with partner.
07/31/2022	Adebola O.M. Olofin	5.50	5,637.50	Case research; review 10-K; correspond internally; review emails.
07/31/2022	Yarek M. Smagowski	4.70	2,350.00	Review document review protocol; view document review background training video; communicate with Lighthouse to ensure database access.
07/31/2022	Robinson C. Strauss	5.50	2,337.50	per ALG, drafted/revised consolidated R&OS re revised RFPs; emails to para team, misc organizing.
07/31/2022	Mary Cronin	0.50	150.00	Look for treatise material for R. Grosbard
07/31/2022	Mary Cronin	0.30	90.00	pull earnings call transcripts for C. Melman
07/31/2022	Max B. Obmascik	11.00	3,575.00	Weekend coverage, file management, coils to team
07/31/2022	Demirkan Coker	8.00	2,600.00	
		<b>5,140.41</b>	<b>5,613,238.65</b>	

# **EXHIBIT 4**



WACHTELL, LIPTON, ROSEN & KATZ

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FACSIMILE: (212) 403-2000

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JAMES H. FOGELSON (1967-1991)  
LEONARD M. ROSEN (1965-2014)

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PETER C. HEIN  
JB KELLY  
MEYER G. KOPLOW  
JOSEPH D. LARSON  
LAWRENCE S. MAKOW  
DOUGLAS K. MAYER  
PHILIP MINDLIN  
DAVID S. NEILL  
HAROLD S. NOVIKOFF  
LAWRENCE B. PEDOWITZ

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\* ADMITTED IN DELAWARE

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STEPHEN R. DIPRIMA  
NICHOLAS G. DEMMO  
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T. EIKO STANGE  
WILLIAM SAVITT  
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NELSON D. FITTS  
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GRAHAM W. MELI  
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BRANDON C. PRICE  
KEVIN S. SCHWARTZ  
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JOHN R. SOBOLEWSKI  
STEVEN WINTER  
EMILY D. JOHNSON  
JACOB A. KLING  
RAAJ S. NARAYAN  
VICTOR SAPEZHNIKOV  
MICHAEL J. SCHOBEL  
ELINA TETELBAUM  
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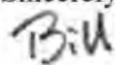
September 28, 2022

Karen Colangelo  
Senior Director, Head of Global Litigation,  
Regulatory, and Competition  
Twitter, Inc.  
1355 Market Street  
Suite 900  
San Francisco, CA 94103

Dear Karen:

I've attached our invoice for work on the merger litigation for August 2022. As we discussed, the bill includes as a disbursement a \$1.8 million invoice from Cornerstone, one of our expert consulting firms. Please let us know if there is anything further you need from us to have the bill put in line for payment.

We are very grateful for the opportunity to work with you and the whole Twitter team on this. With warm regards.

Sincerely,  
  
William Savitt

Enclosure

WACHTELL, LIPTON, ROSEN & KATZ

61 WEST 62ND STREET  
NEW YORK, N.Y. 10019-6150

September 28, 2022

Twitter, Inc.  
1355 Market Street  
Suite 900  
San Francisco, CA 94103

Attention: Karen Colangelo, Esq.  
Senior Director, Head of Global Litigation, Regulatory, and Competition

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For services rendered in connection with litigation preparation through August 31, 2022	\$10,025,578.10
Disbursements	400,723.57
Cornerstone Research Expert Fees	<u>1,812,228.79</u>
Total	<u>\$12,238,530.46</u>

Invoice #: 424036

Wire Instructions

Bank:

JPMorgan Chase Bank  
270 Park Avenue  
20th Floor  
New York, New York 10017

ABA Number:  
For Further Credit To:  
Account Number:  
SWIFT for Foreign Wires:  
WLRK Federal I.D. Number:

Wachtell, Lipton, Rosen & Katz

**Twitter, Inc. - Litigation Preparation  
Time/Disbursement Summary**

Thru 8/31/2022

<u>Attorney/Timekeeper</u>	<u>Hours</u>	<u>Amount</u>
William D. Savitt	241.60	446,960.00
Benjamin M. Roth	42.75	70,537.50
Sarah K. Eddy	301.00	481,600.00
Gregory E. Pessin	19.00	29,450.00
Bradley R. Wilson	414.90	663,840.00
Ryan A. McLeod	443.25	664,875.00
Anitha Reddy	243.00	364,500.00
Noah B. Yavitz	438.30	580,747.50
Leo E. Strinc, Jr.	23.00	46,000.00
Adam M. Gogolak	242.50	339,500.00
Claudia T. Morgan	278.05	305,850.60
Adam L. Goodman	430.60	538,250.00
David E. Kirk	445.70	523,697.50
Nathaniel D. Cullerton	113.80	142,250.00
David P.T. Webb	462.96	474,534.00
Remy K. Grosbard	330.44	338,701.00
Zachary M. David	408.60	377,955.00
Simon J. Williams	294.40	272,320.00
Alexandra P. Sadinsky	385.41	452,856.75
Akua F. Abu	297.50	215,687.50
Brittany A. Fish	431.50	355,987.50
Jessica L. Allen	231.51	167,844.75
Donald J. Butterworth	155.60	112,810.00
Charles M. Melman	303.20	219,820.00
Adebola O.M. Olofin	358.40	367,360.00
Yarek M. Smagowski	313.30	156,650.00
Canem Ozyildirim	289.50	267,787.50
Adabelle U. Ekechukwu	348.30	322,177.50
Robinson C. Strauss	235.25	99,981.25
Juan Rojas	20.19	8,076.00
Kyaik P. Tan	3.75	1,312.50
Fredrik D.Z. Hoosein	7.60	2,660.00
Richard Y. Lam	12.10	5,747.50
Gene Chollick	9.50	4,512.50
Soe Min	6.00	2,100.00
Aaron R. Samaroo	29.91	11,964.00
Shera Goldman	2.70	810.00
Judith E. Thompson	3.70	1,295.00
Lena Goldenberg	14.90	4,470.00
Nancy R. McKay	13.70	4,110.00
Mary Cronin	7.20	2,160.00
Janice E. Henderson	9.30	2,557.50
Danielle R. Brena	2.20	605.00
Elizabeth Grunwald	30.60	9,180.00
Kelum S. Wick	2.67	1,068.00
Jed L. Garfunkel	33.70	16,007.50
Nathaniel P. Graham	215.40	70,005.00
Rotem Litinski	36.28	11,791.00
Max B. Obmascik	291.00	94,575.00
Lia C. Castillo	1.50	487.50
Jeremy A. Blumenthal	1.33	432.25

**Twitter, Inc. - Litigation Preparation  
Time/Disbursement Summary**

Thru 8/31/2022

<u>Attorney/Timekeeper</u>	<u>Hours</u>	<u>Amount</u>
Alice G. Burton	3.00	975.00
Madison S. Lai	67.01	21,778.25
Timothy M. Lobdell	1.50	637.50
Andrew J. Alstodt	85.50	27,787.50
Demirkan Coker	195.00	63,375.00
Carolyn T. Vaca	16.25	5,281.25
Madison B. Gagne	94.50	30,712.50
Jin H. Qiu	2.50	812.50
Cesar Emilio Garcia	165.26	37,183.50
Chastine E.C. Schmidt	271.10	176,215.00
Paul Gomes	1.57	628.00
Livia Tam	8.55	3,420.00
Ann Marie Ghany	0.90	315.00
	<b>10,191.19</b>	<b>10,025,578.10</b>

<u>Description</u>	<u>Amount</u>
Courier Service	503.74
Duplicating	3,649.05
Duplicating - Color	14,872.00
Duplicating/Velobinding/Tab	486.50
Travel - Local Attorneys	18,073.66
Travel - Package Delivery	207.04
Travel - Local Staff	1,706.17
Travel - Out of Town Attys	7,031.63
Travel - Out of Town Staff	150.00
Lodging	161,410.00
Proofreading	4,149.00
Library-Westlaw Recovery	58,292.11
Word Processing	1,425.00
Library Database Research	406.86
Library-Lexis Research	2,205.80
Meals - Attorneys	16,744.64
Meals - Paralegals	418.73
Meals - Support Staff	235.17
Meals - Conference	4,874.30
Miscellaneous	185.13
Cornerstone Research	1,812,228.79
O/S Library	84.56
O/S Telephone	94.16
O/S Other Service Co. Fees	48,553.12
O/S Obtain Court Documents	4,756.72
O/S Supplies	45,855.98
Duplicating Overtime	860.00
Duplicating Double-Time	770.00
Kitchen Overtime	150.00
Kitchen Double-Time	2,180.00
Messengers Double-Time	157.50
Secretarial Overtime	25.00
Secretarial Double-Time	210.00
<b>Total Disbursements</b>	<b>2,212,952.36</b>

**Twitter, Inc. - Litigation Preparation  
Time/Disbursement Summary**

Thru 8/31/2022

**Total**

**\$12,238,530.46**

**Twitter, Inc. - Litigation Preparation  
Time Detail**

Thru 8/31/2022

<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
07/01/2022	Richard Y. Lam	0.40	190.00	Coordinate exporting of metadata from Lighthouse hosted database and importing of data to in house relativity database.
07/15/2022	Noah B. Yavitz	9.30	12,322.50	preparing for and conducting R. Skaggs trial prep
07/16/2022	Noah B. Yavitz	5.50	7,287.50	editing witness sheets; preparing prep binders; discussing same
07/17/2022	Noah B. Yavitz	6.70	8,877.50	editing witness sheets and discussing same
07/22/2022	Noah B. Yavitz	3.20	4,240.00	meeting re offensive and third party discovery
07/22/2022	Noah B. Yavitz	4.10	5,432.50	reviewing complaint, document review protocol, and chronology
07/23/2022	Noah B. Yavitz	1.50	1,987.50	meeting re case streams and status
07/24/2022	Noah B. Yavitz	3.20	4,240.00	meetings re offensive discovery
07/25/2022	Noah B. Yavitz	1.30	1,722.50	meetings re offensive discovery
07/25/2022	Noah B. Yavitz	1.70	2,252.50	meetings re strategy and next steps
07/26/2022	Noah B. Yavitz	1.50	1,987.50	meetings re strategy and next steps
07/26/2022	Noah B. Yavitz	1.90	2,517.50	meetings and discussions re offensive discovery
07/26/2022	Noah B. Yavitz	2.50	3,312.50	meet and confer re party discovery; pre- and post-calls re same; preparation for same
07/26/2022	Elizabeth Grunwald	1.00	300.00	Searches for court rules limiting number of interrogatories. (Kogan)
07/27/2022	Noah B. Yavitz	10.20	13,515.00	attention to offensive discovery; drafting and editing subpoenas and documents requests; discussing same
07/27/2022	Elizabeth Grunwald	0.70	210.00	Set up litigation alert on particular company. (Evans/Gutenmacher)
07/27/2022	Elizabeth Grunwald	2.50	750.00	Searches for background reports on various persons. (Sadinsky/Yavitz/Strauss)
07/27/2022	Elizabeth Grunwald	0.50	150.00	Set up monthly subscription to ExportComments. (Kogan/R. McLeod)
07/27/2022	Elizabeth Grunwald	1.50	450.00	Searches for Congressional testimony by various company executives. (Kogan)
07/28/2022	Noah B. Yavitz	11.10	14,707.50	attention to offensive discovery; drafting and editing subpoenas and documents requests; attending meet and confers; discussing same
07/28/2022	Elizabeth Grunwald	2.00	600.00	Did searches in Boardex and RelSci for relationships between various persons and entities. (Strauss)
07/28/2022	Elizabeth Grunwald	0.50	150.00	Sent docket and selected documents in DE Chancery case. (Kirk)
07/29/2022	Noah B. Yavitz	12.10	16,032.50	attention to offensive discovery; drafting and editing subpoenas and documents requests; reviewing discovery plan; finalizing RFPs and interrogatories; discussing same
07/29/2022	Adabelle U. Ekechukw	7.00	6,475.00	Team meeting; review case materials.
07/29/2022	Elizabeth Grunwald	0.50	150.00	Searches for treatise materials re DE procedural rules. (J. Allen)
07/29/2022	Elizabeth Grunwald	1.50	450.00	Searches for statistical data in regard to advertising spending. (Feltman)
07/29/2022	Elizabeth Grunwald	0.70	210.00	Searches for treatise material re fraud/fraudulent inducement. (S. Williams)
07/30/2022	Noah B. Yavitz	1.20	1,590.00	coordination with conflicts counsel re subpoenas
07/30/2022	Noah B. Yavitz	1.50	1,987.50	internal meeting re data issues; reviewing materials re same
07/30/2022	Adam M. Gogolak	6.00	8,400.00	
07/31/2022	Noah B. Yavitz	3.40	4,505.00	attention to offensive discovery; drafting and editing subpoenas; discussing same
07/31/2022	Noah B. Yavitz	4.50	5,962.50	attending party discovery meet and confer; preparing for same; discussing same
07/31/2022	Adam M. Gogolak	8.00	11,200.00	
07/31/2022	Adabelle U. Ekechukw	12.00	11,100.00	Review Rogs and begin drafting responses.
08/01/2022	William D. Savitt	9.50	17,575.00	Korman prep; sync w/KK; partner synch; answer/counterclaims; interfirm matters
08/01/2022	Benjamin M. Roth	2.00	3,300.00	
08/01/2022	Sarah K. Eddy	10.50	16,800.00	fact development & discovery interviews; meetings w/client; team mtgs re facts & discovery; correspondence re same; work on data affidavit; review data room contracts

**Twitter, Inc. - Litigation Preparation  
Time Detail**

Thru 8/31/2022

<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
08/01/2022	Gregory E. Pessin	1.00	1,550.00	
08/01/2022	Bradley R. Wilson	15.20	24,320.00	
08/01/2022	Ryan A. McLeod	17.01	25,515.00	prepare/revise answer; interview expert witnesses; attention to trial preparations; advisor meeting; team meetings
08/01/2022	Anitha Reddy	9.00	13,500.00	legal research/brief drafting/discovery review
08/01/2022	Noah B. Yavitz	11.50	15,237.50	offensive discovery
08/01/2022	Leo E. Strine, Jr.	0.25	500.00	Emails regarding consent issues, discovery.
08/01/2022	Adam M. Gogolak	10.00	14,000.00	
08/01/2022	Claudia T. Morgan	7.52	8,266.50	eDiscovery communications
08/01/2022	Adam L. Goodman	11.70	14,625.00	attention to discovery
08/01/2022	David E. Kirk	14.70	17,272.50	Attention to offensive discovery and subpoenas; calls, meetings, drafting, and emails re: same
08/01/2022	David P.T. Webb	12.96	13,284.00	
08/01/2022	Remy K. Grosbard	13.50	13,837.50	memo re MAE
08/01/2022	Zachary M. David	12.60	11,655.00	legal research, drafted opposition to anticipated MTC
08/01/2022	Simon J. Williams	12.80	11,840.00	Memo on fraud claim
08/01/2022	Alexandra P. Sadinsky	15.00	17,625.00	strategy
08/01/2022	Brittany A. Fish	13.00	10,725.00	Interviews; fact dev meeting; team correspondence
08/01/2022	Jessica L. Allen	0.50	362.50	Discovery team meeting
08/01/2022	Jessica L. Allen	2.69	1,950.25	Review Yoel Roth interview; draft Yoel Roth custodian checklist; document review
08/01/2022	Donald J. Butterworth	5.60	4,060.00	Employee interviews of Dalana Brand and Yoel Roth. Correspond with fact development team re same. Fact development team meeting. Review documents received from client. Revise working matter chronology. Review and revise draft affidavit. Prepare client correspondence. Prepare draft question outline for employee interviews.
08/01/2022	Charles M. Melman	11.39	8,257.75	Revised multiple drafts of answer to counterclaims and participated in calls and meetings regarding same, participated in multiple expert witness calls and an expert witness interview, and began to revise expert witness case.
08/01/2022	Adebola O.M. Olofin	14.10	14,452.50	review interview notes and create document tracker; meet with Bill regarding deposition preparation and build out spreadsheet regarding same; prepare for interview; email correspondence; begin review of counterclaims.
08/01/2022	Yarek M. Smagowski	3.00	1,500.00	Review pleadings and other background materials in preparation for QC/2L document review; attend case team meeting re: ongoing case requirements; QC/2L document review for responsiveness and privilege.
08/01/2022	Adabelle U. Ekechukwu	13.00	12,025.00	Continue researching for and drafting responses to Rogs.
08/01/2022	Robinson C. Strauss	6.50	2,762.50	atty requests
08/01/2022	Nancy R. McKay	1.00	300.00	Search NY fed dockets for mot to compel briefs for Z David
08/01/2022	Elizabeth Grunwald	0.70	210.00	Set up various alerts for cases involving lawsuits against executive in relation to particular company. (Sadinsky/J. Allen/D. Butterworth/Z. David/B. Fish/A. Goodman/R. Grosbard/D. Kirk/C. Melman/A. Olofin/D. Webb/S. Williams)
08/01/2022	Jed L. Garfunkel	2.00	950.00	Relativity Training for Paralegal team members, as requested by C. Le
08/01/2022	Max B. Obmascik	8.00	2,600.00	Case cal, file management, p&c org
08/01/2022	Madison S. Lai	2.62	851.50	Trainings with litigation team including relativity
08/01/2022	Demirkan Coker	6.00	1,950.00	
08/01/2022	Madison B. Gagne	5.00	1,625.00	On standby/saving documents/miscellaneous tasks
08/02/2022	William D. Savitt	10.00	18,500.00	witnesses; answer/counterclaims; sequencing issue; correspondence re same; experts

**Twitter, Inc. - Litigation Preparation  
Time Detail**

Thru 8/31/2022

<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
08/02/2022	Benjamin M. Roth	1.00	1,650.00	
08/02/2022	Sarah K. Eddy	13.00	20,800.00	interviews with company personnel; call re data privacy with Perkins Coie; work on reply to cc; meeting with client re reply
08/02/2022	Bradley R. Wilson	15.80	25,280.00	
08/02/2022	Ryan A. McLeod	19.08	28,620.00	attention to answer to counterclaims; team meetings; draft letter to court re public version filing
08/02/2022	Anitha Reddy	9.00	13,500.00	legal research/brief drafting/discovery review
08/02/2022	Noah B. Yavitz	12.70	16,827.50	offensive discovery; discussing SIM
08/02/2022	Adam M. Gogolak	12.00	16,800.00	
08/02/2022	Claudia T. Morgan	8.10	8,910.00	eDiscovery communications
08/02/2022	Adam L. Goodman	14.80	18,500.00	attention to discovery
08/02/2022	David E. Kirk	14.70	17,272.50	Offensive discovery, third party subpoenas, interrogatory response; team meeting
08/02/2022	David P.T. Webb	11.70	11,992.50	
08/02/2022	Remy K. Grosbard	14.50	14,862.50	research re ordinary course covenant and consent; team meeting
08/02/2022	Zachary M. David	12.60	11,655.00	legal research, drafted opposition to anticipated MTC, interviewed privacy lawyer
08/02/2022	Simon J. Williams	8.20	7,585.00	Legal research and drafting memo re counterclaims; team meeting
08/02/2022	Alexandra P. Sadinsky	13.00	15,275.00	strategy
08/02/2022	Brittany A. Fish	12.50	10,312.50	Interviews; team meeting; call re ROGS; team correspondence
08/02/2022	Jessica L. Allen	7.20	5,220.00	Review documents; review interviews and update custodial checklists; summarize key documents
08/02/2022	Jessica L. Allen	0.50	362.50	Team meeting
08/02/2022	Donald J. Butterworth	5.45	3,951.25	Meeting with discovery team re interrogatory responses. Employee interviews of Matt Dennebaum, Mike Cvjet, and Sunil Janardhanan. Prepare summaries of same. Review and revise answer to counterclaims. Correspond with Adam Goodman re discovery responses. Review documents received from client and co-counsel.
08/02/2022	Charles M. Melman	11.62	8,424.50	Drafted and revised answer to counterclaims, and participated in numerous meetings and calls regarding same.
08/02/2022	Adebola O.M. Olofin	13.50	13,837.50	Review litigation history on India litigation; conduct interviews related to litigation; team meeting; review interview notes; confer regarding deposition scheduling; review emails and draft pleadings; analyze open-agenda items regarding discovery.
08/02/2022	Yarek M. Smagowski	10.70	5,350.00	QC/2L document review for responsiveness and privilege.
08/02/2022	Adabelle U. Ekechukwu	12.00	11,100.00	Revise responses to rogs.
08/02/2022	Robinson C. Strauss	8.50	3,612.50	atty requests
08/02/2022	Juan Rojas	0.85	340.00	Compare document sets to identify similarities per Jed Garfunkel request
08/02/2022	Judith E. Thompson	0.50	175.00	Pulled case pleadings for Julie R. Ledwig
08/02/2022	Lena Goldenberg	0.60	180.00	Documents pull for R. Grosbard
08/02/2022	Lena Goldenberg	1.60	480.00	Legal research for C. Garcia
08/02/2022	Danielle R. Brena	0.50	137.50	relpro searches for R Strauss
08/02/2022	Jed L. Garfunkel	1.80	855.00	Review presentations and compare hash values by processing and running structured analytics to determine if files are duplicative, as requested by K. Lam.
08/02/2022	Nathanial P. Graham	1.60	520.00	Custodian research, per A. Sadinsky.
08/02/2022	Max B. Obmascik	10.00	3,250.00	File management, FTPs, iManage reorg
08/02/2022	Madison S. Lai	1.75	568.75	Call re workspace organization, team meeting, researching tweets
08/02/2022	Andrew J. Alstodt	3.00	975.00	Coverage and training
08/02/2022	Demirkan Coker	10.00	3,250.00	
08/02/2022	Madison B. Gagne	5.00	1,625.00	On standby/saving documents/miscellaneous tasks



## Twitter, Inc. - Litigation Preparation

## Time Detail

Thru 8/31/2022

<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
08/02/2022	Cesar Emilio Garcia	5.20	1,170.00	Read matter background materials and conducted Delaware case law research on waiver of attorney-client privilege with respect to email communications.
08/02/2022	Paul Gomes	0.17	68.00	Performed advanced database searches to identify material needed for attorney review. Requested by Liuis McNish.
08/03/2022	William D. Savitt	11.00	20,350.00	answer/counterclaims; sequencing; briefing & hearing; experts; t/c Ned; t/c Bret
08/03/2022	Benjamin M. Roth	1.00	1,650.00	
08/03/2022	Sarah K. Eddy	11.20	17,920.00	work on reply to cc; work on discovery responses; fact development & rog interviews; review letter to court & hearing; call w/client re timing/ruling
08/03/2022	Gregory E. Pessin	1.50	2,325.00	
08/03/2022	Bradley R. Wilson	14.20	22,720.00	
08/03/2022	Ryan A. McLeod	17.73	26,595.00	attention to answer; team meetings; prepare for court hearing; attend court hearing; follow up from same
08/03/2022	Anitha Reddy	9.00	13,500.00	legal research/brief drafting/discovery review
08/03/2022	Noah B. Yavitz	12.20	16,165.00	offensive discovery
08/03/2022	Leo E. Strinc, Jr.	1.25	2,500.00	Comment on answer, consents, and media requests.
08/03/2022	Adam M. Gogolak	10.00	14,000.00	
08/03/2022	Claudia T. Morgan	5.22	5,742.00	eDiscovery communications and follow up
08/03/2022	Adam L. Goodman	15.20	19,000.00	attention to discovery
08/03/2022	David E. Kirk	12.30	14,452.50	Offensive discovery/third-party subpoenas; attention to interrogatory response
08/03/2022	David P.T. Webb	17.28	17,712.00	
08/03/2022	Remy K. Grosbard	9.50	9,737.50	research re ordinary course covenant
08/03/2022	Zachary M. David	12.60	11,655.00	drafted opposition to anticipated MTC, interviewed privacy lawyer, answer to counterclaims, responses and objections
08/03/2022	Simon J. Williams	10.80	9,990.00	Legal research and drafting memo re counterclaims; call with WDS, AKR
08/03/2022	Alexandra P. Sadinsky	8.83	10,375.25	strategy
08/03/2022	Brittany A. Fish	11.00	9,075.00	Fact dev meeting; revising ROGS; cleaning up interview notes; team correspondence
08/03/2022	Jessica L. Allen	0.30	217.50	Associate discovery call
08/03/2022	Jessica L. Allen	3.35	2,428.75	Review documents; review proposed custodian departure dates
08/03/2022	Donald J. Butterworth	5.25	3,806.25	Call with client re ordinary-course issues. Fact development team strategy meeting. Review and revise draft answer to counterclaims. Review and revise draft interrogatory responses; correspond with Bola Olofin and Brittany Fish re same. Review documents received from client. Prepare draft questions for client call. Prepare collated list of information requests for clients. Revise working matter chronology.
08/03/2022	Charles M. Melman	9.98	7,235.50	Revised draft of answer to counterclaims and participated in multiple calls and meetings regarding same.
08/03/2022	Adebola O.M. Olofin	13.60	13,940.00	conduct document review; team meeting; review rogs and interrogatory responses; conduct legal research related to answer; conduct case research.
08/03/2022	Yarek M. Smagowski	12.40	6,200.00	QC/2L document review for responsiveness and privilege; attend case team meeting re: ongoing case requirements.
08/03/2022	Adabelle U. Ekechuku	12.00	11,100.00	Revise rogs, review documents for production.
08/03/2022	Robinson C. Strauss	5.75	2,443.75	Per APS requests re stock price reaction charts, edited charts and prepared excel calculations sheets, emails w/ N. Graham re same
08/03/2022	Juan Rojas	1.64	656.00	Attend to David Webb request re create coding form to match document review specifications in e-discovery database

**Twitter, Inc. - Litigation Preparation  
Time Detail**

Thru 8/31/2022

<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
08/03/2022	Juan Rojas	1.54	616.00	Process incoming document production and load to e-discovery database for attorney review per David Webb request
08/03/2022	Judith E. Thompson	1.00	350.00	Pulled case pleadings for Julie R. Ledwig
08/03/2022	Nancy R. McKay	1.00	300.00	Court filings for J Ledwig
08/03/2022	Danielle R. Brena	0.80	220.00	research re privacy expectations for C Garcia
08/03/2022	Elizabeth Grunwald	0.50	150.00	Search for amicus brief in Supreme Court case. (Mirvis)
08/03/2022	Jed L. Garfunkel	1.60	760.00	Review hash value of document and submit it to iManage for testing of changes in hash values, as requested by K. Lam.
08/03/2022	Nathanial P. Graham	0.30	97.50	Saved discovery materials, per associate team.
08/03/2022	Nathanial P. Graham	0.90	292.50	Collected cited documents and saved to FTP, per A. Sadinsky.
08/03/2022	Nathanial P. Graham	2.70	877.50	Hyperlinked spreadsheets of tweets, per associate team.
08/03/2022	Max B. Obmascik	10.00	3,250.00	Full subpoena cross-check, file management, FTP set up
08/03/2022	Madison S. Lai	2.75	893.75	Research into Jurvetson, saving files to workspace
08/03/2022	Andrew J. Alstodt	2.50	812.50	Twitter coverage, indices,
08/03/2022	Demirkan Coker	10.00	3,250.00	
08/03/2022	Madison B. Gagne	5.00	1,625.00	On standby/saving documents/miscellaneous tasks
08/03/2022	Cesar Emilio Garcia	11.70	2,632.50	Conducted Delaware case law and transcript research on waiver of attorney-client privilege with respect to email communications and began drafting memo.
08/04/2022	William D. Savitt	9.50	17,575.00	counterclaims-answer; posting; Korman huddle; t. comm mtg; t/c v&S; expert interview; correspondence re docs; deposition program
08/04/2022	Benjamin M. Roth	1.50	2,475.00	
08/04/2022	Sarah K. Eddy	11.50	18,400.00	work on counterclaim answer; work on discovery responses; interview w/Emmy A.
08/04/2022	Gregory E. Pessin	2.00	3,100.00	
08/04/2022	Bradley R. Wilson	17.70	28,320.00	
08/04/2022	Ryan A. McLeod	16.11	24,165.00	revise and finalize and file answer; meetings and calls re same; review discovery responses
08/04/2022	Anitha Reddy	9.00	13,500.00	legal research/brief drafting/discovery review
08/04/2022	Noah B. Yavitz	12.40	16,430.00	offensive dicoverly
08/04/2022	Adam M. Gogolak	8.00	11,200.00	
08/04/2022	Claudia T. Morgan	4.25	4,672.80	eDiscovery communications
08/04/2022	Adam L. Goodman	16.10	20,125.00	attention to discovery
08/04/2022	David E. Kirk	12.90	15,157.50	Offensive and third-party discovery; review filings; calls, meetings and discussions re: same; attention to new interrogatories and RFPs and response to interrogatories
08/04/2022	David P.T. Webb	16.92	17,343.00	
08/04/2022	Remy K. Grosbard	11.00	11,275.00	turning comments on memo re consent in ordinary course; team meeting re brief writing; drafting custodian brief
08/04/2022	Zachary M. David	12.60	11,655.00	legal research, drafted opposition to anticipated MTC
08/04/2022	Simon J. Williams	7.10	6,567.50	Legal and factual research re financing, remedies; research meeting with WDS, AKR
08/04/2022	Alexandra P. Sadinsky	10.00	11,750.00	strategy
08/04/2022	Brittany A. Fish	10.00	8,250.00	Interviews; reviewing ROGS & answer; updating RFP tracker; team correspondence
08/04/2022	Jessica L. Allen	4.25	3,081.25	Summarize hot docs; review interviews for custodial points / update custodial checklists; review R&Os to rogs and RFPs
08/04/2022	Donald J. Butterworth	4.85	3,516.25	Prepare updated list of information requests for client. Employee interviews of Todd Doughty and Mark Schobinger. Prepare summaries of same. Revise working matter chronology. Review and revise draft answer to counterclaims.

**Twitter, Inc. - Litigation Preparation  
Time Detail**

Thru 8/31/2022

<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
08/04/2022	Charles M. Melman	9.73	7,054.25	Revised and filed answer to counterclaims. Multiple meetings related to same. Marked up expert witness outline and attended expert witness planning meeting.
08/04/2022	Adebola O.M. Olofin	9.10	9,327.50	fact development interviews; review witness interview notes; review key docs; review email and drafts
08/04/2022	Yarek M. Smagowski	8.70	4,350.00	QC/2L document review for responsiveness and privilege.
08/04/2022	Adabelle U. Ekechukw	8.00	7,400.00	Review documents for production and case materials.
08/04/2022	Robinson C. Strauss	6.75	2,868.75	atty requests
08/04/2022	Judith E. Thompson	0.50	175.00	Searched resources for getting a transcript of a podcast for M, Obmascik
08/04/2022	Lena Goldenberg	1.20	360.00	Research and court filings pull for J. Ledwig
08/04/2022	Mary Cronin	2.00	600.00	Look for Twitter Transparency reports back to 2012 for A. Goodman
08/04/2022	Danielle R. Brena	0.30	82.50	pull company information for A Sadinsky
08/04/2022	Elizabeth Grunwald	3.50	1,050.00	Pulled briefs related to decisions, for TX and CA checked for statutes re employers control or ability to monitor employee emails. (Garcia)
08/04/2022	Nathanial P. Graham	1.50	487.50	Cite checked responses and objections, per A. Goodman.
08/04/2022	Max B. Obmascik	7.00	2,275.00	Subpoena cross-check, p&c updates, file management
08/04/2022	Madison S. Lai	3.50	1,137.50	Research Elon contacts, saving docs to workspace, subpoena call with Julie
08/04/2022	Andrew J. Alstodt	3.00	975.00	Coverage
08/04/2022	Demirkan Coker	7.00	2,275.00	
08/04/2022	Madison B. Gagne	5.00	1,625.00	On standby/saving documents/miscellaneous tasks
08/04/2022	Cesar Emilio Garcia	11.10	2,497.50	Conducted Delaware case law and transcript research on waiver of attorney-client privilege with respect to email communications and continued drafting memo.
08/05/2022	William D. Savitt	9.00	16,650.00	t/c KK; partners meeting; meet & confer; Ned zoom & follow up; Lutz matters expert interviews; third parties/law firms
08/05/2022	Sarah K. Eddy	8.00	12,800.00	work on discovery responses; team mtg; [REDACTED]
08/05/2022	Gregory E. Pessin	4.00	6,200.00	
08/05/2022	Bradley R. Wilson	12.40	19,840.00	
08/05/2022	Ryan A. McLeod	12.51	18,765.00	team meetings; attention to expert reports; meetings re expert outlines; meeting with client; attention to discovery disputes
08/05/2022	Anitha Reddy	8.00	12,000.00	legal research/brief drafting/discovery review
08/05/2022	Noah B. Yavitz	11.90	15,767.50	offensive discovery
08/05/2022	Leo E. Strine, Jr.	1.00	2,000.00	Comment on consent issues, review materials procured regarding his financing outreach.
08/05/2022	Adam M. Gogolak	5.00	7,000.00	
08/05/2022	Claudia T. Morgan	7.57	8,325.90	eDiscovery communications and follow up
08/05/2022	Adam L. Goodman	10.80	13,500.00	attention to discovery
08/05/2022	David E. Kirk	14.40	16,920.00	Offensive discovery, subpoenas and fact development
08/05/2022	David P.T. Webb	14.22	14,575.50	
08/05/2022	Remy K. Grosbard	16.00	16,400.00	custodian brief
08/05/2022	Zachary M. David	12.60	11,655.00	legal research, drafted opposition to anticipated discovery motion
08/05/2022	Simon J. Williams	11.00	10,175.00	Legal research, drafting, calls re potential discovery motions
08/05/2022	Alexandra P. Sadinsky	9.50	11,162.50	strategy
08/05/2022	Brittany A. Fish	12.00	9,900.00	Fact dev meeting; team meeting; Durban research; interview notes; custodian list; team correspondence
08/05/2022	Jessica L. Allen	0.50	362.50	Defensive discovery team meeting
08/05/2022	Jessica L. Allen	0.66	478.50	Team meeting
08/05/2022	Jessica L. Allen	2.25	1,631.25	Review documents for confidentiality downgrade; review answer and legal research memos

**Twitter, Inc. - Litigation Preparation  
Time Detail**

Thru 8/31/2022

<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
08/05/2022	Donald J. Butterworth	5.15	3,733.75	Review draft discovery responses and provide revisions. Fact development team strategy meeting. Full team strategy meeting. [REDACTED] Revise working matter chronology, and coordinate with paralegal team re same. Review public records as relevant to fact development. Review and revise draft custodians proposal. Review defendants' discovery responses and correspond with team re same.
08/05/2022	Charles M. Melman	9.68	7,018.00	Whole-team meeting and multiple meetings with Analysis Group and expert witness team to strategize for multiple expert reports. Reviewed and revised report outlines.
08/05/2022	Adebola O.M. Olofin	8.80	9,020.00	review drafts; discuss deposition scheduling and preparation; conduct document review; review emails; fact development team meeting and call regarding third-party witnesses
08/05/2022	Yarek M. Smagowski	8.50	4,250.00	QC/2L document review for responsiveness and privilege; attend case team meeting re: ongoing case requirements.
08/05/2022	Adabelle U. Ekechuku	9.30	8,602.50	Review responses to RFPs for techs; review documents for production; collect TWTR internal notes for fact team.
08/05/2022	Judith E. Thompson	0.20	70.00	Did sec research and pulled filings for D. Webb
08/05/2022	Lena Goldenberg	1.40	420.00	Legal research and documents pull for K. Diamond
08/05/2022	Lena Goldenberg	1.20	360.00	Research and court documents pull for J. Ledwig
08/05/2022	Nancy R. McKay	0.70	210.00	Search bylaw and corp gov guideline history for B Fish
08/05/2022	Nancy R. McKay	0.50	150.00	Search info re tweets for M Lai
08/05/2022	Mary Cronin	2.50	750.00	Search for Motion to Compel briefing in DE Chancery involving WLR and motions to compel, opinions/orders and transcripts where parties disputed number of custodians for R. Grobard
08/05/2022	Mary Cronin	0.30	90.00	send Twitter form 8-K's with item 5.02 to R. McLeod
08/05/2022	Elizabeth Grunwald	0.50	150.00	Did searches re availability of DE Chancery transcript of oral argumen (C. Garcia)
08/05/2022	Nathanial P. Graham	3.90	1,267.50	Cite checked responses and objections, per A. Goodman.
08/05/2022	Nathanial P. Graham	0.90	292.50	Checked redline of responses and objections, per A. Goodman.
08/05/2022	Nathanial P. Graham	0.40	130.00	Saved discovery files, per A. Sadinsky.
08/05/2022	Nathanial P. Graham	1.50	487.50	Cite checked responses and objections, per A. Goodman.
08/05/2022	Max B. Obmascik	6.00	1,950.00	File management, cite check, tracker updates
08/05/2022	Madison S. Lai	6.50	2,112.50	Offensive discovery subpoena tracker, research into Elon contacts
08/05/2022	Andrew J. Alstodt	2.00	650.00	Coverage
08/05/2022	Demirkan Coker	7.00	2,275.00	
08/05/2022	Madison B. Gagne	4.50	1,462.50	On standby/saving documents/miscellaneous tasks
08/05/2022	Cesar Emilio Garcia	9.87	2,220.75	Complete and submit memo on waiver of attorney-client privilege with respect to email communications.
08/06/2022	William D. Savitt	5.00	9,250.00	deposition scheduling; discovery roundup; slack matters; McCrary
08/06/2022	Sarah K. Eddy	4.50	7,200.00	review data room materials; [REDACTED] review comm: w/defendants & correspondence re same
08/06/2022	Bradley R. Wilson	7.60	12,160.00	
08/06/2022	Ryan A. McLeod	10.26	15,390.00	meetings and calls re expert witnesses; attention to discovery disputes; interviews with experts
08/06/2022	Noah B. Yavitz	11.80	15,635.00	offensive discovery
08/06/2022	Adam M. Gogolak	5.00	7,000.00	
08/06/2022	Adam L. Goodman	2.70	3,375.00	attention to discovery
08/06/2022	David E. Kirk	12.30	14,452.50	Offensive and third-party discovery; related research
08/06/2022	David P.T. Webb	8.64	8,856.00	
08/06/2022	Remy K. Grosbard	14.50	14,862.50	custodian brief; calls and meetings re same
08/06/2022	Zachary M. David	7.20	6,660.00	legal research re custodians
08/06/2022	Zachary M. David	0.90	832.50	reviewed deficiency letter re datasets

**Twitter, Inc. - Litigation Preparation  
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Thru 8/31/2022

<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
08/06/2022	Simon J. Williams	10.70	9,897.50	Drafting, research, calls relating to potential discovery motions
08/06/2022	Alexandra P. Sadinsky	8.50	9,987.50	strategy
08/06/2022	Brittany A. Fish	4.00	3,300.00	Trial prep
08/06/2022	Donald J. Butterworth	2.90	2,102.50	Review materials received from client. [REDACTED] [REDACTED] Correspond with Sarah Eddy re same.
08/06/2022	Charles M. Melman	4.98	3,610.50	Calls with Cornerstone and Analysis Group to strategize for multiple expert reports, and calls with team regarding same. Research and correspondence with team regarding ad hoc issues.
08/06/2022	Adebola O.M. Olofin	5.50	5,637.50	review key docs and chron; conduct document review; conduct deposition-prep related research
08/06/2022	Yarek M. Smagowski	0.70	350.00	QC/2L document review for responsiveness and privilege.
08/06/2022	Janice E. Henderson	0.30	82.50	Obtaining Snow Phipps Group v. KCAKE Acquisition court documents for K. Diamond.
08/06/2022	Janice E. Henderson	0.70	192.50	Obtaining whether the Twitter board has ever rejected a shareholder vote for B. Fish.
08/06/2022	Andrew J. Alstodt	8.50	2,762.50	Twitter Weekend Coverage
08/06/2022	Demirkan Coker	8.00	2,600.00	
08/07/2022	William D. Savitt	5.50	10,175.00	offensive discovery; data scientist matters; deposition prep issues; Nick/Yoel matters
08/07/2022	Sarah K. Eddy	10.00	16,000.00	calls w/team re data; review data materials & correspondence; [REDACTED] [REDACTED] work on Edgett affidavit
08/07/2022	Bradley R. Wilson	8.30	13,280.00	
08/07/2022	Ryan A. McLeod	11.07	16,605.00	attention to expert outlines; expert team meeting; partner meeting; attention to discovery; colloquy with client re privilege and experts
08/07/2022	Anitha Reddy	9.00	13,500.00	legal research/brief drafting/discovery review
08/07/2022	Noah B. Yavitz	9.80	12,985.00	various litigation workstreams
08/07/2022	Adam M. Gogolak	6.00	8,400.00	
08/07/2022	Adam L. Goodman	16.20	20,250.00	attention to discovery
08/07/2022	David E. Kirk	12.60	14,805.00	Attention to offensive discovery, subpoenas, deficiency letters
08/07/2022	David P.T. Webb	18.00	18,450.00	
08/07/2022	Remy K. Grosbard	12.50	12,812.50	custodian brief; calls re same; starting R&O brief
08/07/2022	Zachary M. David	12.60	11,655.00	drafted opposition to anticipated discovery motion
08/07/2022	Simon J. Williams	9.80	9,065.00	Drafting, research, calls relating to potential discovery motions
08/07/2022	Alexandra P. Sadinsky	11.00	12,925.00	strategy
08/07/2022	Brittany A. Fish	14.50	11,962.50	Trial prep
08/07/2022	Jessica L. Allen	0.20	145.00	Review correspondence
08/07/2022	Donald J. Butterworth	3.65	2,646.25	Call with Adam Goodman and Remy Grosbard re custodians. Correspond with expert team re sampling. Revise working matter chronology. Call with fact development team re correspondence from defendants. Correspond with Adam Goodman re discovery responses. Review and revise draft affidavit; correspond with Brittany Fish re same. [REDACTED] call with Sarah Eddy re same.
08/07/2022	Charles M. Melman	4.37	3,168.25	Research and correspondence regarding Twitter's hash function for sampling and Elon Musk's tweets. Calls with Cornerstone and Analysis Group to strategize for expert reports. Call with team regarding same.
08/07/2022	Adebola O.M. Olofin	3.50	3,587.50	update deposition prep tracker; review emails regarding litigation and conduct research into outstanding RFPs; [REDACTED]
08/07/2022	Robinson C. Strauss	4.25	1,806.25	APS discovery research requests; review/organized case emails, organized/renamed P&C
08/07/2022	Mary Cronin	0.40	120.00	Public records searching for A. Sadinsky

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<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
08/07/2022	Nathaniel P. Graham	8.30	2,697.50	Coverage per C. Lee; saving files per A. Sadinsky.
08/07/2022	Max B. Obmascik	13.00	4,225.00	Weekend coverage
08/07/2022	Max B. Obmascik	2.00	650.00	Weekend coverage
08/08/2022	William D. Savitt	8.50	15,725.00	[REDACTED] Lutz matters; depo scheduling; motions to compel
08/08/2022	Benjamin M. Roth	2.00	3,300.00	
08/08/2022	Sarah K. Eddy	8.00	12,800.00	[REDACTED] partners' mtg; fact dev mtg; calls w/RAM & BRW re experts & discovery; work on affidavit; work on briefing & letters
08/08/2022	Bradley R. Wilson	15.60	24,960.00	
08/08/2022	Ryan A. McLeod	12.42	18,630.00	attention to experts; team meetings; negotiations over expert discovery stipulation; review documents; attention to discovery
08/08/2022	Anitha Reddy	9.00	13,500.00	legal research/brief drafting/discovery review
08/08/2022	Noah B. Yavitz	12.00	15,900.00	offensive discovery
08/08/2022	Leo E. Strine, Jr.	0.50	1,000.00	Emails regarding response to comment letters.
08/08/2022	Adam M. Gogolak	8.00	11,200.00	
08/08/2022	Claudia T. Morgan	8.21	9,028.80	eDiscovery communications and follow up
08/08/2022	Adam L. Goodman	16.60	20,750.00	attention to discovery
08/08/2022	David E. Kirk	14.90	17,507.50	Offensive discovery; third-party subpoenas, deficiency letters, research and analysis of same
08/08/2022	David P.T. Webb	17.46	17,896.50	
08/08/2022	Remy K. Grosbard	14.50	14,862.50	R&O and data scientist brief; background reading; organizing correspondence folder
08/08/2022	Zachary M. David	12.60	11,655.00	legal research, drafted opposition to anticipated discovery motion
08/08/2022	Simon J. Williams	9.10	8,417.50	Drafting, research, calls relating to potential discovery motions
08/08/2022	Alexandra P. Sadinsky	14.00	16,450.00	strategy
08/08/2022	Brittany A. Fish	15.00	12,375.00	Trial prep
08/08/2022	Jessica L. Allen	0.50	362.50	Meeting w Kiet and David re discovery trackers
08/08/2022	Jessica L. Allen	9.66	7,003.50	Review custodian lists / interviews; draft custodian interview checklist; update production tracker; coordinate with LH; document review
08/08/2022	Donald J. Butterworth	5.50	3,987.50	Revise draft affidavit. [REDACTED] Review documents received from client. Fact development team meeting. Fact development associate team meeting. Prepare process for handling of relevant materials with respect to deposition preparation.
08/08/2022	Charles M. Melman	10.46	7,583.50	Revised outline for advertising expert witness report, drafted expert disclosure, and had multiple meetings with team regarding same. Participated in calls with expert team and expert consulting firms. Organized and sent various materials to expert consulting firms. Handled ad hoc requests for fact development team.
08/08/2022	Adebola O.M. Olofin	16.50	16,912.50	deposition scheduling; document review; meetings regarding upcoming deposition and document review workflows; review email traffic
08/08/2022	Yarek M. Smagowski	8.10	4,050.00	QC/2L document review for responsiveness and privilege.
08/08/2022	Adabelle U. Ekechukw	12.00	11,100.00	Create batches and review documents.
08/08/2022	Robinson C. Strauss	8.00	3,400.00	
08/08/2022	Juan Rojas	1.65	660.00	Process incoming document production and load to e-discovery database for attorney review per Alexandra Sadinsky request
08/08/2022	Juan Rojas	0.22	88.00	Create PDF printouts of certain documents of interest from e-discovery database per Max Obmascik request
08/08/2022	Juan Rojas	0.70	280.00	Load document set to e-discovery database for attorney review per David Webb request

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<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
08/08/2022	Judith E. Thompson	0.70	245.00	Did case law research for B. Wilson
08/08/2022	Mary Cronin	0.30	90.00	pull section of Wolfe & Pittenger treatise for A. Goodman
08/08/2022	Nathanial P. Graham	2.90	942.50	Drafted Litigation Correspondence binder for D. Webb.
08/08/2022	Nathanial P. Graham	0.20	65.00	Discussed new task with B. Fish.
08/08/2022	Nathanial P. Graham	0.60	195.00	Saved discovery correspondence, per associate team.
08/08/2022	Max B. Obmascik	11.00	3,575.00	P&C updates, file management, chron docs relativity pull
08/08/2022	Madison S. Lai	0.75	243.75	Saving files to iManage
08/08/2022	Andrew J. Alstodt	2.00	650.00	Coverage
08/08/2022	Demirkan Coker	5.00	1,625.00	
08/08/2022	Madison B. Gagne	5.00	1,625.00	On standby/saving documents/miscellaneous tasks
08/08/2022	Cesar Emilio Garcia	10.20	2,295.00	Research California and New York law on how to challenge a deposition subpoena.
08/09/2022	William D. Savitt	8.50	15,725.00	Alexandra Sadinsky and David Kirk dataset issues; Edgett aff; motions to compel; custodians/search terms; finance expert; Coates
08/09/2022	Benjamin M. Roth	3.00	4,950.00	
08/09/2022	Sarah K. Eddy	11.30	18,080.00	meetings & calls re discovery, motion practice, fact development & experts; work on data sets response; review custodians brief
08/09/2022	Bradley R. Wilson	16.30	26,080.00	
08/09/2022	Ryan A. McLeod	14.04	21,060.00	prepare expert disclosures; revise expert report outlines; review and comment on briefing; team meetings; colloquy with client re expert issues
08/09/2022	Anitha Reddy	9.00	13,500.00	legal research/brief drafting/discovery review
08/09/2022	Noah B. Yavitz	12.30	16,297.50	offensive discovery
08/09/2022	Leo E. Strine, Jr.	0.50	1,000.00	Discuss consents and litigation posture; read new posts from Elon Musk.
08/09/2022	Adam M. Gogolak	6.00	8,400.00	
08/09/2022	Claudia T. Morgan	9.05	9,959.40	eDiscovery communications, coordination, and follow up
08/09/2022	Adam L. Goodman	15.70	19,625.00	attention to discovery
08/09/2022	David E. Kirk	15.80	18,565.00	Offensive discovery, third party subpoenas, and discovery letters
08/09/2022	David P.T. Webb	14.04	14,391.00	
08/09/2022	Remy K. Grosbard	15.00	15,375.00	R&O brief; search terms section for custodian brief; background of custodian brief and meetings re same
08/09/2022	Zachary M. David	12.60	11,655.00	document review
08/09/2022	Simon J. Williams	9.60	8,880.00	Drafting, research, meeting and calls relating to potential discovery motions
08/09/2022	Alexandra P. Sadinsky	15.00	17,625.00	Strategy
08/09/2022	Akua F. Abu	9.00	6,525.00	- reading through complaint, chron of key facts, answer to counterclaims - defensive discovery team meeting - defensive discovery Relativity tutorial - reviewing batches
08/09/2022	Brittany A. Fish	13.00	10,725.00	Trial prep
08/09/2022	Jessica L. Allen	1.00	725.00	Defensive discovery team meeting
08/09/2022	Jessica L. Allen	6.86	4,973.50	Review documents; review collection trackers
08/09/2022	Donald J. Butterworth	5.80	4,205.00	Prepare process for handling of relevant materials with respect to deposition preparation, and meet with paralegal team re same. Meeting with expert team. Review documents received from client and correspond with Sarah Eddy re same. Review and revise draft correspondence to defendants, and correspond with Brittany Fish re same. Correspond with expert team re information received from client

**Twitter, Inc. - Litigation Preparation  
Time Detail**

Thru 8/31/2022

<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
08/09/2022	Charles M. Melman	10.72	7,772.00	Participated in several internal and external meetings, including meeting with fact development team regarding information requests from company, interview of potential Indian law expert, discussion of advertising report outline, and review of outstanding information requests related to same. Handled ad hoc requests for fact development team and revised engagement letters.
08/09/2022	Adebola O.M. Olofin	14.70	15,067.50	conduct document review; calls with internal fact development team regarding tagging of document review materials and paralegal projects; calls with DPTW regarding same; review emails; Zoom with paralegal regarding discovery project; conduct deposition prep work; meet with expert internal team to discuss discovery efforts for experts
08/09/2022	Yarek M. Smagowski	9.40	4,700.00	QC/2L document review for responsiveness and privilege; attend case team meeting re: ongoing case requirements.
08/09/2022	Canem Ozyildirim	9.00	8,325.00	Document review
08/09/2022	Adabelle U. Ekechuku	9.00	8,325.00	Review Taylor and other documents.
08/09/2022	Robinson C. Strauss	6.75	2,868.75	
08/09/2022	Fredrik D.Z. Hoosain	0.60	210.00	Created images using LAW, exported to network for relativity.
08/09/2022	Lena Goldenberg	0.80	240.00	Court documents pull for J. Ledwig
08/09/2022	Nancy R. McKay	1.00	300.00	Search jurisdiction of company for D Kirk
08/09/2022	Mary Cronin	0.30	90.00	send public record report on individual to A. Sadinsky
08/09/2022	Kelum S. Wick	0.67	268.00	Conferring with ALS management regarding improving Relativity searching and production work flows.
08/09/2022	Jed L. Garfunkel	0.80	380.00	Discussion with ALS management regarding production timelines and migration of data to internal workspace for attorney review.
08/09/2022	Nathanial P. Graham	1.20	390.00	Collected discovery correspondence and quality checked existing records, per associate team.
08/09/2022	Nathanial P. Graham	0.70	227.50	Saved letters to files, per A. Sadinsky.
08/09/2022	Nathanial P. Graham	1.30	422.50	Saved discovery correspondence, per associate team.
08/09/2022	Nathanial P. Graham	1.90	617.50	Updated offensive discovery tracker, per A. Sadinsky.
08/09/2022	Nathanial P. Graham	2.30	747.50	Drafted discovery binder for N. Yavitz.
08/09/2022	Nathanial P. Graham	1.20	390.00	Transcript comparisons and notes, per B. Fish.
08/09/2022	Max B. Obmascik	8.00	2,600.00	P&C Updates, Witness Files project start, Org of docs to Kobre
08/09/2022	Jeremy A. Blumenthal	1.33	432.25	index
08/09/2022	Madison S. Lai	0.42	136.50	Team call
08/09/2022	Andrew J. Alstodt	0.50	162.50	iManage updates
08/09/2022	Demirkan Coker	9.50	3,087.50	
08/09/2022	Madison B. Gagne	5.00	1,625.00	On standby/saving documents/miscellaneous tasks
08/09/2022	Cesar Emilio Garcia	11.10	2,497.50	Continue researching California and New York law on how to challenge a deposition subpoena and begin drafting memo. Alexandra Sadinsky and David Kirk
08/09/2022	Chastine E.C. Schmidt	7.80	5,070.00	Read case docs, team meeting, relativity meeting and review docs
08/09/2022	Paul Gomes	0.67	268.00	Conferring with ALS team members regarding transitioning a workspace from an external vendor to our internal Relativity instance.
08/10/2022	William D. Savitt	8.50	15,725.00	deposition prep; document production matters; meet/confer; expert interviews
08/10/2022	Sarah K. Eddy	11.70	18,720.00	work on datasets motion opp; work on other briefing; meet with expert facts/discovery meeting; calls & mtgs w/team & client.
08/10/2022	Bradley R. Wilson	14.20	22,720.00	
08/10/2022	Ryan A. McLeod	13.32	19,980.00	draft motion to compel; interview expert witness candidates; colloquy re expert designations
08/10/2022	Anitha Reddy	9.00	13,500.00	legal research/brief drafting/discovery review
08/10/2022	Noah B. Yavitz	12.10	16,032.50	offensive discovery
08/10/2022	Adam M. Gogolak	6.50	9,100.00	



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<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
08/10/2022	Claudia T. Morgan	11.70	12,870.00	eDiscovery communications, coordination, and follow up
08/10/2022	Adam L. Goodman	15.40	19,250.00	attention to discovery
08/10/2022	David E. Kirk	14.60	17,155.00	Attention to offensive discovery, subpoenas, letters to opposing counsel, 30b6 deposition topics; calls re: same
08/10/2022	David P.T. Webb	16.38	16,789.50	
08/10/2022	Remy K. Grosbard	18.50	18,962.50	custodian brief; meetings/calls re same
08/10/2022	Zachary M. David	4.50	4,162.50	worked on opposition to anticipation MTC re data privacy
08/10/2022	Zachary M. David	11.70	10,822.50	document review
08/10/2022	Simon J. Williams	11.90	11,007.50	Drafting, research, meeting and calls relating to potential discovery motions
08/10/2022	Alexandra P. Sadinsky	13.50	15,862.50	Strategy
08/10/2022	Akua F. Abu	11.50	8,337.50	- reviewing updated review protocol - reviewing batches
08/10/2022	Brittany A. Fish	16.00	13,200.00	Trial prep
08/10/2022	Jessica L. Allen	9.80	7,105.00	Document review
08/10/2022	Donald J. Butterworth	5.35	3,878.75	Review documents received from client. Meeting with discovery team re client documents. Correspond with Adam Goodman re discovery responses. Prepare chronology of data requests. Revise working matter chronology. Review and revise draft correspondence to defendants. Correspond with Brad Wilson and Sarah Eddy re same.
08/10/2022	Charles M. Melman	10.50	7,612.50	Interview of Indian law expert, discussion with advertising expert and fact development team, answered information requests from Cornerstone, and participated in standing call with Cornerstone.
08/10/2022	Adebola O.M. Olofin	13.30	13,632.50	draft parag deposition preliminary prep outline; meet with expert consultant; meet with discovery team; review emails; review draft motions and incoming letters; conduct document review
08/10/2022	Yarek M. Smagowski	11.10	5,550.00	QC/2L document review for responsiveness and privilege.
08/10/2022	Canem Ozyildirim	8.00	7,400.00	Document review
08/10/2022	Adabelle U. Ekechukwu	12.00	11,100.00	Discovery team meeting; review documents.
08/10/2022	Robinson C. Strauss	5.50	2,337.50	
08/10/2022	Shera Goldman	0.40	120.00	Sadinsky, A - obtain bkrd info
08/10/2022	Judith E. Thompson	0.50	175.00	Pulled case pleadings for Simon J. Williams
08/10/2022	Elizabeth Grunwald	0.50	150.00	Added recipients to BLAW news alert. (Melman)
08/10/2022	Nathaniel P. Graham	0.40	130.00	Updated discovery tracker, per A. Sadinsky.
08/10/2022	Nathaniel P. Graham	0.80	260.00	Updated discovery correspondence, per A. Sadinsky.
08/10/2022	Nathaniel P. Graham	4.40	1,430.00	Assisted with exhibit compiling for motion; saved discovery correspondence; updated discovery tracker, per associate team.
08/10/2022	Max B. Obmascik	9.00	2,925.00	File management, Relativity pulls, memo authorities pull, binder prep & delivery
08/10/2022	Madison B. Gagne	5.00	1,625.00	On standby/saving documents/miscellaneous tasks
08/10/2022	Cesar Emilio Garcia	13.90	3,127.50	Complete memo on procedure in California for challenging/enforcing a subpoena Alexandra Sadinsky and David Kirk
08/10/2022	Chastine E.C. Schmidt	10.10	6,565.00	Doc review
08/11/2022	William D. Savitt	7.50	13,875.00	Counsel huddle; Sean/Vij; document scope matters; deposition prep; themes
08/11/2022	Benjamin M. Roth	1.25	2,062.50	
08/11/2022	Sarah K. Eddy	11.50	18,400.00	work on datasets brief; expert calls & correspondence & mtgs; partners' mtg; calls w/client & team re facts development & discovery
08/11/2022	Gregory E. Pessin	1.00	1,550.00	
08/11/2022	Bradley R. Wilson	16.10	25,760.00	
08/11/2022	Ryan A. McLeod	12.42	18,630.00	attention to expert reports; colloquy re same; deposition prep; review documents; attention to briefing; review meet and confer summaries

**Twitter, Inc. - Litigation Preparation  
Time Detail**

Thru 8/31/2022

<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
08/11/2022	Anitha Reddy	9.00	13,500.00	legal research/brief drafting/discovery review
08/11/2022	Noah B. Yavitz	9.50	12,587.50	offensive discovery
08/11/2022	Adam M. Gogolak	5.00	7,000.00	
08/11/2022	Claudia T. Morgan	8.26	9,088.20	eDiscovery communications, coordination, and follow up
08/11/2022	Adam L. Goodman	16.90	21,125.00	attention to discovery
08/11/2022	David E. Kirk	15.70	18,447.50	Offensive discovery, third party discovery, subpoena and party meet-and-confers, calls and meetings re same
08/11/2022	David P.T. Webb	15.66	16,051.50	
08/11/2022	Remy K. Grosbard	5.50	5,637.50	finalizing custodian brief
08/11/2022	Zachary M. David	11.70	10,822.50	document review
08/11/2022	Zachary M. David	4.50	4,162.50	worked on opposition to anticipation MTC re data privacy
08/11/2022	Simon J. Williams	12.30	11,377.50	Finalizing and filing opposition brief re custodians; drafting potential offensive motions re R&Os, data scientists
08/11/2022	Alexandra P. Sadinsky	15.00	17,625.00	Strategy
08/11/2022	Akua F. Abu	13.40	9,715.00	- defensive discovery team internal meetings - reviewing batches for responsiveness as part of defensive discovery
08/11/2022	Brittany A. Fish	15.50	12,787.50	Trial prep
08/11/2022	Jessica L. Allen	6.48	4,698.00	Document review; review collection efforts; call with LH
08/11/2022	Donald J. Butterworth	6.30	4,567.50	Review documents received from client. Correspond with Adam Goodman re discovery responses. Prepare chronology of data requests. Revise working matter chronology. Review and revise draft correspondence to defendants. Review and revise draft opposition brief, and correspond with team re same. Correspond with Adam Goodman and Brad Wilson re review of documents.
08/11/2022	Charles M. Melman	7.53	5,459.25	Participated in several internal and external calls regarding strategy for different expert reports. Responded to and discussed information requests from Cornerstone, and sent notes to team regarding same.
08/11/2022	Adebola O.M. Olofin	15.50	15,887.50	draft questions for Parag/Marty preliminary deposition prep; correspond regarding datasets; conduct document review; conduct document review on key docs; calls related to litigation
08/11/2022	Yarek M. Smagowski	12.30	6,150.00	QC/2L document review for responsiveness and privilege; attend case team meeting re: ongoing case requirements.
08/11/2022	Canem Ozyildirim	13.00	12,025.00	Document review
08/11/2022	Adabelle U. Ekechuku	12.00	11,100.00	Discovery team meeting; draft hot document summaries protocols; review documents.
08/11/2022	Robinson C. Strauss	9.75	4,143.75	
08/11/2022	Elizabeth Grunwald	2.00	600.00	Pulled exhibits to documents- motions, affidavits etc. to documents. (Garcia)
08/11/2022	Jed L. Garfunkel	1.50	712.50	Review external credentials as requested by C. Ozyildirim. Coordinate and send Musk production to Lighthouse for loading and attorney review, as requested by D. Webb.
08/11/2022	Nathanial P. Graham	0.20	65.00	Gathered and circulated exhibits, per S. Williams.
08/11/2022	Nathanial P. Graham	3.40	1,105.00	Consolidated and organized subpoenas, per A. Schwarz.
08/11/2022	Max B. Obmascik	4.00	1,300.00	
08/11/2022	Andrew J. Alstodt	2.00	650.00	Coverage, discovery folder updates
08/11/2022	Demirkan Coker	4.00	1,300.00	
08/11/2022	Madison B. Gagne	5.00	1,625.00	On standby/saving documents/miscellaneous tasks
08/11/2022	Cesar Emilio Garcia	10.70	2,407.50	Conduct research and begin drafting memo procedure in New York for challenging/enforcing a subpoena Alexandra Sadinsky and David Kirk
08/11/2022	Chastine E.C. Schmidt	14.60	9,490.00	Doc review (mDAU), team meeting and privilege write up
08/12/2022	William D. Savitt	7.90	14,615.00	check in; MK prep; PA prep; S&S matters; Crispo
08/12/2022	Benjamin M. Roth	1.25	2,062.50	

**Twitter, Inc. - Litigation Preparation  
Time Detail**

Thru 8/31/2022

<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
08/12/2022	Sarah K. Eddy	12.50	20,000.00	work on datasets argument; prep for Emmy mtg; fact development tasks; team mtgs; work on datasets letter
08/12/2022	Bradley R. Wilson	14.60	23,360.00	
08/12/2022	Ryan A. McLeod	13.59	20,385.00	meeting with CEO for depo prep; prepare for same; team meetings; attention to briefing; calls with expert teams; review documents; summarize meetings
08/12/2022	Anitha Reddy	9.00	13,500.00	legal research/brief drafting/discovery review
08/12/2022	Noah B. Yavitz	6.40	8,480.00	offensive discovery
08/12/2022	Leo E. Strine, Jr.	0.25	500.00	Emails regarding new media reports on compromise options.
08/12/2022	Adam M. Gogolak	5.50	7,700.00	
08/12/2022	Claudia T. Morgan	5.48	6,029.10	eDiscovery communications and coordination
08/12/2022	Adam L. Goodman	12.70	15,875.00	attention to discovery
08/12/2022	David E. Kirk	14.70	17,272.50	Offensive discovery, subpoenas, meet and confers, team meeting, revise search terms and protocols, review documents
08/12/2022	David P.T. Webb	14.40	14,760.00	
08/12/2022	Zachary M. David	13.50	12,487.50	document review
08/12/2022	Simon J. Williams	11.30	10,452.50	Drafting potential offensive motion data advisors; team meeting; supplemental legal research
08/12/2022	Alexandra P. Sadinsky	6.00	7,050.00	Strategy
08/12/2022	Akua F. Abu	14.50	10,512.50	- reviewing batches for responsiveness as part of defensive discovery - litigation team meeting
08/12/2022	Brittany A. Fish	16.00	13,200.00	Trial prep
08/12/2022	Jessica L. Allen	0.75	543.75	Meeting on doc review
08/12/2022	Jessica L. Allen	7.50	5,437.50	Doc review; update tracker and custodial lists
08/12/2022	Jessica L. Allen	0.75	543.75	Team meeting
08/12/2022	Donald J. Butterworth	5.00	3,625.00	Review and revise draft opposition brief. Full team strategy meeting. Prepare chronology of data requests. Revise working matter chronology, and coordinate with paralegal team re same. Review and revise draft correspondence to client. Correspond with Brad Wilson re document review; review documents.
08/12/2022	Charles M. Melman	5.24	3,799.00	Calls with expert consulting firms re: status of multiple expert reports; whole-team meeting; expert team meeting.
08/12/2022	Adebola O.M. Olofin	13.90	14,247.50	deposition prep interviews; team meeting; type of notes; review-chronology and conduct document review; draft and circulate notes from today's meeting; team meeting
08/12/2022	Yarek M. Smagowski	12.80	6,400.00	QC/2L document review for responsiveness and privilege.
08/12/2022	Canem Ozyildirim	12.00	11,100.00	Document review
08/12/2022	Adabelle U. Ekechukw	12.00	11,100.00	
08/12/2022	Robinson C. Strauss	7.75	3,293.75	Per APS requests re stock price reaction charts, edited charts and prepared excel calculations sheets, emails w/N. Graham re same
08/12/2022	Juan Rojas	1.50	600.00	Load document set to e-discovery database for attorney review per David Webb request
08/12/2022	Aaron R. Samaroo	0.59	236.00	Prepare instructions for the attorneys to convert electronic documents in the document review repository to portable document format with bates stamps for review and analysis as requested by C. Ozyildirim.
08/12/2022	Janice E. Henderson	0.60	165.00	Obtaining executive email addresses for Cyabra Strategy Ltd for R. Strauss.
08/12/2022	Jed L. Garfunkel	1.30	617.50	Set up FTP as requested by D. Webb for transferring Emmy's files to WLRK's Relativity.
08/12/2022	Nathanial P. Graham	2.10	682.50	Hyperlinked chronology document, per D. Butterworth.
08/12/2022	Nathanial P. Graham	2.50	812.50	Cite checked responses and objections, per A. Goodman.
08/12/2022	Max B. Obmascik	8.00	2,600.00	File management, p&c updates, offensive disco tracker updates
08/12/2022	Andrew J. Alstodt	0.50	162.50	Coverage

**Twitter, Inc. - Litigation Preparation  
Time Detail**

Thru 8/31/2022

<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
08/12/2022	Demirkan Coker	4.00	1,300.00	
08/12/2022	Madison B. Gagne	5.00	1,625.00	On standby/saving documents/miscellaneous tasks
08/12/2022	Cesar Emilio Garcia	13.60	3,060.00	Update New York and California procedural memos for challenging/enforcing a subpoena; attend team meeting Alexandra Sadinsky and David Kirk
08/12/2022	Chastine E.C. Schmidt	14.10	9,165.00	Doc review, doc issues at lighthouse, discovery group meeting re privilege and other items, full team meeting
08/13/2022	William D. Savitt	5.50	10,175.00	discovery motion—briefing; custodian opposition; data requests matters; experts
08/13/2022	Sarah K. Eddy	2.00	3,200.00	data requests answers calls & correspondence; review discovery correspondence
08/13/2022	Bradley R. Wilson	9.50	15,200.00	
08/13/2022	Ryan A. McLeod	15.21	22,815.00	calls with defense team; attention to expert disclosures; colloquy with client re data collection; write motion to compel; review documents
08/13/2022	Anitha Reddy	5.00	7,500.00	legal research/brief drafting/discovery review
08/13/2022	Noah B. Yavitz	7.50	9,937.50	various litigation workstreams
08/13/2022	Adam M. Gogolak	4.00	5,600.00	
08/13/2022	Claudia T. Morgan	6.37	7,009.20	eDiscovery communications and follow up
08/13/2022	Adam L. Goodman	3.00	3,750.00	attention to discovery
08/13/2022	David E. Kirk	13.20	15,510.00	Offensive and third-party discovery; attention to subpoenas and party objections and related legal research; document review
08/13/2022	David P.T. Webb	11.34	11,623.50	
08/13/2022	Remy K. Grosbard	0.50	512.50	call re redactions for custodian brief
08/13/2022	Zachary M. David	13.50	12,487.50	document review
08/13/2022	Simon J. Williams	3.10	2,867.50	Legal research for motion re data advisors
08/13/2022	Alexandra P. Sadinsky	2.00	2,350.00	Strategy
08/13/2022	Akua F. Abu	16.20	11,745.00	reviewing batches for responsiveness as part of defensive discovery
08/13/2022	Brittany A. Fish	6.00	4,950.00	Trial prep
08/13/2022	Jessica L. Allen	5.00	3,625.00	Doc review; call about collection process; correspondence
08/13/2022	Donald J. Butterworth	3.90	2,827.50	Review and revise draft correspondence to defendants. Calls with Bill Savitt, Sarah Eddy, and Brad Wilson re same. Call with client re same. Review documents collected from client, and correspond with David Webb re same.
08/13/2022	Charles M. Melman	5.54	4,016.50	Discovery team call and expert team call; work related to obtaining and [REDACTED]
08/13/2022	Adebola O.M. Olofin	1.10	1,127.50	Review email traffic; read through chronology; conduct research into questions related to hot docs
08/13/2022	Yarek M. Smagowski	8.60	4,300.00	QC/2L document review for responsiveness and privilege.
08/13/2022	Canem Ozyildirim	8.00	7,400.00	Document review
08/13/2022	Adabelle U. Ekechukwu	5.00	4,625.00	Review documents and document summaries.
08/13/2022	Robinson C. Strauss	7.00	2,975.00	
08/13/2022	Soe Min	0.50	175.00	Prepare incoming production electronic documents in the document review repository for attorney review and analysis as requested by Webb, David P. T.
08/13/2022	Aaron R. Samaroo	0.24	96.00	Prepare incoming TWTR_007 electronic documents by providing statistics for attorney review and analysis as requested by D. Webb.
08/13/2022	Aaron R. Samaroo	0.22	88.00	Update the project management production history log in relativity for incoming production volume TWTR_007.
08/13/2022	Aaron R. Samaroo	0.98	392.00	Prepare incoming production electronic documents pertaining to volume TWTR_007 in the document review repository for attorney review and analysis as requested by D. Webb.

**Twitter, Inc. - Litigation Preparation  
Time Detail**

Thru 8/31/2022

<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
08/13/2022	Aaron R. Samaroo	0.02	8.00	Prepare about 300GB electronic documents pertaining to 2022.08.12 - EXP001 in the document review repository for attorney review and analysis as requested by D. Webb. Retrieved the data from the FTP site and started to prepare it for extraction on WLRK servers.
08/13/2022	Janice E. Henderson	0.60	165.00	Continuing to obtain information for Cyabra Strategy Ltd executives for R. Strauss.
08/13/2022	Max B. Obmascik	10.00	3,250.00	Weekend Coverage
08/13/2022	Andrew J. Alstodt	4.00	1,300.00	iManage updates, twitter coverage
08/13/2022	Chastine E.C. Schmidt	8.40	5,460.00	Doc review
08/14/2022	William D. Savitt	6.00	11,100.00	deposition planning; offense themes; defensive themes; revise briefs
08/14/2022	Benjamin M. Roth	0.25	412.50	
08/14/2022	Sarah K. Eddy	6.50	10,400.00	team mtg re discovery; review & edit motion to compel; work on discovery correspondence; call w/BRW re Emmy mtg; review MS docs; correspondence re priv calls & MTD theory
08/14/2022	Bradley R. Wilson	12.50	20,000.00	
08/14/2022	Ryan A. McLeod	15.12	22,680.00	revise brief in support of motion to compel; calls and meetings re same calls and meetings re experts; attention to expert disclosure; attention to stockholder litigation; defensive deposition planning
08/14/2022	Anitha Reddy	8.00	12,000.00	legal research/brief drafting/discovery review
08/14/2022	Noah B. Yavitz	7.30	9,672.50	various litigation workstreams
08/14/2022	Adam M. Gogolak	5.00	7,000.00	
08/14/2022	Claudia T. Morgan	5.87	6,454.80	eDiscovery communications and follow up
08/14/2022	Adam L. Goodman	15.50	19,375.00	attention to discovery
08/14/2022	David E. Kirk	16.90	19,857.50	Offensive discovery, document production, deposition preparation, motion to compel preparation, attention to subpoenas, document review
08/14/2022	David P.T. Webb	15.48	15,867.00	
08/14/2022	Remy K. Grosbard	6.50	6,662.50	helping with R&O brief
08/14/2022	Zachary M. David	6.30	5,827.50	document review
08/14/2022	Zachary M. David	8.10	7,492.50	drafted opposition to motion to compel
08/14/2022	Simon J. Williams	8.80	8,140.00	Legal research for motion re data advisors; cite-checking brief, collecting and reviewing exhibits, incorporating comments and revising, and preparing for filing; call with DEK re R&O brief
08/14/2022	Alexandra P. Sadinsky	14.50	17,037.50	Strategy
08/14/2022	Akua F. Abu	14.40	10,440.00	- reviewing batches for responsiveness as part of defensive discovery - def discovery team meeting
08/14/2022	Brittany A. Fish	15.50	12,787.50	Trial prep
08/14/2022	Jessica L. Allen	0.75	543.75	Discovery team meeting
08/14/2022	Jessica L. Allen	4.50	3,262.50	Doc review
08/14/2022	Donald J. Butterworth	2.70	1,957.50	Prepare chronology of data requests. Revise working matter chronology, and coordinate with paralegal team re same. Review documents produced by third parties.
08/14/2022	Charles M. Melman	4.09	2,965.25	Revised expert disclosure; participated in multiple calls with expert team and experts and performed associated follow-up work.
08/14/2022	Adebola O.M. Olofin	8.70	8,917.50	team meeting; conduct research into case themes; begin preparing case themes sheet; conduct document review related to same; review emails
08/14/2022	Yarek M. Smagowski	9.10	4,550.00	QC/2L document review for responsiveness and privilege; attend case team meeting re: ongoing case requirements.
08/14/2022	Canem Ozyildirim	11.00	10,175.00	Document review
08/14/2022	Adabelle U. Ekechukwu	9.00	8,325.00	Review documents.
08/14/2022	Soe Min	3.00	1,050.00	Imported data files and loaded into Relativity for case team review as per Dax Whitfield

**Twitter, Inc. - Litigation Preparation  
Time Detail**

Thru 8/31/2022

<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
08/14/2022	Aaron R. Samaroo	0.96	384.00	Prepare about 300GB electronic documents pertaining to 2022.08.12 - EXP001 in the document review repository for attorney review and analysis as requested by D. Webb. Retrieved the data from the FTP site and started to prepare it for extraction on WLRK servers.
08/14/2022	Aaron R. Samaroo	0.80	320.00	Prepare about 300GB electronic documents pertaining to 2022.08.12 - EXP001 in the document review repository for attorney review and analysis as requested by D. Webb. Retrieved the data from the FTP site and started to prepare it for extraction on WLRK servers.
08/14/2022	Aaron R. Samaroo	9.57	3,828.00	Prepare about 300GB electronic documents pertaining to 2022.08.12 - EXP001 in the document review repository for attorney review and analysis as requested by D. Webb. Retrieved the data from the FTP site and started to prepare it for extraction on WLRK servers.
08/14/2022	Aaron R. Samaroo	0.29	116.00	Prepare the natives, textfiles and metadata totaling about 300GBs received from Lighthouse in the document review repository for Case Info Media Intake Tracking for attorney review and analysis as requested by D. Webb.
08/14/2022	Aaron R. Samaroo	1.36	544.00	Prepare electronic documents pertaining to the data received from Lighthouse vendor in the document review repository for attorney review and analysis as requested by B. Fish.
08/14/2022	Nathanial P. Graham	12.60	4,095.00	Coverage and various file collection tasks, per associate team and C. Lee.
08/14/2022	Max B. Obmascik	3.00	975.00	Weekend Coverage
08/14/2022	Demirkan Coker	11.00	3,575.00	
08/14/2022	Chastine E.C. Schmidt	8.10	5,265.00	Doc review
08/15/2022	William D. Savitt	2.50	4,625.00	discovery; experts
08/15/2022	Benjamin M. Roth	1.50	2,475.00	
08/15/2022	Sarah K. Eddy	7.50	12,000.00	prep for Emmy session; review MTC letter & team mtg re same; client mtg re discovery; travel to TO
08/15/2022	Gregory E. Pessin	2.50	3,875.00	
08/15/2022	Bradley R. Wilson	14.70	23,520.00	
08/15/2022	Ryan A. McLeod	14.49	21,735.00	brief re motion to compel; depo prep with CEO; meetings with client; expert report outlining; information gathering for experts; expert identification; attention to stockholder litigation
08/15/2022	Anitha Reddy	9.00	13,500.00	legal research/brief drafting/discovery review
08/15/2022	Noah B. Yavitz	12.90	17,092.50	various litigation workstreams
08/15/2022	Leo E. Strine, Jr.	0.75	1,500.00	Emails regarding financing, discovery.
08/15/2022	Adam M. Gogolak	4.00	5,600.00	
08/15/2022	Claudia T. Morgan	10.90	11,988.90	eDiscovery communications and follow up
08/15/2022	Adam L. Goodman	16.30	20,375.00	attention to discovery
08/15/2022	David E. Kirk	18.10	21,267.50	Offensive discovery, motions to compel, subpoenas, meet and confer calls
08/15/2022	David P.T. Webb	11.88	12,177.00	
08/15/2022	Remy K. Grosbard	6.50	6,662.50	finalizing R&O brief
08/15/2022	Zachary M. David	13.50	12,487.50	drafted opposition to motion to compel
08/15/2022	Simon J. Williams	6.20	5,735.00	Finalizing data advisors motion — final proofs, cite checks, coordinating with PAC; reviewing financing agreements and merger agreement for research re remedies
08/15/2022	Alexandra P. Sadinsky	15.33	18,012.75	Strategy
08/15/2022	Akua F. Abu	15.20	11,020.00	- reviewing batches of docs for responsiveness as part of defensive discovery
08/15/2022	Brittany A. Fish	17.00	14,025.00	Trial prep
08/15/2022	Jessica L. Allen	3.75	2,718.75	Doc review; update discovery trackers; review collection process

**Twitter, Inc. - Litigation Preparation  
Time Detail**

Thru 8/31/2022

<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
08/15/2022	Donald J. Butterworth	5.35	3,878.75	Revise working matter chronologies. Correspond with discovery vendor re document review panels. Correspond with Adam Goodman re draft discovery responses. Review brief filed by defendants, and correspond with Sarah Eddy re same.
08/15/2022	Charles M. Melman	10.48	7,598.00	Multiple calls with expert team and expert consulting firms. Made final revisions to expert disclosure and prepared for filing. Researched opposing counsel's designated experts and prepared note to client on same. Located, compiled, and sent to expert consulting firm relevant documents.
08/15/2022	Adebola O.M. Olofin	12.10	12,402.50	review key docs; create deposition prep guide; interview parag agrawal; internal calls related to case management and chronology; review emails.
08/15/2022	Yarek M. Smagowski	10.30	5,150.00	QC/2L document review for responsiveness and privilege.
08/15/2022	Canem Ozyildirim	12.50	11,562.50	Document review
08/15/2022	Adabelle U. Ekechukw	12.00	11,100.00	Review documents.
08/15/2022	Robinson C. Strauss	11.00	4,675.00	Atty requests, depo prep
08/15/2022	Richard Y. Lam	0.30	142.50	Contact vendor, Lighthouse, to discuss recommendation for scanning vendor in Toronto.
08/15/2022	Aaron R. Samaroo	0.36	144.00	Prepare electronic documents pertaining to the data received from Lighthouse vendor in the document review repository for attorney review and analysis as requested by B. Fish.
08/15/2022	Aaron R. Samaroo	0.79	316.00	Prepare encrypted electronic documents pertaining to MSCO-001.zip.006 for attorney review and analysis as requested by D Webb.
08/15/2022	Aaron R. Samaroo	0.92	368.00	Prepare electronic documents pertaining to the data received from Lighthouse vendor in the document review repository for attorney review and analysis as requested by B. Fish.
08/15/2022	Shera Goldman	0.40	120.00	Ledwig, J - obtain court docs
08/15/2022	Nancy R. McKay	5.00	1,500.00	Search precedent ex parte motions in CA for C Garcia; search info re list of persons for R Strauss
08/15/2022	Danielle R. Brena	0.20	55.00	court filing pulls for J Ledwig
08/15/2022	Elizabeth Grunwald	3.50	1,050.00	Pulled documents related to a number of cases in regard to exhibits, affidavits. (Garcia)
08/15/2022	Kelum S. Wick	0.30	120.00	Creating new search index in Relativity workspace in order to facilitate attorney document review.
08/15/2022	Jed L. Garfunkel	1.00	475.00	Update case management documentation to include file data transfer information regarding 3 data transfers from lighthouse to Relativity for attorney review, as requested by D. Webb.
08/15/2022	Nathanial P. Graham	2.90	942.50	Drafted binders of authorities for A. Sadinsky.
08/15/2022	Nathanial P. Graham	1.10	357.50	Drafted template motions for A. Sadinsky and C. Garcia.
08/15/2022	Nathanial P. Graham	0.20	65.00	Tagged database documents, per A. Sadinsky.
08/15/2022	Nathanial P. Graham	0.20	65.00	Saved consolidated subpoenas to files, per A. Sadinsky.
08/15/2022	Nathanial P. Graham	0.80	260.00	Updated discovery tracker, per D. Kirk.
08/15/2022	Nathanial P. Graham	0.60	195.00	Collected documents from database for A. Sadinsky.
08/15/2022	Nathanial P. Graham	2.90	942.50	Coverage, per C. Lee.
08/15/2022	Max B. Obmascik	12.00	3,900.00	Chron updates, file management, third party subpoena tracking
08/15/2022	Madison S. Lai	0.50	162.50	Saving down files
08/15/2022	Andrew J. Alstodt	2.00	650.00	coverage, imange updates
08/15/2022	Demirkan Coker	7.00	2,275.00	
08/15/2022	Madison B. Gagne	5.00	1,625.00	On standby/saving documents/miscellaneous tasks
08/15/2022	Cesar Emilio Garcia	13.18	2,965.50	Draft ex parte application and pull proposed exhibits for petition to comply with subpoena Alexandra Sadinsky and David Kirk

**Twitter, Inc. - Litigation Preparation  
Time Detail**

Thru 8/31/2022

<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
08/15/2022	Chastine E.C. Schmidt	9.60	6,240.00	Doc review
08/16/2022	William D. Savitt	3.00	5,550.00	Segal prep; offensive discovery plan; Crispo; MDau
08/16/2022	Benjamin M. Roth	2.50	4,125.00	
08/16/2022	Sarah K. Eddy	18.50	29,600.00	work on MTC response; prep for & conduct Emmy session; calls w/client & WDS
08/16/2022	Gregory E. Pessin	1.00	1,550.00	
08/16/2022	Bradley R. Wilson	15.40	24,640.00	
08/16/2022	Ryan A. McLeod	16.83	25,245.00	opposition research on experts; attention to discovery disputes; team meetings; interviews and meetings with expert teams; attention to deposition themes and preparation; review documents
08/16/2022	Anitha Reddy	9.00	13,500.00	legal research/brief drafting/discovery review
08/16/2022	Noah B. Yavitz	12.60	16,695.00	various litigation workstreams
08/16/2022	Leo E. Strine, Jr.	0.50	1,000.00	Emails regarding potential alternative deal structures with co-counsel.
08/16/2022	Adam M. Gogolak	6.00	8,400.00	
08/16/2022	Claudia T. Morgan	10.28	11,305.80	eDiscovery communications and follow up
08/16/2022	Adam L. Goodman	13.80	17,250.00	attention to discovery
08/16/2022	David E. Kirk	17.30	20,327.50	Offensive discovery, subpoenas, motions to compel, document review, tracker updates, meetings and calls re same
08/16/2022	Nathaniel D. Cullerton	8.40	10,500.00	Offensive discovery; motion practice.
08/16/2022	David P.T. Webb	18.90	19,372.50	
08/16/2022	Remy K. Grosbard	11.50	11,787.50	reviewing emails; background reading; date range brief
08/16/2022	Zachary M. David	13.50	12,487.50	drafted opposition to motion to compel
08/16/2022	Simon J. Williams	7.30	6,752.50	Legal research re financing, remedies
08/16/2022	Alexandra P. Sadinsky	17.00	19,975.00	strategy
08/16/2022	Akua F. Abu	14.70	10,657.50	- reviewing batches of docs for responsiveness as part of defensive discovery
08/16/2022	Brittany A. Fish	16.00	13,200.00	Trial prep
08/16/2022	Jessica L. Allen	0.39	282.75	Doc review
08/16/2022	Jessica L. Allen	0.50	362.50	Call with LH
08/16/2022	Donald J. Butterworth	5.95	4,313.75	Review and revise draft affidavit. Review and revise draft brief, and correspond with Adam Goodman and Zach David re same. Revise working matter chronologies. Correspond with expert team, and review client documents re same. Call with David Webb re document review. Collect examples relevant to discovery of third parties. Correspond with Adam Goodman re discovery correspondence.
08/16/2022	Charles M. Melman	7.46	5,408.50	Calls with three expert consulting firms re: status of various expert reports and important documents for same. Expert team meeting regarding same. Review of documents in incoming and outgoing productions for material relevant to various experts, and organization and transmittal of same.
08/16/2022	Adebola O.M. Olofin	13.60	13,940.00	Draft outline of prep materials for Ned Segal interview; conduct Segal interview; draft and circulates notes summarizing interview; review documents; review email correspondence; confer regarding deposition scheduling and workstreams; review interview notes from Emmy A interview.
08/16/2022	Yarek M. Smagowski	12.10	6,050.00	QC/2L document review for responsiveness and privilege.
08/16/2022	Canem Ozyildirim	15.00	13,875.00	Document review
08/16/2022	Adabelle U. Ekechukwu	12.00	11,100.00	Review documents.
08/16/2022	Robinson C. Strauss	7.75	3,293.75	atty requests
08/16/2022	Juan Rojas	2.33	932.00	Process incoming document production and load to e-discovery database for attorney review per David Kirk request
08/16/2022	Richard Y. Lam	0.60	285.00	QC data loaded to internal database and email case team regarding the status of indexing process to make the database text searchable.



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Thru 8/31/2022

<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
08/16/2022	Lena Goldenberg	2.00	600.00	Research project for R. Strauss
08/16/2022	Nancy R. McKay	2.00	600.00	Search precedent ex parte motions in CA for C Garcia
08/16/2022	Elizabeth Grunwald	0.50	150.00	Checked for availability of DE Chancery documents in DE case on Bloomberg. (Ledwig)
08/16/2022	Elizabeth Grunwald	0.50	150.00	Search to try to get Times of London article. (Melman)
08/16/2022	Nathaniel P. Graham	2.20	715.00	Coverage, per C. Lee.
08/16/2022	Nathaniel P. Graham	1.70	552.50	Updated binder of party discovery correspondence, per A. Sadinsky.
08/16/2022	Nathaniel P. Graham	0.90	292.50	Updated discovery tracker, per A. Sadinsky.
08/16/2022	Nathaniel P. Graham	2.90	942.50	Cite checked redline of draft brief, per Z. David.
08/16/2022	Nathaniel P. Graham	0.60	195.00	Collected and printed key docs, per A. Sadinsky.
08/16/2022	Nathaniel P. Graham	0.20	65.00	Searched database for documents, per Z. David.
08/16/2022	Max B. Obmascik	12.00	3,900.00	Sacks response memo, p&c updates, third party subpoena tracking
08/16/2022	Demirkan Coker	3.00	975.00	
08/16/2022	Madison B. Gagne	5.00	1,625.00	On standby/saving documents/miscellaneous tasks
08/16/2022	Cesar Emilio Garcia	14.43	3,246.75	Draft ex parte application and edit memo on email privilege analysis Alexandra Sadinsky and David Kirk
08/16/2022	Chastine E.C. Schmidt	13.90	9,035.00	Slack review
08/17/2022	William D. Savitt	4.00	7,400.00	data sets motions; MTC papers; deposition matters; DPW & log matters
08/17/2022	Benjamin M. Roth	2.00	3,300.00	
08/17/2022	Sarah K. Eddy	15.00	24,000.00	work on motion response; correspondence re discovery; partners' mtg; deposition planning
08/17/2022	Bradley R. Wilson	12.40	19,840.00	
08/17/2022	Ryan A. McLeod	15.39	23,085.00	calls with experts; team meetings; review documents; depositions prep; attention to briefing
08/17/2022	Anitha Reddy	9.00	13,500.00	legal research/brief drafting/discovery review
08/17/2022	Noah B. Yavitz	10.50	13,912.50	various litigation workstreams
08/17/2022	Leo E. Strine, Jr.	1.50	3,000.00	Work on potential alternative deal structures.
08/17/2022	Adam M. Gogolak	8.00	11,200.00	
08/17/2022	Claudia T. Morgan	9.32	10,246.50	eDiscovery communications and follow up
08/17/2022	Adam L. Goodman	15.20	19,000.00	attention to discovery
08/17/2022	David E. Kirk	14.30	16,802.50	Offensive discovery; subpoenas; motions to compel and related research and drafting; meet and confers; calls, emails and updates re same
08/17/2022	Nathaniel D. Cullerton	11.40	14,250.00	Offensive discovery; motion practice.
08/17/2022	David P.T. Webb	15.12	15,498.00	
08/17/2022	Remy K. Grosbard	13.50	13,837.50	date range brief
08/17/2022	Zachary M. David	14.40	13,320.00	drafted opposition to motion to compel
08/17/2022	Simon J. Williams	10.80	9,990.00	Legal research re financing, remedies; drafting memo
08/17/2022	Alexandra P. Sadinsky	15.00	17,625.00	Strategy
08/17/2022	Akua F. Abu	14.30	10,367.50	reviewing batches of docs for responsiveness as part of defensive discovery
08/17/2022	Brittany A. Fish	12.00	9,900.00	Trial prep
08/17/2022	Jessica L. Allen	7.76	5,626.00	Doe review; review client interview notes
08/17/2022	Donald J. Butterworth	6.00	4,350.00	Review and revise draft opposition brief and affidavit. Meeting with Bill Savitt and Bola Olofin re deposition preparation. Call with David Webb re discovery matters. Prepare draft theme sheet for offensive depositions, and correspond with various team members re same. Prepare draft schedule of offensive depositions with prioritization and other relevant information.

**Twitter, Inc. - Litigation Preparation  
Time Detail**

Thru 8/31/2022

<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
08/17/2022	Charles M. Melman	12.00	8,700.00	Multiple calls with expert consulting firms re: status of various reports and learnings from company data and interviews. Calls with fact discovery team members regarding same. Review of documents in outgoing productions for materials relevant to expert witnesses.
08/17/2022	Adebola O.M. Olofin	4.50	4,612.50	meet regarding deposition prep; begin sketching out case themes for defensive depositions.
08/17/2022	Yarek M. Smagowski	12.10	6,050.00	QC/2L document review for responsiveness and privilege.
08/17/2022	Canem Ozyildirim	12.00	11,100.00	Document review
08/17/2022	Adabelle U. Ekechukw	12.00	11,100.00	
08/17/2022	Robinson C. Strauss	11.75	4,993.75	various atty requests
08/17/2022	Juan Rojas	0.40	160.00	Update dtSearch index in e-discovery review database in order to enable comprehensive terms searches accross document collection per Luis McNish request
08/17/2022	Kelum S. Wick	0.17	68.00	Preparing native file export from Relativity workspace in order to make a file available for offline attorney review, as requested by B. Fish.
08/17/2022	Nathanial P. Graham	10.70	3,477.50	Drafted spreadsheet of comment docs and underlying docs, per D. Webb.
08/17/2022	Nathanial P. Graham	1.20	390.00	Quality checked hit report against search terms, per A. Goodman.
08/17/2022	Nathanial P. Graham	0.20	65.00	Saved filings and exhibits, per S. Williams.
08/17/2022	Nathanial P. Graham	0.40	130.00	Circulated key documents and sent to print, per A. Sadinsky.
08/17/2022	Nathanial P. Graham	0.40	130.00	Coordinated and supervised template drafting with Word Processing department, per A. Goodman.
08/17/2022	Nathanial P. Graham	0.10	32.50	Checked citations for A. Sadinsky.
08/17/2022	Nathanial P. Graham	0.40	130.00	Fact research for motion, per A. Sadinsky.
08/17/2022	Max B. Obmascik	9.00	2,925.00	File management, filings organization, MTC cite check
08/17/2022	Madison S. Lai	3.00	975.00	Google docs comments spreadsheet
08/17/2022	Andrew J. Alstodt	1.00	325.00	coverage, imange updates
08/17/2022	Demirkan Coker	4.00	1,300.00	
08/17/2022	Madison B. Gagne	5.00	1,625.00	On standby/saving documents/miscellaneous tasks
08/17/2022	Cesar Emilio Garcia	13.08	2,943.00	Help draft petition to comply with subpoena and submit email on email privilege analysis Alexandra Sadinsky and David Kirk
08/17/2022	Chastine E.C. Schmidt	13.60	8,840.00	Slack review
08/18/2022	Benjamin M. Roth	2.00	3,300.00	
08/18/2022	Sarah K. Eddy	9.00	14,400.00	mtg re discovery; work on public filings redactions & correspondence re same; review chron & incoming & outgoing key docs; connect w/WSGR; partners' mtg; counsel huddle & Transactions Ctee participation
08/18/2022	Gregory E. Pessin	1.00	1,550.00	
08/18/2022	Bradley R. Wilson	14.10	22,560.00	
08/18/2022	Ryan A. McLeod	13.23	19,845.00	interview witnesses; attention to expert reports; prepare deposition prep materials
08/18/2022	Anitha Reddy	9.00	13,500.00	legal research/brief drafting/discovery review
08/18/2022	Noah B. Yavitz	12.00	15,900.00	various litigation workstreams
08/18/2022	Adam M. Gogolak	6.00	8,400.00	
08/18/2022	Claudia T. Morgan	11.97	13,167.00	eDiscovery communications and follow up
08/18/2022	Adam L. Goodman	16.70	20,875.00	attention to discovery
08/18/2022	David E. Kirk	14.60	17,155.00	Offensive discovery, draft subpoenas, meet and confers, discuss offensive deposition planning, legal research re: motions to compel
08/18/2022	Nathaniel D. Cullerton	10.60	13,250.00	Offensive discovery; motion practice.
08/18/2022	David P.T. Webb	12.96	13,284.00	
08/18/2022	Remy K. Grosbard	12.50	12,812.50	revisions to date range brief; reviewing emails/MTC briefs

**Twitter, Inc. - Litigation Preparation  
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Thru 8/31/2022

<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
08/18/2022	Zachary M. David	13.50	12,487.50	legal research, document review
08/18/2022	Simon J. Williams	14.30	13,227.50	Legal research re financing, remedies; meetings with AKR; drafting reply brief re data advisors
08/18/2022	Alexandra P. Sadinsky	15.00	17,625.00	Strategy
08/18/2022	Akua F. Abu	14.00	10,150.00	- def discovery team meeting - reviewing batches of docs for responsiveness as part of defensive discovery
08/18/2022	Brittany A. Fish	14.00	11,550.00	Trial prep
08/18/2022	Jessica L. Allen	0.80	580.00	Discovery team meeting
08/18/2022	Jessica L. Allen	10.00	7,250.00	Doc review; clean up custodial interview notes
08/18/2022	Donald J. Butterworth	6.15	4,458.75	Meeting with Noah Yavitz re offensive deposition preparation. Revise draft theme sheet and schedules for offensive depositions. Revise working matter chronologies. Correspond with David Webb and Brad Wilson re discovery matters. Meeting with discovery team re responses to follow-on discovery demands. Call with David Kirk re offensive depositions. Call with Adam Goodman re draft discovery responses. Correspond with Alex Sadinsky re offensive depositions.
08/18/2022	Charles M. Melman	8.71	6,314.75	Participated in interviews with multiple company employees re: advertising business and spam-fighting. Call with statistics expert re: information requests and substantive thinking for report. Researched remedies for late disclosure of expert witnesses' identities.
08/18/2022	Adebola O.M. Olofin	12.90	13,222.50	conduct document review; reviewing filings and emails; work on defensive deposition prep
08/18/2022	Yarek M. Smagowski	12.00	6,000.00	QC/2L document review for responsiveness and privilege; attend discovery team meeting re: ongoing case requirements.
08/18/2022	Canem Ozyildirim	14.50	13,412.50	Document review
08/18/2022	Adabelle U. Ekechukwu	12.00	11,100.00	Review documents; collect and circulate hot document summaries.
08/18/2022	Robinson C. Strauss	9.75	4,143.75	various atty requests
08/18/2022	Gene Chollick	2.50	1,187.50	Hyperlinking project - ngraham
08/18/2022	Gene Chollick	3.00	1,425.00	Programmatic truncation of text files that were interfering with Relativity dtSearch functionality
08/18/2022	Lena Goldenberg	2.00	600.00	Corporate research and obtaining of the documents for D. Kirk
08/18/2022	Danielle R. Brena	0.40	110.00	case pulls for M Obmascik
08/18/2022	Elizabeth Grunwald	2.00	600.00	Pulled proposed post-trial orders, post-trial orders and judgments for various cases. (S. Williams)
08/18/2022	Jed L. Garfunkel	0.80	380.00	Review export request and look at Saved Searches to identify population of documents reviewed and searched for STRs, as requested by A. Gogolak.
08/18/2022	Jed L. Garfunkel	1.80	855.00	Review request to add bulk redactions and follow up with C. Schmidt and Mylili to discuss application of redactions on images and spreadsheets.
08/18/2022	Nathanial P. Graham	2.00	650.00	Coverage, per C. Lee.
08/18/2022	Nathanial P. Graham	0.40	130.00	Gathered email collections of hot docs, per B. Fish.
08/18/2022	Nathanial P. Graham	3.70	1,202.50	Prepared hyperlinked spreadsheet of comments and underlying docs, per D. Webb.
08/18/2022	Nathanial P. Graham	0.70	227.50	Updated discovery correspondence binder, per A. Sadinsky.
08/18/2022	Nathanial P. Graham	0.40	130.00	Quality checked exhibits, per B. Levander.
08/18/2022	Nathanial P. Graham	0.40	130.00	Circulated key documents and sent to print, per A. Sadinsky.
08/18/2022	Nathanial P. Graham	0.40	130.00	Prepared materials for printing, per S. Eddy.
08/18/2022	Max B. Obmascik	12.00	3,900.00	DE Court Research, Tesla hit reports, authorities pull
08/18/2022	Andrew J. Alstodt	1.00	325.00	Lighthouse work
08/18/2022	Demirkan Coker	4.50	1,462.50	
08/18/2022	Madison B. Gagne	5.00	1,625.00	On standby/saving documents/miscellaneous tasks

## Twitter, Inc. - Litigation Preparation

## Time Detail

Thru 8/31/2022

<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
08/18/2022	Cesar Emilio Garcia	15.20	3,420.00	Draft separate statement responses and revise memo on email privilege Alexandra Sadinsky and David Kirk
08/18/2022	Chastine E.C. Schmidt	8.90	5,785.00	Slack review and doc review
08/19/2022	William D. Savitt	6.50	12,025.00	offensive discovery; Mudge matters; Segal prep; experts
08/19/2022	Benjamin M. Roth	1.00	1,650.00	
08/19/2022	Sarah K. Eddy	7.80	12,480.00	partners' mtg; opp to request for sur-reply; calls w/client & Wilmer re Mudge etc.; mtg re DV
08/19/2022	Bradley R. Wilson	12.50	20,000.00	
08/19/2022	Ryan A. McLeod	12.78	19,170.00	meetings with experts; team meetings; calls re third-party subpoenas; meeting with client re deposition prep; meetings re document review; witness interviews
08/19/2022	Anitha Reddy	4.00	6,000.00	legal research/brief drafting/discovery review
08/19/2022	Noah B. Yavitz	12.20	16,165.00	various litigation workstreams
08/19/2022	Adam M. Gogolak	7.00	9,800.00	
08/19/2022	Claudia T. Morgan	8.74	9,612.90	eDiscovery communications and follow up
08/19/2022	Adam L. Goodman	10.80	13,500.00	attention to discovery
08/19/2022	David E. Kirk	13.90	16,332.50	Offensive discovery, subpoenas, discuss document record
08/19/2022	Nathaniel D. Cullerton	4.80	6,000.00	Offensive discovery; motion practice.
08/19/2022	David P.T. Webb	14.94	15,313.50	
08/19/2022	Remy K. Grosbard	8.00	8,200.00	research re equity financing
08/19/2022	Zachary M. David	13.50	12,487.50	legal research, drafted opposition to motion for surreply, document review
08/19/2022	Simon J. Williams	14.10	13,042.50	Drafting, legal research for reply brief re data analysts; research re debt financing; transferring/formatting/reviewing updated draft
08/19/2022	Alexandra P. Sadinsky	13.50	15,862.50	Strategy
08/19/2022	Akua F. Abu	10.50	7,612.50	reviewing batches of docs for responsiveness as part of defensive discovery
08/19/2022	Brittany A. Fish	13.50	11,137.50	Trial prep
08/19/2022	Jessica L. Allen	7.75	5,618.75	Doc review; review R&Os
08/19/2022	Donald J. Butterworth	4.65	3,371.25	Meeting with litigation partners and fact discovery team re preparation for offensive and defensive depositions. Review documents received from client as relevant to draft discovery responses. Revise offensive deposition tracking document. Revise working matter chronology. Review documents produced by third parties and collected from client, and correspond with discovery team re same. Revise draft offensive deposition theme sheet.
08/19/2022	Charles M. Melman	13.46	9,758.50	Reviewed and provided commentary to team on multiple draft expert reports. Multiple calls and meetings with expert consulting firm, internal expert report team, and Twitter personnel to assist expert consulting firms. Assistance with response brief.
08/19/2022	Adebola O.M. Olofin	9.10	9,327.50	review emails; coordinate depo scheduling; work on defensive depo prep; conduct document review; meetings regarding depositions
08/19/2022	Yarek M. Smagowski	11.20	5,600.00	QC/2L document review for responsiveness and privilege.
08/19/2022	Canem Ozyildirim	14.00	12,950.00	Document review
08/19/2022	Adabelle U. Ekechukw	12.00	11,100.00	Review documents; collect and circulate hot document summaries.
08/19/2022	Robinson C. Strauss	10.00	4,250.00	atty requests/projects
08/19/2022	Juan Rojas	0.66	264.00	Create key terms searches in e-discovery database to retrieve certain documents of interest per Nathaniel Graham request
08/19/2022	Kyaik P. Tan	2.00	700.00	Hyperlinked documents in excle files. , downloaded videos file for attorney , Imported data into processing engines, OCR'd docs, created images, exported data for attorney review.loaded data to Relativity.
08/19/2022	Richard Y. Lam	0.90	427.50	Attend conference call with Twitter case team and vendor, review searches for production.

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Time Detail**

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<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
08/19/2022	Lena Goldenberg	3.60	1,080.00	Research and case pulls for M. Obmasick
08/19/2022	Lena Goldenberg	0.50	150.00	Research for D. Kirk
08/19/2022	Janice E. Henderson	3.50	962.50	Obtaining case law regarding whether an employee who texts with personal attorneys on a company-owned device waives the attorney-client privilege or the attorney work-product privilege for C. Garcia.
08/19/2022	Jed L. Garfunkel	1.00	475.00	Call with C. Morgan to onboard matter and set up workspace credentials to access Relativity and test two factor authentication.
08/19/2022	Nathanial P. Graham	1.00	325.00	Quality checked hit report, per D. Kirk.
08/19/2022	Nathanial P. Graham	2.20	715.00	Cite checked draft responses and objections, per A. Goodman.
08/19/2022	Nathanial P. Graham	2.70	877.50	Downloaded and saved witness files to iManage, per A. Olofin.
08/19/2022	Nathanial P. Graham	0.60	195.00	Created database search for D. Webb.
08/19/2022	Nathanial P. Graham	0.40	130.00	Collected key docs and sent to print, per A. Sadinsky.
08/19/2022	Nathanial P. Graham	0.50	162.50	Organized folder of pleadings, per A. Goodman.
08/19/2022	Nathanial P. Graham	4.50	1,462.50	Coverage, per C. Lee.
08/19/2022	Max B. Obmasick	10.00	3,250.00	Binder prep, Data advisors cite check, file management
08/19/2022	Andrew J. Alstodt	1.25	406.25	offensive discovery tracker
08/19/2022	Demirkan Coker	4.50	1,462.50	
08/19/2022	Madison B. Gagne	5.00	1,625.00	On standby/saving documents/miscellaneous tasks
08/19/2022	Cesar Emilio Garcia	12.00	2,700.00	Submit revised memo on email privilege analysis Alexandra Sadinsky and David Kirk
08/19/2022	Chastine E.C. Schmidt	11.10	7,215.00	Doc review
08/20/2022	William D. Savitt	5.70	10,545.00	Mudge; deposition prep; order of proof; docs; date motion
08/20/2022	Sarah K. Eddy	9.00	14,400.00	client meeting; calls w/WDS re Mudge etc; work on order of proof; call w/DoubleVerify; call w/BRW re Durban
08/20/2022	Bradley R. Wilson	9.80	15,680.00	
08/20/2022	Ryan A. McLeod	14.31	21,465.00	draft motion to enforce scheduling order; review and comment on expert reports; calls re same; team meetings; research; document review; calls re third party subpoenas
08/20/2022	Noah B. Yavitz	6.20	8,215.00	various litigation workstreams
08/20/2022	Adam M. Gogolak	6.00	8,400.00	
08/20/2022	Claudia T. Morgan	10.31	11,345.40	eDiscovery communications and follow up
08/20/2022	Adam L. Goodman	2.90	3,625.00	attention to discovery
08/20/2022	David E. Kirk	14.90	17,507.50	Offensive discovery, subpoenas, motion to compel, fact development, legal research, document productions
08/20/2022	Nathaniel D. Cullerton	4.00	5,000.00	Offensive discovery; motion practice.
08/20/2022	David P.T. Webb	10.80	11,070.00	
08/20/2022	Remy K. Grosbard	12.50	12,812.50	date range brief
08/20/2022	Zachary M. David	9.00	8,325.00	document review, legal research
08/20/2022	Simon J. Williams	6.90	6,382.50	Revising, legal research, cite-checking reply brief re data analysts; call with WDS, AKR; research re debt financing
08/20/2022	Alexandra P. Sadinsky	13.50	15,862.50	Strategy
08/20/2022	Akua F. Abu	8.00	5,800.00	reviewing batches of docs as part of defensive discovery
08/20/2022	Brittany A. Fish	4.00	3,300.00	Trial prep
08/20/2022	Jessica L. Allen	4.00	2,900.00	Update collection tracker; call with LH; doc review
08/20/2022	Donald J. Butterworth	4.05	2,936.25	Review documents received from third parties and collected from client. Revise working matter chronology. Prepare offensive deposition review panel. Review relevant disclosures and correspond with Sarah Eddy re same.
08/20/2022	Charles M. Melman	8.55	6,198.75	Reviewed three expert reports, provided comments, and had discussions with team concerning same.

## Twitter, Inc. - Litigation Preparation

## Time Detail

Thru 8/31/2022

<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
08/20/2022	Adebola O.M. Olofin	4.40	4,510.00	conduct document review in aid of deposition scheduling; review emails and exchange internal correspondence
08/20/2022	Yarek M. Smagowski	10.70	5,350.00	QC/2L document review for responsiveness and privilege.
08/20/2022	Canem Ozyildirim	9.00	8,325.00	Document review
08/20/2022	Adabelle U. Ekechukw	5.00	4,625.00	Review documents; collect and circulate hot document summaries.
08/20/2022	Robinson C. Strauss	10.00	4,250.00	Atty requests
08/20/2022	Richard Y. Lam	0.60	285.00	Coordinate loading of scanned hard copies for case team review.
08/20/2022	Soe Min	0.50	175.00	Imported data into processing engines deduplicated files and loaded into Relativity for case team review as per Sadinsky, Alexandra P.
08/20/2022	Aaron R. Samaroo	0.96	384.00	Prepare electronic documents pertaining to the first tranche of the Twitter outgoing productions for secure electronic transfer for attorney review and analysis as requested by D. Kirk.
08/20/2022	Aaron R. Samaroo	0.15	60.00	Prepare Notebooks electronic documents for secure electronic transfer for attorney review and analysis as requested by R. Lam.
08/20/2022	Aaron R. Samaroo	0.58	232.00	Prepare electronic documents in the Light House document review repository for attorney review and analysis as requested by M. Obmascik.
08/20/2022	Janice E. Henderson	1.50	412.50	Obtaining We Company v. SoftBank Group Corp (Del. Chan. 2020-0329) court documents for D. Kirk.
08/20/2022	Janice E. Henderson	1.00	275.00	Obtaining treatise sections and case for M. Obmascik.
08/20/2022	Janice E. Henderson	0.70	192.50	Obtaining briefs for motion to compel for D. Kirk.
08/20/2022	Jed L. Garfunkel	1.60	760.00	Review emails and follow up with Lighthouse to find out status of batching and various ongoing requests related to review and production of attorney reviewed documents and as requested by C. Morgan.
08/20/2022	Max B. Obmascik	5.00	1,625.00	Weekend Coverage
08/20/2022	Madison S. Lai	8.00	2,600.00	Witness files
08/20/2022	Demirkan Coker	7.00	2,275.00	
08/20/2022	Chastine E.C. Schmidt	8.70	5,655.00	Doc review
08/21/2022	William D. Savitt	7.00	12,950.00	revise motions; depositions; expert reports; Mudge
08/21/2022	Sarah K. Eddy	10.50	16,800.00	work on order of proof; calls w/DV counsel & Katherine; mtg w/BRW & WDS re argument; review incoming production highlights
08/21/2022	Bradley R. Wilson	13.30	21,280.00	
08/21/2022	Ryan A. McLeod	13.23	19,845.00	revise brief in support of motion to enforce scheduling order; calls and meetings re same; research for same; team meetings re discovery; review and comment on expert reports; team meeting re same
08/21/2022	Anitha Reddy	2.00	3,000.00	legal research/brief drafting/discovery review
08/21/2022	Noah B. Yavitz	8.30	10,997.50	various litigation workstreams
08/21/2022	Adam M. Gogolak	8.00	11,200.00	
08/21/2022	Claudia T. Morgan	8.58	9,434.70	eDiscovery communications and follow up
08/21/2022	Adam L. Goodman	16.70	20,875.00	attention to discovery
08/21/2022	David E. Kirk	11.20	13,160.00	Offensive discovery; third-party subpoenas; production tracking; motions to compel; related calls and legal research
08/21/2022	Nathaniel D. Cullerton	9.20	11,500.00	Offensive discovery; motion practice.
08/21/2022	David P.T. Webb	18.18	18,634.50	
08/21/2022	Remy K. Grosbard	10.50	10,762.50	date range brief
08/21/2022	Zachary M. David	12.60	11,655.00	drafted discovery brief
08/21/2022	Simon J. Williams	7.70	7,122.50	Revising, cite-checking reply brief re data analysts; research re debt financing; follow-up research on fraud claim
08/21/2022	Alexandra P. Sadinsky	10.00	11,750.00	Strategy
08/21/2022	Akua F. Abu	6.50	4,712.50	reviewing batches of docs as part of defensive discovery
08/21/2022	Brittany A. Fish	8.00	6,600.00	Trial prep

**Twitter, Inc. - Litigation Preparation  
Time Detail**

Thru 8/31/2022

<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
08/21/2022	Jessica L. Allen	5.20	3,770.00	Doc review
08/21/2022	Donald J. Butterworth	3.10	2,247.50	Revise working matter chronology, and coordinate with paralegal team re same. Correspond with David Webb re discovery matters. Review documents produced by third parties and collected from client.
08/21/2022	Charles M. Melman	8.99	6,517.75	Reviewed expert reports, participated in call with AG, participated in call with doubleverify counsel, participated in expert team call.
08/21/2022	Adebola O.M. Olofin	6.50	6,662.50	conduct document review; edit theme sheet for deposition witnesses; review emails
08/21/2022	Yarek M. Smagowski	8.20	4,100.00	QC/2L document review for responsiveness and privilege.
08/21/2022	Canem Ozyildirim	10.00	9,250.00	Document review
08/21/2022	Adabelle U. Ekechukwu	5.00	4,625.00	Review documents.
08/21/2022	Robinson C. Strauss	7.00	2,975.00	atty projects
08/21/2022	Aaron R. Samaroo	0.85	340.00	Prepare Hot electronic documents in the document review repository for hyperlinking for attorney review and analysis as requested by N. Graham.
08/21/2022	Aaron R. Samaroo	1.12	448.00	Prepare batch information case specific review statistics report pertaining to electronic documents in the Lighthouse document review repository for attorney review and analysis as requested by C. Morgan.
08/21/2022	Jed L. Garfunkel	1.30	617.50	Review emails and follow up with Lighthouse to find out status of batching and various ongoing requests related to review and production of attorney reviewed documents and as requested by C. Morgan.
08/21/2022	Nathanial P. Graham	11.50	3,737.50	Drafted template objections; updated witness files; pulled database docs; updated production logs; saved correspondence; per associate team. Coverage per C. Lee.
08/21/2022	Max B. Obmascik	10.00	3,250.00	Weekend coverage
08/21/2022	Andrew J. Alstodt	8.00	2,600.00	iManage Updates, Discovery Folder updates, lender depo subpoena folder, section iv twitter handles, custodian chart updates
08/21/2022	Chastine E.C. Schmidt	9.30	6,045.00	Doc review
08/22/2022	William D. Savitt	8.00	14,800.00	motion to enforce; MTC reply; Mudge matters; key docs; depositions
08/22/2022	Benjamin M. Roth	1.50	2,475.00	
08/22/2022	Sarah K. Eddy	13.00	20,800.00	work on order of proof; review offensive discovery production highlights; DoubleVerify correspondence & info-gathering; mtg re data reply brief & request for sur-reply
08/22/2022	Gregory E. Pessin	0.50	775.00	
08/22/2022	Bradley R. Wilson	12.70	20,320.00	
08/22/2022	Ryan A. McLeod	13.59	20,385.00	attention to motion to enforce scheduling order; review new subpoenas; attention to expert reports; meeting with experts; attention to deposition preparation
08/22/2022	Anitha Reddy	9.00	13,500.00	legal research/brief drafting/discovery review
08/22/2022	Noah B. Yavitz	13.10	17,357.50	various litigation workstreams
08/22/2022	Adam M. Gogolak	7.00	9,800.00	
08/22/2022	Claudia T. Morgan	12.41	13,652.10	eDiscovery communications and coordination
08/22/2022	Adam L. Goodman	14.20	17,750.00	attention to discovery
08/22/2022	David E. Kirk	17.10	20,092.50	Motion to compel, meet and confers, discovery tracking updates, document productions, document review, deposition planning, calls and meetings re same
08/22/2022	Nathaniel D. Cullerton	6.00	7,500.00	Offensive discovery; motion practice.
08/22/2022	David P.T. Webb	15.84	16,236.00	
08/22/2022	Remy K. Grosbard	11.33	11,613.25	research re equity financing specific performance; date range brief
08/22/2022	Zachary M. David	12.60	11,655.00	legal research, drafted opposition to anticipated discovery motion

**Twitter, Inc. - Litigation Preparation  
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Thru 8/31/2022

<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
08/22/2022	Simon J. Williams	13.40	12,395.00	Finalizing and filing reply brief re data analysts; research re debt financing; research on disclosures; follow-up research on fraud claim strategy
08/22/2022	Alexandra P. Sadinsky	12.25	14,393.75	
08/22/2022	Akua F. Abu	14.20	10,295.00	- reviewing slacks as part of defensive discovery - def discovery team meeting - sprint to substantial completion team meeting
08/22/2022	Brittany A. Fish	14.00	11,550.00	Trial prep
08/22/2022	Jessica L. Allen	0.16	116.00	Call w David re project
08/22/2022	Jessica L. Allen	9.50	6,887.50	Doc review
08/22/2022	Jessica L. Allen	1.50	1,087.50	Doc review
08/22/2022	Donald J. Butterworth	6.25	4,531.25	Call with Noah Yavitz and K&K team re coordination of incoming discovery materials. Meeting with Brad Wilson and Sarah Eddy re sur-reply brief. Draft and revise letter to court requesting sur-reply. Revise draft offensive deposition tracker. Coordinate with paralegals re information transfer to K&K team. Review documents produced by third parties and collected from client. Prepare draft visual presentation for motion to compel oral argument, and correspond with Brad Wilson re same.
08/22/2022	Charles M. Melman	13.35	9,678.75	Reviewed drafts of expert reports and participated in calls with AG. Built our tracker of incoming and outgoing doc productions
08/22/2022	Adebola O.M. Olofin	15.10	15,477.50	conduct document review; draft deposition theme sheet; review emails; exchange emails regarding document production; coordinate depo prep of bret taylor; calls regarding deposition; coordinate deposition scheduling and review outstanding subpoenas; review draft filings
08/22/2022	Yarek M. Smagowski	13.70	6,850.00	QC/2L document review for responsiveness and privilege; attend discovery team meetings re: ongoing case requirements
08/22/2022	Canem Ozyildirim	14.50	13,412.50	Document review
08/22/2022	Adabelle U. Ekechukwu	12.00	11,100.00	Review documents; collect and circulate hot document summaries.
08/22/2022	Robinson C. Strauss	8.75	3,718.75	Per APS requests re stock price reaction charts, edited charts and prepared excel calculations sheets, emails w/ N. Graham re same
08/22/2022	Kyaik P. Tan	0.75	262.50	Loaded third party production .
08/22/2022	Richard Y. Lam	0.30	142.50	Coordinate batching of documents for case team review.
08/22/2022	Shera Goldman	0.50	150.00	Strauss, R - obtain address info
08/22/2022	Nancy R. McKay	1.00	300.00	SEC filings for M Obmascik
08/22/2022	Elizabeth Grunwald	1.50	450.00	Searches for state of residence for various persons. (Strauss)
08/22/2022	Jed L. Garfunkel	2.80	1,330.00	Participate on Teams meeting with Lighthouse and C. Morgan to discuss batching of various document populations and outstanding documents to review. Participate on Zoom call with case team to discuss ongoing document review and finishing productions for substantial completion of discovery.
08/22/2022	Nathaniel P. Graham	1.00	325.00	Coverage, per C. Lee.
08/22/2022	Nathaniel P. Graham	0.30	97.50	Compiled pleadings folder on network drive, per D. Butterworth.
08/22/2022	Nathaniel P. Graham	0.60	195.00	Drafted binder for W. Savitt.
08/22/2022	Nathaniel P. Graham	0.40	130.00	Create database search for D. Webb.
08/22/2022	Nathaniel P. Graham	1.60	520.00	Compiled binder of authorities for B. Wilson.
08/22/2022	Nathaniel P. Graham	0.40	130.00	Hyperlinked document of notes, per A. Olofin.
08/22/2022	Nathaniel P. Graham	0.20	65.00	Chronologized files, per A. Sadinsky.
08/22/2022	Nathaniel P. Graham	0.50	162.50	Updated and QCed substantive pleadings folder, per A. Goodman.
08/22/2022	Nathaniel P. Graham	2.90	942.50	Drafted discovery tracker for A. Olofin.
08/22/2022	Nathaniel P. Graham	0.90	292.50	Downloaded and compiled documents per C. Melman.
08/22/2022	Rotem Litinski	5.47	1,777.75	
08/22/2022	Max B. Obmascik	12.00	3,900.00	3P Subpoena tracking, file management, depo prep



**Twitter, Inc. - Litigation Preparation  
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Thru 8/31/2022

<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
08/22/2022	Madison S. Lai	3.07	997.75	Witness files questions, team meeting
08/22/2022	Andrew J. Alstodt	2.50	812.50	Discovery Folder updates, iManage updates, workflow meeting, P&C folder updates
08/22/2022	Demirkan Coker	7.50	2,437.50	
08/22/2022	Madison B. Gagne	5.00	1,625.00	On standby/saving documents/miscellaneous tasks
08/22/2022	Chastine E.C. Schmidt	14.10	9,165.00	3L review
08/22/2022	Paul Gomes	0.28	112.00	Updated dtSearch index to provide advanced search functionality such as proximity, stemming, and fuzzy searches across any field type.
08/23/2022	William D. Savitt	9.00	16,650.00	Mudge situation; motion briefing revisions; docs for depositions; BRW argument matters
08/23/2022	Benjamin M. Roth	1.50	2,475.00	
08/23/2022	Sarah K. Eddy	12.00	19,200.00	work on reply brief re datasets; call w/DV counsel; work on other briefing
08/23/2022	Gregory E. Pessin	2.50	3,875.00	
08/23/2022	Bradley R. Wilson	15.40	24,640.00	
08/23/2022	Ryan A. McLeod	13.14	19,710.00	meetings with expert teams; comment on expert materials; prepare for depositions; attention to briefing
08/23/2022	Anitha Reddy	9.00	13,500.00	legal research/brief drafting/discovery review
08/23/2022	Noah B. Yavitz	14.00	18,550.00	various litigation workstreams
08/23/2022	Adam M. Gogolak	8.00	11,200.00	
08/23/2022	Claudia T. Morgan	9.04	9,939.60	eDiscovery communications and follow up
08/23/2022	Adam L. Goodman	16.50	20,625.00	attention to discovery
08/23/2022	David E. Kirk	13.30	15,627.50	Offensive discovery, motion practice, document review, deposition planning and prep, third party subpoena coordination
08/23/2022	Nathaniel D. Cullerton	3.80	4,750.00	Offensive discovery; motion practice.
08/23/2022	David P.T. Webb	12.24	12,546.00	
08/23/2022	Remy K. Grosbard	14.00	14,350.00	date range brief
08/23/2022	Zachary M. David	14.40	13,320.00	Zatko materials review, drafted memo, prepared talking points for oral argument on discovery motion
08/23/2022	Simon J. Williams	12.20	11,285.00	Research on debt financing; research and drafting memo on disclosures and opinion statements; research on fraud and materiality strategy
08/23/2022	Alexandra P. Sadinsky	13.50	15,862.50	
08/23/2022	Akua F. Abu	13.00	9,425.00	- reviewing slacks as part of defensive discovery - def discovery team meeting - sprint to substantial completion team meeting
08/23/2022	Brittany A. Fish	14.50	11,962.50	Doc review; team correspondence
08/23/2022	Jessica L. Allen	0.50	362.50	Meeting re doc review process
08/23/2022	Jessica L. Allen	10.00	7,250.00	Doc review
08/23/2022	Donald J. Butterworth	5.80	4,205.00	Review and revise draft presentation for motion to compel oral argument, and coordinate with graphics consultant re same. Review and revise draft outline for same. Meet with Brad Wilson re same. Revise working matter chronology. Review and revise draft opposition brief, and correspond with team re same.
08/23/2022	Charles M. Melman	10.30	7,467.50	Calls with Comerstone, AG, and expert team re status of reports, comments on drafts, information requests, and status of requests with client.
08/23/2022	Adebola O.M. Olofin	12.70	13,017.50	Review court decision; review draft filings; conduct document review; confer internally regarding depositions; review emails; draft case themes sheet for depositions
08/23/2022	Yarek M. Smagowski	15.10	7,550.00	QC/2L document review for responsiveness and privilege; attend meeting with C. Morgan and J. Allen re: special review protocol.
08/23/2022	Canem Ozyildirim	15.50	14,337.50	Document review
08/23/2022	Adabelle U. Ekechukwu	16.00	14,800.00	Document review for defensive production.

**Twitter, Inc. - Litigation Preparation  
Time Detail**

Thru 8/31/2022

<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
08/23/2022	Robinson C. Strauss	11.00	4,675.00	atty requests
08/23/2022	Janice E. Henderson	0.30	82.50	Obtaining telephone numbers and emails for four individuals for M. Lai.
08/23/2022	Elizabeth Grunwald	2.50	750.00	Continued searches for states of residence for various persons. (Strauss)
08/23/2022	Kelum S. Wick	0.60	240.00	Creating saved searches in vendor Relativity workspace in order to facilitate attorney review of communications in certain document productions, as requested by C. Melman.
08/23/2022	Jed L. Garfunkel	0.70	332.50	Participate on mobile device collections call with C. Morgan, C. Bentley, and Lighthouse to discuss Google Takeout collection of text messages.
08/23/2022	Nathanial P. Graham	0.40	130.00	Collected key docs and sent to print, per A. Sadinsky.
08/23/2022	Nathanial P. Graham	0.90	292.50	Compiled exhibits, per C. Melman.
08/23/2022	Nathanial P. Graham	0.20	65.00	Scheduled conference room for hearing, per R. McLeod.
08/23/2022	Nathanial P. Graham	0.70	227.50	Cite checked draft motion, per C. Melman.
08/23/2022	Nathanial P. Graham	0.20	65.00	Printed selected documents for A. Sadinsky.
08/23/2022	Nathanial P. Graham	8.10	2,632.50	Drafted chart of database materials, per A. Sadinsky.
08/23/2022	Nathanial P. Graham	1.90	617.50	Cite checked draft letter, per R. Grosbard.
08/23/2022	Rotem Litinski	8.97	2,915.25	
08/23/2022	Max B. Obmascik	10.00	3,250.00	Relativity tagging, depo prep, file management
08/23/2022	Madison S. Lai	4.67	1,517.75	Custodians tracker, contacts for Adam Goodman, transcripts for Alex, rocketreach
08/23/2022	Andrew J. Alstodt	3.50	1,137.50	Information (phone#) gathering, discovery folder updates, third party discovery tracker updates
08/23/2022	Demirkan Coker	10.50	3,412.50	
08/23/2022	Madison B. Gagne	5.00	1,625.00	On standby/saving documents/miscellaneous tasks
08/23/2022	Chastine E.C. Schmidt	13.20	8,580.00	3L review
08/24/2022	William D. Savitt	10.00	18,500.00	Delaware hearing; prep & follow up; Mudge strategy; deposition prep matters; doc triage; motion briefing
08/24/2022	Benjamin M. Roth	1.50	2,475.00	
08/24/2022	Gregory E. Pessin	1.00	1,550.00	
08/24/2022	Bradley R. Wilson	14.20	22,720.00	
08/24/2022	Ryan A. McLeod	13.41	20,115.00	prepare for depositions; attention to discovery briefing; participate in hearing; follow up from same; meetings with experts; attention to expert identification
08/24/2022	Anitha Reddy	9.00	13,500.00	legal research/brief drafting/discovery review
08/24/2022	Noah B. Yavitz	12.00	15,900.00	various litigation workstreams
08/24/2022	Leo E. Strine, Jr.	2.50	5,000.00	Do initial review of first draft of John C. Coates' expert report, and provide thoughts to team.
08/24/2022	Adam M. Gogolak	8.50	11,900.00	
08/24/2022	Claudia T. Morgan	11.94	13,137.30	eDiscovery communications and coordination
08/24/2022	Adam L. Goodman	15.90	19,875.00	attention to discovery
08/24/2022	David E. Kirk	13.80	16,215.00	Offensive discovery, deposition prep, subpoena meet and confers, oral argument
08/24/2022	David P.T. Webb	16.56	16,974.00	
08/24/2022	Remy K. Grosbard	13.61	13,950.25	asset seizure research; hearing; redactions
08/24/2022	Zachary M. David	14.40	13,320.00	Zatko materials review, drafted memo, attended oral argument hearing
08/24/2022	Simon J. Williams	10.70	9,897.50	Memo re enforcement issues; research on financing; email to SKE and research on fraud claim; meeting with AKR, RKG; hearing on motion compel
08/24/2022	Alexandra P. Sadinsky	15.00	17,625.00	strategy

**Twitter, Inc. - Litigation Preparation  
Time Detail**

Thru 8/31/2022

<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
08/24/2022	Akua F. Abu	14.80	10,730.00	- hearing on defs' 2nd discovery motion - defense team meeting - defensive discovery doc review--slacks
08/24/2022	Brittany A. Fish	16.00	13,200.00	Trial prep
08/24/2022	Jessica L. Allen	9.89	7,170.25	Doc review
08/24/2022	Jessica L. Allen	0.25	181.25	Call with LH
08/24/2022	Donald J. Butterworth	5.90	4,277.50	Review and revise draft presentation and outline for motion to compel oral argument. Meetings with client and co-counsel re same. Attend oral argument. Review documents produced by third parties and collected from client. Revise working matter chronology. Coordinate with support staff re presentation materials.
08/24/2022	Charles M. Melman	11.80	8,555.00	Several calls with expert consulting firms and expert team. Attended motion to compel hearing virtually.
08/24/2022	Adebola O.M. Olofin	15.50	15,887.50	attend hearing on motions; conduct document review; deposition prep; review emails and related correspondence
08/24/2022	Yarek M. Smagowski	14.80	7,400.00	QC/2L document review for responsiveness and privilege; attend discovery team meeting re: ongoing case requirements.
08/24/2022	Canem Ozyildirim	15.00	13,875.00	Document review
08/24/2022	Adabelle U. Ekechukwu	15.00	13,875.00	Document review for defensive production.
08/24/2022	Robinson C. Strauss	10.00	4,250.00	Per APS requests re stock price reaction charts, edited charts and prepared excel calculations sheets, emails w/ N. Graham re same
08/24/2022	Judith E. Thompson	0.10	35.00	Pulled court pleadings for Julie R. Ledwig
08/24/2022	Janice E. Henderson	0.10	27.50	Adding Adebola Olofin to the Twitter SEC alerts for K. Diamond.
08/24/2022	Kelum S. Wick	0.53	212.00	Reviewing meta data from incoming productions and in vendor Relativity workspace in order to prepare meta data cross reference and facilitate searching for WLRK case team.
08/24/2022	Jed L. Garfunkel	3.40	1,615.00	Attend zoom calls to discuss mobile phone collections and updates on timelines and workflows. Create saved searches to update metrics reports for review tracking as requested by C. Morgan.
08/24/2022	Nathaniel P. Graham	2.50	812.50	Coverage, per C. Lee.
08/24/2022	Nathaniel P. Graham	0.40	130.00	Collected key docs and sent to print, per A. Sadinsky.
08/24/2022	Nathaniel P. Graham	2.80	910.00	Cite checked draft responses and objections, per A. Goodman.
08/24/2022	Nathaniel P. Graham	0.90	292.50	Cite checked responses and objections, per A. Goodman.
08/24/2022	Nathaniel P. Graham	1.10	357.50	Updated witness files, per associate team.
08/24/2022	Nathaniel P. Graham	0.50	162.50	Downloaded and organized database files per D. Kirk.
08/24/2022	Nathaniel P. Graham	0.30	97.50	Quality checked FTP inventory, per D. Kirk.
08/24/2022	Rotem Litinski	6.83	2,219.75	
08/24/2022	Max B. Obmascik	12.00	3,900.00	3P subpoena tracking, file management, depo prep, relativity search tagging
08/24/2022	Madison S. Lai	4.53	1,472.25	Custodians tracker, Section IV contacts, cite check Cognizant subpoena
08/24/2022	Andrew J. Alstodt	4.75	1,543.75	P&C and Discovery folder updates, phone#/twitter handle excel, custodian tracker updates, subpoena updates, hearing, naming conventions
08/24/2022	Demirkan Coker	11.00	3,575.00	
08/24/2022	Carolyn T. Vaca	1.50	487.50	QC documents using CTRL F search to verify that all of the requests and topics in a document matched the original requests and topics in another per Nathaniel Graham and Robinson Strauss.
08/24/2022	Madison B. Gagne	5.00	1,625.00	On standby/saving documents/miscellaneous tasks
08/24/2022	Chastine E.C. Schmidt	14.90	9,685.00	3L review
08/25/2022	William D. Savitt	11.00	20,350.00	counsel huddle; tax committee; BT prelim prep; BT re Mudge; exec com meeting
08/25/2022	Benjamin M. Roth	2.00	3,300.00	

## Twitter, Inc. - Litigation Preparation

## Time Detail

Thru 8/31/2022

<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
08/25/2022	Bradley R. Wilson	15.00	24,000.00	
08/25/2022	Ryan A. McLeod	12.33	18,495.00	attention to discovery briefing; follow up from hearing; attention to security claims; prepare for depositions; calls with expert candidates; prepare for same
08/25/2022	Anitha Reddy	9.00	13,500.00	legal research/brief drafting/discovery review
08/25/2022	Noah B. Yavitz	14.60	19,345.00	various litigation workstreams
08/25/2022	Leo E. Strine, Jr.	2.00	4,000.00	T/C regarding expert report, and follow up emails concerning same.
08/25/2022	Adam M. Gogolak	5.50	7,700.00	
08/25/2022	Claudia T. Morgan	13.03	14,335.20	eDiscovery coordination and follow up
08/25/2022	Adam L. Goodman	18.60	23,250.00	attention to discovery
08/25/2022	David E. Kirk	15.40	18,095.00	Offensive discovery, meet and confers, subpoenas, deposition prep/doc review, motions to compel
08/25/2022	Nathaniel D. Cullerton	2.00	2,500.00	Offensive discovery; motion practice.
08/25/2022	David P.T. Webb	16.92	17,343.00	
08/25/2022	Remy K. Grosbard	14.50	14,862.50	asset seizure research
08/25/2022	Zachary M. David	14.40	13,320.00	Zatko materials review, drafted memo
08/25/2022	Simon J. Williams	11.30	10,452.50	Broad legal research re enforcement, judgments, remedies, and drafting initial memo
08/25/2022	Alexandra P. Sadinsky	18.50	21,737.50	strategy
08/25/2022	Akua F. Abu	15.50	11,237.50	defensive discovery doc review
08/25/2022	Brittany A. Fish	19.00	15,675.00	Trial prep
08/25/2022	Jessica L. Allen	14.27	10,345.75	Doc review
08/25/2022	Donald J. Butterworth	6.40	4,640.00	Correspond with Charlie Melman re materials relevant to expert matter Review and revise working matter chronology. Review documents produced by third parties and collected from client. Coordinate with paralegal team re chronologies. Prepare materials for client collection of data, and correspond with Brittany Fish re same.
08/25/2022	Charles M. Melman	14.85	10,766.25	Prepared tracker of offensive and defensive deposition subpoenas, and exhibits for brief regarding expert identification deadline and deposition subpoenas
08/25/2022	Adebola O.M. Olofin	16.10	16,502.50	deposition prep and document review. review correspondence and orders.
08/25/2022	Yarek M. Smagowski	14.60	7,300.00	QC/2L document review for responsiveness and privilege.
08/25/2022	Canem Ozyildirim	17.00	15,725.00	Document review
08/25/2022	Adabelle U. Ekechukwu	18.00	16,650.00	Document review for defensive production.
08/25/2022	Robinson C. Strauss	9.25	3,931.25	Per APS requests re stock price reaction charts, edited charts and prepared excel calculations sheets, emails w/ N. Graham re same
08/25/2022	Gene Chollick	3.00	1,425.00	Programmatic hyperlinking of Imanage documents to Excel workbook ngraham
08/25/2022	Aaron R. Samaroo	0.53	212.00	Prepare Straight to Review electronic documents in the document review repository for attorney review and analysis as requested by B. Fish.
08/25/2022	Aaron R. Samaroo	0.19	76.00	Prepare electronic documents in the vendor hosted document review repository for case specific searching for attorney review and analysis as requested by N. Graham..
08/25/2022	Elizabeth Grunwald	0.50	150.00	Sent link to electronic version of Woolley on DE Practice. (Grosbard/Williams)
08/25/2022	Elizabeth Grunwald	0.50	150.00	Sent Reorg article and linked court documents therein. (Leppig)
08/25/2022	Jed L. Garfunkel	3.60	1,710.00	Creating, running, and reporting on review statistics searches for imanage reporting, as requested by C. Morgan. Participation on team zoom call. Follow up on collection and processing of mobile devices for review and potential production workflows with Lighthouse.
08/25/2022	Nathaniel P. Graham	0.20	65.00	Updated deposition calendar, per A. Olofin.

**Twitter, Inc. - Litigation Preparation  
Time Detail**

Thru 8/31/2022

<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
08/25/2022	Nathanial P. Graham	0.30	97.50	Updated substantive pleadings folder, per A. Goodman.
08/25/2022	Nathanial P. Graham	1.10	357.50	Collected documents and hyperlinked spreadsheet, per D. Butterworth.
08/25/2022	Nathanial P. Graham	0.40	130.00	Collected documents for A. Olofin.
08/25/2022	Nathanial P. Graham	0.70	227.50	Checked handwritten notes, per B. Fish.
08/25/2022	Nathanial P. Graham	0.30	97.50	Chronologized documents, per S. Williams.
08/25/2022	Nathanial P. Graham	0.90	292.50	Collected key docs and sent to print, per A. Sadinsky.
08/25/2022	Nathanial P. Graham	0.40	130.00	Worked on saved search and corresponded with vendor, per S. Williams.
08/25/2022	Nathanial P. Graham	2.70	877.50	Waiting for assignment.
08/25/2022	Nathanial P. Graham	0.10	32.50	Corresponded with vendor and communicated results with S. Williams
08/25/2022	Rotem Litinski	0.43	139.75	
08/25/2022	Rotem Litinski	1.00	325.00	
08/25/2022	Max B. Obmascik	15.00	4,875.00	Custodial tracking, depo prep, 3P subpoena tracking
08/25/2022	Andrew J. Alstodt	5.50	1,787.50	P&C and Discovery folder updates, excel updates, docket review, tracker maintenance
08/25/2022	Demirkan Coker	10.00	3,250.00	
08/25/2022	Chastine E.C. Schmidt	14.60	9,490.00	Doc review
08/25/2022	Paul Gomes	0.17	68.00	Call with J.Garfunkle re Searches that need to be run tomorrow afternoon.
08/26/2022	William D. Savitt	10.00	18,500.00	strategy session w/legal; Mudge matters; PWC matters; deposition prep; dep sequence documents; experts
08/26/2022	Benjamin M. Roth	1.50	2,475.00	
08/26/2022	Sarah K. Eddy	11.50	18,400.00	calls & strategy & correspondence re Mudge; mtg w Sean & Vijaya re litigation
08/26/2022	Gregory E. Pessin	1.00	1,550.00	
08/26/2022	Bradley R. Wilson	14.30	22,880.00	
08/26/2022	Ryan A. McLeod	13.32	19,980.00	attention to expert reports; revise motion to enforce; calls with client re depositions; attention to depo prep materials; correspondence with opposing counsel
08/26/2022	Anitha Reddy	9.00	13,500.00	legal research/brief drafting/discovery review
08/26/2022	Noah B. Yavitz	11.60	15,370.00	various litigation workstreams
08/26/2022	Leo E. Strine, Jr.	3.50	7,000.00	Work on expert report, t/c with John C. Coates regarding same; work on how to address potential new issues Musk may inject into case, emails concerning expert report.
08/26/2022	Adam M. Gogolak	6.50	9,100.00	
08/26/2022	Claudia T. Morgan	11.51	12,662.10	eDiscovery communications and coordination
08/26/2022	Adam L. Goodman	9.60	12,000.00	attention to discovery
08/26/2022	David E. Kirk	12.70	14,922.50	Offensive discovery; subpoenas; motion to compel practice; deposition planning; document productions
08/26/2022	Nathaniel D. Cullerton	1.40	1,750.00	Offensive discovery; motion practice.
08/26/2022	David P.T. Webb	18.00	18,450.00	
08/26/2022	Remy K. Grosbard	5.50	5,637.50	asset seizure research; emails re redactions
08/26/2022	Zachary M. David	14.40	13,320.00	Zatko materials review, drafted memo
08/26/2022	Simon J. Williams	10.10	9,342.50	Broad legal research re enforcement, judgments, remedies, and drafting initial memo; follow-up research
08/26/2022	Alexandra P. Sadinsky	14.00	16,450.00	strategy
08/26/2022	Akua F. Abu	18.50	13,412.50	- defensive discovery doc review - defensive discovery team meeting
08/26/2022	Brittany A. Fish	17.50	14,437.50	Trial prep
08/26/2022	Jessica L. Allen	17.50	12,687.50	Doc review

**Twitter, Inc. - Litigation Preparation  
Time Detail**

Thru 8/31/2022

<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
08/26/2022	Donald J. Butterworth	5.85	4,241.25	Call with David Kirk re offensive deposition preparation. Call with Bi Savitt re same. Review documents produced by third parties. Revise working matter chronology.
08/26/2022	Charles M. Melman	6.32	4,582.00	Calls with expert consulting firms and expert team, and a review of documents for provision to experts
08/26/2022	Adebola O.M. Olofin	16.80	17,220.00	document review and deposition prep; correspond related thereto. meetings related thereto. review emails. defensive theme sheet drafting.
08/26/2022	Yarek M. Smagowski	15.70	7,850.00	QC/2L document review for responsiveness and privilege; attend discovery team meeting re: ongoing case requirements.
08/26/2022	Canem Ozyildirim	22.00	20,350.00	Document review
08/26/2022	Adabelle U. Ekechukw	18.00	16,650.00	Document review for defensive production.
08/26/2022	Robinson C. Strauss	9.75	4,143.75	Per APS requests re stock price reaction charts, edited charts and prepared excel calculations sheets, emails w/ N. Graham re same
08/26/2022	Juan Rojas	2.45	980.00	Process incoming document production and load to e-discovery database for attorney review per Alexandra Sadinsky request
08/26/2022	Aaron R. Samaroo	0.99	396.00	Prepare Goldman incoming production electronic documents in the document review repository for attorney review and analysis as requested by D. Kirk.
08/26/2022	Judith E. Thompson	0.20	70.00	-Pulled Bloomberg articles for Simon J. Williams and R. Strauss
08/26/2022	Nancy R. McKay	1.50	450.00	Court filings for J Ledwig and S Williams
08/26/2022	Mary Cronin	1.00	300.00	Look for trial court order in DE case and list of DE state cases citing to DE Corp code for R. Grosbard
08/26/2022	Nathaniel P. Graham	0.50	162.50	Compiled exhibits and organized discovery files, per A. Sadinsky.
08/26/2022	Nathaniel P. Graham	0.40	130.00	Collected key docs and sent to print, per A. Sadinsky.
08/26/2022	Nathaniel P. Graham	1.70	552.50	Saved correspondence and reorganized discovery files, per A. Sadinsky.
08/26/2022	Rotem Litinski	0.85	276.25	
08/26/2022	Rotem Litinski	1.83	594.75	
08/26/2022	Max B. Obmascik	10.00	3,250.00	O'Malley depo prep
08/26/2022	Madison S. Lai	2.40	780.00	Custodians tracker, saving down files
08/26/2022	Andrew J. Alstodt	7.50	2,437.50	P&C maintenance, discovery folder updates, docket review, tweet tracker excel, defensive third party tracker, bloomberg training, QC projects
08/26/2022	Demirkan Coker	5.00	1,625.00	
08/26/2022	Chastine E.C. Schmidt	15.10	9,815.00	Doc review
08/26/2022	Paul Gomes	0.28	112.00	Performed advanced database searches in an external Relativity workspace to identify material needed for attorney review. Requested by Jed Garfinkle.
08/27/2022	William D. Savitt	7.00	12,950.00	Kobre; Mudge; deposition prep; doc matters; motion briefs; Andreesen; say
08/27/2022	Sarah K. Eddy	1.00	1,600.00	correspondence re litigation & strategy; call w/WDS
08/27/2022	Bradley R. Wilson	12.30	19,680.00	
08/27/2022	Ryan A. McLeod	10.98	16,470.00	deposition prep; team meetings; calls with co-counsel; review documents; prepare outlines
08/27/2022	Anitha Reddy	9.00	13,500.00	legal research/brief drafting/discovery review
08/27/2022	Noah B. Yavitz	7.90	10,467.50	various litigation workstreams
08/27/2022	Leo E. Strine, Jr.	0.25	500.00	Work on expert report issues.
08/27/2022	Adam M. Gogolak	5.00	7,000.00	
08/27/2022	Claudia T. Morgan	17.03	18,730.80	eDiscovery coordination and communications
08/27/2022	Adam L. Goodman	3.50	4,375.00	attention to discovery
08/27/2022	David E. Kirk	11.60	13,630.00	Offensive discovery, edit motion to compel, subpoena coordination, deposition prep, document review

**Twitter, Inc. - Litigation Preparation  
Time Detail**

Thru 8/31/2022

<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
08/27/2022	Nathaniel D. Cullerton	6.50	8,125.00	Defensive discovery; motion practice.
08/27/2022	David P.T. Webb	15.84	16,236.00	
08/27/2022	Zachary M. David	12.60	11,655.00	document review
08/27/2022	Alexandra P. Sadinsky	9.00	10,575.00	strategy
08/27/2022	Akua F. Abu	18.50	13,412.50	- defensive discovery doc review - defensive discovery team meeting
08/27/2022	Brittany A. Fish	22.00	18,150.00	Doc review; doc review team meeting; team correspondence
08/27/2022	Jessica L. Allen	19.68	14,268.00	Doc review
08/27/2022	Donald J. Butterworth	4.25	3,081.25	Call with Bill Savitt and Noah Yavitz re deposition preparation. Draft and revise theme sheet for same. Review documents produced by third parties and collected from client. Revise working matter chronology.
08/27/2022	Charles M. Melman	6.50	4,712.50	Document review related to expert reports, revision of expert reports, and initial review of Corey Faibish deposition documents.
08/27/2022	Adebola O.M. Olofin	14.70	15,067.50	conduct document review; deposition prep.
08/27/2022	Yarek M. Smagowski	17.00	8,500.00	QC/2L document review for responsiveness and privilege; attend discovery team meeting re: ongoing case requirements.
08/27/2022	Canem Ozyildirim	7.00	6,475.00	Document review
08/27/2022	Adabelle U. Ekechukwu	18.00	16,650.00	
08/27/2022	Robinson C. Strauss	6.75	2,868.75	various atty requests
08/27/2022	Richard Y. Lam	1.60	760.00	Review and assist in resolving technical problem documents in preparation for production, attend conference call with case team to discuss production.
08/27/2022	Soc Min	0.50	175.00	Loaded third party productions into Relativity for case team review as per Sadinsky, Alexandra P.
08/27/2022	Aaron R. Samaroo	0.17	68.00	Prepare and electronic document in Core Audio File (CAF) format in the document review repository for attorney review and analysis as requested by J. Allen.
08/27/2022	Rotem Litinski	1.25	406.25	
08/27/2022	Max B. Obmascik	10.00	3,250.00	Weekend coverage
08/27/2022	Madison S. Lai	8.50	2,762.50	Para coverage, saving down files, section IV contacts against custodian tracker review
08/27/2022	Demirkan Coker	8.00	2,600.00	
08/27/2022	Chastine E.C. Schmidt	15.10	9,815.00	Doc review
08/27/2022	Livia Tam	4.00	1,600.00	Twitter coverage
08/28/2022	William D. Savitt	10.00	18,500.00	Mudge; procedural issues re amendment; docs; deposition prep; motion briefs; PWC
08/28/2022	Sarah K. Eddy	7.00	11,200.00	order of proof; review key docs; correspondence; interview w/experts; work on Mudge
08/28/2022	Bradley R. Wilson	13.20	21,120.00	
08/28/2022	Ryan A. McLeod	13.23	19,845.00	Team meetings; prepare for depositions; review and revise motion for protective order; review and revise brief in opposition to motion to compel; attention to 30(b)(6) notices; attention to confidentiality agreement
08/28/2022	Anitha Reddy	9.00	13,500.00	legal research/brief drafting/discovery review
08/28/2022	Noah B. Yavitz	12.50	16,562.50	various litigation workstreams
08/28/2022	Adam M. Gogolak	8.00	11,200.00	
08/28/2022	Claudia T. Morgan	9.27	10,197.00	eDiscovery communication and follow up
08/28/2022	Adam L. Goodman	20.40	25,500.00	attention to discovery
08/28/2022	David E. Kirk	13.40	15,745.00	Offensive discovery, subpoena coordination, deposition prep, document review; calls re: Morgan Stanley model and Salen/O'Malley depositions
08/28/2022	Nathaniel D. Cullerton	9.20	11,500.00	Defensive discovery; motion practice.

**Twitter, Inc. - Litigation Preparation  
Time Detail**

Thru 8/31/2022

<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
08/28/2022	David P.T. Webb	14.40	14,760.00	
08/28/2022	Remy K. Grosbard	11.00	11,275.00	zoom re depositions; reviewing docs for Conti depo
08/28/2022	Zachary M. David	12.60	11,655.00	document review
08/28/2022	Alexandra P. Sadinsky	11.50	13,512.50	strategy
08/28/2022	Akua F. Abu	9.00	6,525.00	defensive discovery doc review
08/28/2022	Brittany A. Fish	15.00	12,375.00	Trial prep
08/28/2022	Donald J. Butterworth	2.25	1,631.25	Prepare materials for use in party depositions. Review produced and public documents as relevant to same. Coordinate with paralegals re same. Calls and correspondence with Adam Goodman and Charlie Melman re defensive depo prep.
08/28/2022	Charles M. Melman	13.18	9,555.50	Review of Corey Faibish deposition documents and initial preparation of defensive deposition outline.
08/28/2022	Adebola O.M. Olofin	9.00	9,225.00	meeting regarding depo prep; depo prep and document review related thereto; review email correspondence
08/28/2022	Yarek M. Smagowski	10.90	5,450.00	QC/2L document review for responsiveness and privilege.
08/28/2022	Canem Ozyildirim	5.00	4,625.00	Document review
08/28/2022	Adabelle U. Ekechukwu	8.00	7,400.00	Document review for defensive production.
08/28/2022	Robinson C. Strauss	5.25	2,231.25	atty requests
08/28/2022	Soe Min	0.50	175.00	Loaded third party productions into Relativity for case team review as per Kirk, David E.
08/28/2022	Aaron R. Samaroo	0.48	192.00	Prepare an excel file names index of Taylor, Bret and Segal, Ned electronic documents in the document review repository for attorney review and analysis as requested by M. Lai.
08/28/2022	Aaron R. Samaroo	1.59	636.00	Monitor emails to assist the case team with electronic documents in the document review repository as requested by L. McNish.
08/28/2022	Aaron R. Samaroo	1.66	664.00	Prepare revised witness searches on the electronic documents in the document review repository for attorney review and analysis as requested by A. Olofin.
08/28/2022	Aaron R. Samaroo	0.72	288.00	Prepare electronic documents in the document review repository for attorney review and analysis as requested by B. Fish.
08/28/2022	Aaron R. Samaroo	2.82	1,128.00	Prepare electronic documents pertaining to Todd Doughty and Julianna Hayes in the document review repository for attorney review and analysis as requested by A. Goodman. Prepare instructions on how to download documents with bates stamps from the document review repository as requested by A. Goodman.
08/28/2022	Nathanial P. Graham	12.50	4,062.50	Saved correspondence; handled print requests; updated witness files; updated production logs; cite checked draft opposition; compiled binder materials; per associate team. Coverage, per C. Lee.
08/28/2022	Rotem Litinski	4.50	1,462.50	
08/28/2022	Madison S. Lai	4.25	1,381.25	Witness files
08/28/2022	Andrew J. Alstodt	8.50	2,762.50	Discovery Folder updates, P&C QC Project, Docket Review, [REDACTED]
08/28/2022	Demirkan Coker	8.00	2,600.00	
08/28/2022	Carolyn T. Vaca	7.50	2,437.50	[REDACTED]
08/28/2022	Chastine E.C. Schmidt	9.10	5,915.00	Production review
08/29/2022	William D. Savitt	14.00	25,900.00	Kobre; defensive deposition sheets; offensive deposition strategy matters; amendment; response re same; letter re same; production review; Egon
08/29/2022	Benjamin M. Roth	6.00	9,900.00	
08/29/2022	Sarah K. Eddy	15.50	24,800.00	prep for Corey Faibish; team & client mtgs & calls; travel to TO
08/29/2022	Bradley R. Wilson	14.70	23,520.00	



**Twitter, Inc. - Litigation Preparation  
Time Detail**

Thru 8/31/2022

<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
08/29/2022	Ryan A. McLeod	16.47	24,705.00	revise motion for protective order; team meetings; prepare for depositions; travel to CA
08/29/2022	Anitha Reddy	9.00	13,500.00	legal research/brief drafting/discovery review
08/29/2022	Noah B. Yavitz	12.80	16,960.00	various litigation workstreams
08/29/2022	Leo E. Strine, Jr.	2.00	4,000.00	Communications regarding expert report; potential new issues in case.
08/29/2022	Adam M. Gogolak	15.00	21,000.00	
08/29/2022	Claudia T. Morgan	13.14	14,454.00	eDiscovery communications and coordination
08/29/2022	Adam L. Goodman	20.00	25,000.00	attention to discovery
08/29/2022	David E. Kirk	15.40	18,095.00	Offensive discovery, deposition prep, document review, calls and meetings re defendants' productions, meet and confers, review new filings
08/29/2022	Nathaniel D. Cullerton	14.80	18,500.00	Defensive discovery; motion practice.
08/29/2022	David P.T. Webb	13.68	14,022.00	
08/29/2022	Remy K. Grosbard	16.50	16,912.50	Conti binder; reviewing docs
08/29/2022	Zachary M. David	13.50	12,487.50	Zatko materials review legal research, drafted opposition to motion for leave to amend
08/29/2022	Simon J. Williams	12.20	11,285.00	Research on debt financing; team meeting; defensive deposition prep and document review (Durban)
08/29/2022	Alexandra P. Sadinsky	14.50	17,037.50	strategy
08/29/2022	Akua F. Abu	12.00	8,700.00	- defensive discovery doc review (slacks) - Twitter team meeting
08/29/2022	Brittany A. Fish	18.00	14,850.00	Emmy prep; depo team meeting; full team meeting; client call; travel to Toronto; team correspondence
08/29/2022	Jessica L. Allen	1.75	1,268.75	Team meetings
08/29/2022	Jessica L. Allen	8.00	5,800.00	Doc review
08/29/2022	Donald J. Butterworth	5.25	3,806.25	Prepare materials for use in party depositions. Call with consultant re same. Review documents produced by parties and third parties as relevant to same. Revise working matter chronology. Review client-provided materials as relevant to compliance with discovery orders. Call with client re same. Review and revise draft brief.
08/29/2022	Charles M. Melman	16.21	11,752.25	Corey Faibish deposition prep outline and discussions with partner; deposition team meeting; full team meeting; preparation of materials and related review for motion for protective order.
08/29/2022	Adebola O.M. Olofin	14.10	14,452.50	deposition team meeting; full team meeting; conduct document review; deposition prep; review emails; connect with WSGR
08/29/2022	Yarek M. Smagowski	13.20	6,600.00	QC/2L document review for responsiveness and privilege; attend case team meeting re: ongoing case requirements.
08/29/2022	Canem Ozyildirim	16.50	15,262.50	Document review
08/29/2022	Adabelle U. Ekechuku	9.00	8,325.00	Document review for defensive production.
08/29/2022	Robinson C. Strauss	9.50	4,037.50	Atty requests, depo prep
08/29/2022	Juan Rojas	2.60	1,040.00	Process incoming document production and load to e-discovery database for attorney review per Alexandra Sadinsky request
08/29/2022	Juan Rojas	1.35	540.00	Create key terms searches in e-discovery database to retrieve certain documents of interest per Remy Grosbard request
08/29/2022	Kyaik P. Tan	0.50	175.00	loaded incoming production .
08/29/2022	Richard Y. Lam	0.50	237.50	Check permissions on Relativity database hosted by Lighthouse to see if batching permissions are granted to ALS users, attend conference call with case team and vendor to discuss ongoing document review and production.
08/29/2022	Soe Min	1.00	350.00	Loaded third party productions into Relativity for case team review as per Sadinsky, Alexandra P.
08/29/2022	Shera Goldman	0.10	30.00	Obmascik, M - obtain article
08/29/2022	Shera Goldman	0.50	150.00	Ledwig, J - obtain court docs

## Twitter, Inc. - Litigation Preparation

## Time Detail

Thru 8/31/2022

<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
08/29/2022	Kelum S. Wick	0.20	80.00	Preparing meta data export from iManage and vendor Relativity workspace pertaining to certain witness documents, as requested by case team.
08/29/2022	Jed L. Garfunkel	2.40	1,140.00	Coordinate adding teams account with V. Schwarz as requested by C. Morgan. Participate on call with Lighthouse to update on processing and review progress. Review documents as requested by M. Obmascik and determine if it was produced and search for near duplicates to see if there are any versions that were ever produced and provide audit history.
08/29/2022	Nathanial P. Graham	2.00	650.00	Arranged for tech and devices to be delivered to co-counsel offices, per A. Olofin.
08/29/2022	Nathanial P. Graham	5.00	1,625.00	Compiled Doughty prep binder, per A. Goodman.
08/29/2022	Nathanial P. Graham	7.80	2,535.00	Traveled to co-counsel offices in San Francisco per attorney team; delivered binder to A. Goodman.
08/29/2022	Rotem Litinski	4.13	1,342.25	
08/29/2022	Max B. Obmascik	13.00	4,225.00	File management, 3P Subpoena tracking, Depo prep
08/29/2022	Madison S. Lai	2.25	731.25	Witness files update, custodians tracker
08/29/2022	Andrew J. Alstodt	4.00	1,300.00	P&C and Discovery Folder updates, mDAU audit chart, binder/petty cash for Nathaniel, chron doc request
08/29/2022	Demirkan Coker	4.50	1,462.50	
08/29/2022	Chastine E.C. Schmidt	11.80	7,670.00	Doc review
08/29/2022	Livia Tam	0.50	200.00	Reviewed and analyzed data, and edited search to only includes documents that have been or will be produced and no documents that have been withheld as privileged
08/29/2022	Livia Tam	0.45	180.00	Reviewed and analyzed data, and worked with Soe Min on accessing encrypted production data
08/30/2022	William D. Savitt	10.00	18,500.00	Egon prep; amendment matters; production/privilege matters; motions; Mudge; protective order
08/30/2022	Benjamin M. Roth	4.50	7,425.00	
08/30/2022	Sarah K. Eddy	15.00	24,000.00	prep for & with Corey Faibish; Mudge-related interviews; strategy calls w/team & client; correspondence re litigation
08/30/2022	Bradley R. Wilson	12.10	19,360.00	
08/30/2022	Ryan A. McLeod	18.81	28,215.00	prepare witness for deposition; attention to briefing; attention to expert reports; meetings and calls re same
08/30/2022	Anitha Reddy	9.00	13,500.00	legal research/brief drafting/discovery review
08/30/2022	Noah B. Yavitz	12.10	16,032.50	various litigation workstreams
08/30/2022	Leo E. Strine, Jr.	5.00	10,000.00	Read proposed counterclaim and whistleblower complaint, provide thoughts to team leader; t/c with expert and t/c with colleagues regarding supporting the expert and developing information for report.
08/30/2022	Adam M. Gogolak	12.00	16,800.00	
08/30/2022	Claudia T. Morgan	10.65	11,711.70	eDiscovery communications and coordination
08/30/2022	Adam L. Goodman	18.50	23,125.00	attention to discovery
08/30/2022	David E. Kirk	16.90	19,857.50	Offensive discovery, depo prep, doc review, draft emails and letters re discovery issues
08/30/2022	Nathaniel D. Cullerton	14.20	17,750.00	Defensive discovery; motion practice.
08/30/2022	David P.T. Webb	15.84	16,236.00	
08/30/2022	Remy K. Grosbard	8.50	8,712.50	Bessinger depo prep; reviewing Conti docs
08/30/2022	Zachary M. David	13.50	12,487.50	Zatko materials review legal research, drafted opposition to motion for leave to amend
08/30/2022	Simon J. Williams	11.70	10,822.50	Research on debt financing; defensive deposition prep and document review (Brand); calls with AMG
08/30/2022	Alexandra P. Sadinsky	12.50	14,687.50	strategy
08/30/2022	Akua F. Abu	9.00	6,525.00	defensive discovery doc review

**Twitter, Inc. - Litigation Preparation  
Time Detail**

Thru 8/31/2022

<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
08/30/2022	Brittany A. Fish	15.00	12,375.00	Emmy prep; team correspondence
08/30/2022	Jessica L. Allen	9.25	6,706.25	Document review; work on Birchall dep prep
08/30/2022	Donald J. Butterworth	5.40	3,915.00	Prepare materials for use in party depositions. Call with Noah Yavitz and Jess Allen re same. Review documents produced by parties and third parties as relevant to same. Revise working matter chronology.
08/30/2022	Charles M. Melman	9.00	6,525.00	Prepared Corey Faibish for deposition and performed ad hoc tasks related to expert witness work.
08/30/2022	Adebola O.M. Olofin	16.60	17,015.00	coordinate depo coverage; document review; review emails; deposition prep.
08/30/2022	Yarek M. Smagowski	3.80	1,900.00	QC/2L document review for responsiveness and privilege.
08/30/2022	Canem Ozyildirim	14.00	12,950.00	Document review
08/30/2022	Adabelle U. Ekechukwu	12.00	11,100.00	Document review for defensive production.
08/30/2022	Robinson C. Strauss	10.75	4,568.75	Atty requests, depo prep
08/30/2022	Juan Rojas	1.10	440.00	Quality check document set prior to transfer to outside party per Richard Lam request
08/30/2022	Kyaik P. Tan	0.50	175.00	created a OPUS workspace and added users .
08/30/2022	Fredrik D.Z. Hoosein	6.00	2,100.00	Loaded incoming productions to relativity for case team review.
08/30/2022	Fredrik D.Z. Hoosein	1.00	350.00	Created relativity search term reports for case team.
08/30/2022	Richard Y. Lam	2.10	997.50	Review PNG files and then coordinate replacement of PNG files for case team review and redaction.
08/30/2022	Gene Chollick	1.00	475.00	Marshalling of file information - mlai
08/30/2022	Shera Goldman	0.50	150.00	Reddy, A - obtain press releases
08/30/2022	Shera Goldman	0.30	90.00	Ludwig, J - obtain court docs
08/30/2022	Mary Cronin	0.40	120.00	pull docket and complaint for case for B. Olofin
08/30/2022	Jed L. Garfunkel	0.70	332.50	Coordinate loading incoming productions recieved MSCO-001 and 002 as requested by D. Kirk.
08/30/2022	Nathaniel P. Graham	12.30	3,997.50	Coordinated logistics of deposition prep at co-counsel offices; printed deposition prep materials; serviced rush requests for attorney team; compiled deposition prep binders; per R. McLeod, A. Goodman, A. Gogolak, and R. Grosbard.
08/30/2022	Rotem Litinski	0.02	6.50	
08/30/2022	Max B. Obmascik	14.00	4,550.00	O'Malley Deposition, Salen depo prep
08/30/2022	Lia C. Castillo	1.50	487.50	Evening Standby Support
08/30/2022	Alice G. Burton	3.00	975.00	Assisted Robinson by QC-ing P&C folder in imanage.
08/30/2022	Madison S. Lai	4.42	1,436.50	TOC for Brittany, team call
08/30/2022	Timothy M. Lobdell	1.50	637.50	Case coverage
08/30/2022	Andrew J. Alstodt	5.00	1,625.00	TOC/Lighthouse request, P&C and discovery folders updates, training
08/30/2022	Demirkan Coker	10.00	3,250.00	
08/30/2022	Carolyn T. Vaca	3.50	1,137.50	Tracking and checking docket numbers and QCing related items per Robinson Strauss.
08/30/2022	Chastine E.C. Schmidt	10.90	7,085.00	Doc review
08/30/2022	Livia Tam	0.90	360.00	QC'ed document designation tags, and created searches for just emails from Julianna Hayes that have been produced and that is just emails to and from Julianna Hayes and Ned Segal
08/30/2022	Livia Tam	0.40	160.00	Reviewed and analyzed data, and discussed with Fredrik Hoosein on which documents to search for in Lighthouse hosted external workspace
08/30/2022	Livia Tam	0.50	200.00	Analyzed data, uploaded deposition files, tagged and imported metadata to Opus

**Twitter, Inc. - Litigation Preparation  
Time Detail**

Thru 8/31/2022

<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
08/30/2022	Livia Tam	0.80	320.00	QC'ed document designation tags, and created searches for any emails with Birchall in the to/from/cc line AND any documents in which Birchall is the custodian AND marked key and any emails with Birchall in the to/from/cc line AND any documents in which Birchall is the custodian AND not marked key
08/30/2022	Livia Tam	0.60	240.00	QC'ed document designation tags, and updated searches for Birchall email to include incoming productions as well
08/31/2022	William D. Savitt	12.00	22,200.00	SIM; risk assessment; hearing/scheduling; BT schedule; deposition schedule; motion briefs; argument prep; deposition matters; document review
08/31/2022	Benjamin M. Roth	2.00	3,300.00	
08/31/2022	Sarah K. Eddy	16.50	26,400.00	prep for & defend Corey Faibish deposition; Mudge-related interviews; team meetings & calls; [REDACTED]
08/31/2022	Bradley R. Wilson	8.80	14,080.00	
08/31/2022	Ryan A. McLeod	17.82	26,730.00	defend deposition; prepare for witness prep; attention to briefing; team meetings and calls
08/31/2022	Anitha Reddy	9.00	13,500.00	legal research/brief drafting/discovery review
08/31/2022	Noah B. Yavitz	17.20	22,790.00	various litigation workstreams
08/31/2022	Leo E. Strine, Jr.	1.25	2,500.00	Work on expert report issues; email regarding new fraud decision by Chancellor McCormick to team,
08/31/2022	Adam M. Gogolak	12.00	16,800.00	
08/31/2022	Claudia T. Morgan	12.34	13,572.90	eDiscovery communications and coordination
08/31/2022	Adam L. Goodman	17.70	22,125.00	attention to discovery
08/31/2022	David E. Kirk	12.10	14,217.50	Deposition prep; take deposition; review, discuss and summarize deposition transcript; offensive discovery planning and coordination
08/31/2022	Nathaniel D. Cullerton	7.50	9,375.00	Defensive discovery; motion practice.
08/31/2022	David P.T. Webb	16.38	16,789.50	
08/31/2022	Remy K. Grosbard	8.50	8,712.50	Conti prep; follow up from prep
08/31/2022	Zachary M. David	13.50	12,487.50	Zatko materials review legal research, drafted opposition to motion for leave to amend
08/31/2022	Simon J. Williams	9.00	8,325.00	Compiling financing timelines; finalizing memos on debt financing; general research re financing and fraud
08/31/2022	Alexandra P. Sadinsky	9.50	11,162.50	strategy
08/31/2022	Akua F. Abu	10.80	7,830.00	- defensive discovery doc review - defensive discovery team meeting
08/31/2022	Brittany A. Fish	22.00	18,150.00	Emmy prep; team correspondence
08/31/2022	Jessica L. Allen	13.16	9,541.00	Document review; prepare Birchall dep outline
08/31/2022	Donald J. Butterworth	5.60	4,060.00	Prepare materials for use in party depositions. Review documents produced by parties and third parties as relevant to same. Review materials as relevant to potential discovery motion, and prepare summary of same. Call with Brittany Fish re defensive deposition prep
08/31/2022	Charles M. Melman	16.21	11,752.25	Revise working matter chronology. Corey Faibish deposition, debrief, summary for team, travel from Toronto back to New York, and review of Cutts report.
08/31/2022	Adebola O.M. Olofin	12.90	13,222.50	deposition prep; review filings and emails.
08/31/2022	Yarek M. Smagowski	2.50	1,250.00	QC/2L document review for responsiveness and privilege.
08/31/2022	Canem Ozyildirim	15.00	13,875.00	Document review
08/31/2022	Adabelle U. Ekechuku	8.00	7,400.00	Document review for defensive production.
08/31/2022	Robinson C. Strauss	10.50	4,462.50	Atty requests, depo prep
08/31/2022	Juan Rojas	1.20	480.00	Quality check searches in e-discovery database to retrieve privileged documents and exclude from production per Jed Garfunkel request

**Twitter, Inc. - Litigation Preparation  
Time Detail**

Thru 8/31/2022

<u>Date</u>	<u>Name</u>	<u>Hours</u>	<u>Amount</u>	<u>Description</u>
08/31/2022	Richard Y. Lam	4.80	2,280.00	Review Relativity permissions for members of the ALS team, create searches to identify documents for case team review.
08/31/2022	Kelum S. Wick	0.20	80.00	Reviewing saved searches in vendor Relativity workspace in order to locate certain produced documents, as requested by R. Grosbard.
08/31/2022	Jed L. Garfunkel	3.60	1,710.00	Create saved searches to identify gdrive data and excels for attorney review by R. Gosbard as requested. Attend status call. Review searches and syntax as requested by C. Morgan.
08/31/2022	Nathanial P. Graham	13.70	4,452.50	Coordinated logistics of depo prep at co-counsel offices; serviced attorney printing requests; compiled depositions binders and coordinated with vendor; per R. McLeod, A. Goodman, A. Gogolak, and R. Grosbard.
08/31/2022	Rotem Litinski	1.00	325.00	
08/31/2022	Max B. Obmascik	16.00	5,200.00	Salen deposition, deposition prep, Hit reports cross-check
08/31/2022	Madison S. Lai	3.13	1,017.25	Witness files, uploading merger agreements to Kira
08/31/2022	Andrew J. Alstodt	3.00	975.00	P&C and Discovery Folder Updates, Docket Review, Bunky Material request
08/31/2022	Demirkan Coker	9.00	2,925.00	
08/31/2022	Carolyn T. Vaca	3.75	1,218.75	Production log work, organizing documents, and hyperlinking per Robinson Strauss.
08/31/2022	Madison B. Gagne	5.00	1,625.00	Organizing the P&C folder with incoming documents
08/31/2022	Jin H. Qiu	2.50	812.50	Stood by as per Robinson
08/31/2022	Chastine E.C. Schmidt	14.10	9,165.00	Doc review
08/31/2022	Livia Tam	0.40	160.00	QC'ed document designation tags, and looked into downloading native file for review
08/31/2022	Ann Marie Ghany	0.90	315.00	Logged into vendor site and downloaded zip file. Extracted zip to network location. Email Correspondences with case team.
			<b>10,191,1910,025,578.10</b>	

# **EXHIBIT 5**

Message

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**From:** Davies, Steven R. [srdavies@wlrk.com]  
**Sent:** 10/6/2022 5:58:23 PM  
**To:** Colangelo, Karen (Twitter, Inc.) [kcolangelo@twitter.com]  
**CC:** Savitt, William D. [wdsavitt@wlrk.com]  
**Subject:** RE: Accruals for September

Hi Karen, our estimated accrual for September is \$11MM

Regards,

**Steven R. Davies** | *Billing Manager*  
Wachtell, Lipton, Rosen & Katz  
51 West 52nd Street | New York, NY 10019  
+1 (212) 403-1560 (Direct Phone) | +1 (212) 403-4560 (Direct Fax)  
SRDavies@WLRK.com | www.wlrk.com

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**From:** Savitt, William D. <wdsavitt@WLRK.com>  
**Sent:** Thursday, October 6, 2022 1:40 PM  
**To:** Davies, Steven R. <SRDavies@WLRK.com>  
**Cc:** Colangelo, Karen (Twitter, Inc.) <kcolangelo@twitter.com>  
**Subject:** FW: Accruals for September

Hi Steve—this is the message I meant to forward re accruals. Sorry all for the misfire

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**From:** Savitt, William D.  
**Sent:** Thursday, October 6, 2022 1:33 PM  
**To:** 'Karen Colangelo' <kcolangelo@twitter.com>; Eddy, Sarah K. <SKEddy@wlrk.com>  
**Cc:** Martin, Katherine (Twitter, Inc.) <kmartin@twitter.com>  
**Subject:** RE: Accruals for September

Ok thanks—our billing crew is on this—who should I have them contact? Thanks--

---

**From:** Karen Colangelo <kcolangelo@twitter.com>  
**Sent:** Thursday, October 6, 2022 1:08 PM  
**To:** Eddy, Sarah K. <SKEddy@wlrk.com>  
**Cc:** Martin, Katherine (Twitter, Inc.) <kmartin@twitter.com>; Savitt, William D. <wdsavitt@WLRK.com>  
**Subject:** Re: Accruals for September

\*\*\* EXTERNAL EMAIL \*\*\*

Thanks, Sarah! @Bill - I'm hearing from finance that we will just need some support for the September accruals given that we anticipate it is at least as much as August.

On Wed, Oct 5, 2022 at 2:37 PM Eddy, Sarah K. <SKEddy@wlrk.com> wrote:

Hi Karen – Bill is your guy. Copying him in.

Thanks,

Sarah

---

**From:** Karen Colangelo <kcolangelo@twitter.com>

**Sent:** Wednesday, October 5, 2022 1:52 PM

**To:** Eddy, Sarah K. <SKEddy@wlrk.com>; Martin, Katherine (Twitter, Inc.) <kmartin@twitter.com>

**Subject:** Accruals for September

\*\*\* EXTERNAL EMAIL \*\*\*

Hi Sarah --

Our finance team is asking about estimated accruals for September. Who is the best person to talk to about that?

Thanks!

Karen

--



**Karen Colangelo**

| Senior Director, Head of Litigation, Regulatory, and Competition (LRC), and Safety, Content, and Law Enforcement (SCALE)

She/Her

| San Francisco, CA

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Please be advised that this transmittal may be a confidential attorney-client communication or may otherwise be privileged or confidential. If you are not the intended recipient, please do not read, copy or re-transmit this communication. If you have received this communication in error, please notify us by e-mail ([helpdesk@wlrk.com](mailto:helpdesk@wlrk.com)) or by telephone (call us collect at 212-403-4357) and delete this message and any attachments.

Thank you in advance for your cooperation and assistance.

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# **EXHIBIT 6**

Message

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**From:** Savitt, William D. [wdsavitt@wlrk.com]  
**Sent:** 10/20/2022 9:25:45 PM  
**To:** Edgett, Sean (Twitter, Inc.) [sedgett@twitter.com]  
**Subject:** fee information--confidential  
**Attachments:** Document5 (003) (003).docx

Hi Sean,

Following up on our conversation yesterday, we pulled together in the attached some information on comparable fee situations—hope this is useful and let me know what makes sense by way of following up.

Talk soon and take care.

Bill

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Please be advised that this transmittal may be a confidential attorney-client communication or may otherwise be privileged or confidential. If you are not the intended recipient, please do not read, copy or re-transmit this communication. If you have received this communication in error, please notify us by e-mail ([helpdesk@wlrk.com](mailto:helpdesk@wlrk.com)) or by telephone (call us collect at 212-403-4357) and delete this message and any attachments.

Thank you in advance for your cooperation and assistance.

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# **EXHIBIT 7**

M E M O R A N D U M

October 20, 2022

TO: Sean Edgett  
RE: Comparable Fees

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You have asked us to supply information regarding fee arrangements comparable to the arrangements contemplated in WLRK's Twitter engagement.

While retaining the confidentiality of our clients and these arrangements, we can provide the following information.

*Engagement fees as a percentage of banker fees.* As we discussed, in engagements related to pending transactions as to which a premium fee is contemplated, our Firm often receives a fee in the range of 60 to 80 percent of the fees paid to investment advisors. Representative examples include:

- Earlier in 2022 we represented a major agricultural producer that was acquired in a strategic transaction. The Firm received a fee that was approximately 80% of the fees charged by investment banks.
- Earlier in 2022, we represented a REIT that was acquired by a private equity investor. The Firm received a fee that was approximately 70% of the fee charged by the investment banks.
- Earlier in 2022, we represented a manufacturer of electronic materials in a strategic acquisition. The Firm received a fee that was approximately 80% of the fee charged by the investment banks.
- In 2021, we represented a large regional bank in its acquisition of another banking institution. The Firm received a fee that was approximately 67% of the fee charged by the investment banks.
- In 2021, we represented a premium design company in the home and office space in the acquisition of another company in a similar industry. The Firm received a fee that was approximately 100% of the fee charged by the investment banks.
- In 2020, in a busted-deal situation involving major national mall operator and lengthy litigation, the Firm received a fee of over 100% of the fee charged by investment banks.
- In 2020, we represented a large aerospace company in a merger with another aerospace company. The Firm received a fee that was approximately 100% of the fee charged by the investment banks.

*Engagement fees as a percentage of run rate.* In premium-billing matters that involve substantial litigation, we also frequently invoice on a fee basis of 2x-2.5x of our run-rate amounts. Thus, in litigations involving a corporate defense against hostile takeovers in we received fees of more than 3x run-rate in one recent instance (involving a pharmaceutical client), and 2.25x run-rate in another (involving an aggregates-building manufacturer). In litigation involving mortgage-backed securities coming out of the financial crisis, we received a fee of approximately 2x our run rate.

The total fee amounts in these illustrative matters range from approximately \$33mm to \$134mm.

We would be pleased to supply more information if that would be of use.

# **EXHIBIT 8**

Message

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**From:** Savitt, William D. [wdsavitt@wlrk.com]  
**Sent:** 10/21/2022 10:59:19 PM  
**To:** Edgett, Sean (Twitter, Inc.) [sedgett@twitter.com]  
**Subject:** fee matters

Hi Sean,

With apologies for the pain in the ass on this, I'm told that we're due to send fee numbers across to the other side on Monday so we wanted to make sure to come to a landing on our figure before then. Please let me know what makes best sense to follow up. Also, we've drafted a short letter agreement to memorialize whatever the number is—please let me know if it'd be useful to send that along in advance for your review.

Thanks

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Please be advised that this transmittal may be a confidential attorney-client communication or may otherwise be privileged or confidential. If you are not the intended recipient, please do not read, copy or re-transmit this communication. If you have received this communication in error, please notify us by e-mail (helpdesk@wlrk.com) or by telephone (call us collect at 212-403-4357) and delete this message and any attachments.

Thank you in advance for your cooperation and assistance.

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# **EXHIBIT 9**



Message

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**From:** Savitt, William D. [wdsavitt@wlrk.com]  
**Sent:** 10/23/2022 6:06:35 PM  
**To:** Edgett, Sean (Twitter, Inc.) [sedgett@twitter.com]  
**Subject:** FW: PRIVILEGED AND CONFIDENTIAL: Project Tundra Data Room  
**Attachments:** 1.5 Estimated Transaction Fees and Expenses Detail (10.23.22).xlsx; Letter Agreement (002).docx

Hi Sean—

I'd wanted to follow up with you on our fee before this excel file went over to the other side—the number in the spreadsheet is of course fine from our perspective but I wanted to make sure you were comfortable with it, as we hadn't had a further discussion. As I mentioned before we think it's important to have a letter agreement on the fee, whatever it is. I'm attaching a draft with the number blank for your review; please let me know what you think. Glad to talk live if useful. All best.

# **EXHIBIT 10**

WACHTELL, LIPTON, ROSEN & KATZ

51 WEST 52ND STREET  
NEW YORK, N.Y. 10019-6150

TELEPHONE: (212) 403-1000

FACSIMILE: (212) 403-2000

GEORGE A. KATZ (1965-1989)  
JAMES H. FOGELSON (1967-1991)  
LEONARD M. ROSEN (1965-2014)

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ELLIOTT V. STEIN  
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LEO E. STRINE, JR.  
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MARC WOLINSKY

\* ADMITTED IN DELAWARE

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E-MAIL: WDSAVITT@WLRK.COM

October [●], 2022

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EDWARD D. HERLIHY  
DANIEL A. NEFF  
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ZACHARY S. PODOLSKY  
RACHEL B. REISBERG  
MARK A. STAGLIANO  
CYNTHIA FERNANDEZ  
LUMERMANN  
CHRISTINA C. MA  
NOAH B. YAVITZ

Sean Edgett, Esq.  
General Counsel  
Twitter, Inc.  
1355 Market Street  
San Francisco, CA 94103

Dear Sean:

We here at Wachtell Lipton have been very grateful for the opportunity to work with you and your team on Twitter's behalf over the past number of months.

With the closing of the transaction with affiliates of Elon Musk now in prospect, we wanted to be in touch to memorialize our understanding on the total fee, inclusive of the success fee, contemplated by our engagement with Twitter. Confirming our agreement, subject to and effective as of a closing on or about October 28, 2022, Twitter agrees that Wachtell Lipton will be paid a total fee of \$[●] million (the "Final Fee") immediately prior to the closing of the transaction in consideration of its work on Twitter's behalf since inception of its engagement. The Final Fee will constitute the entire fee payable to Wachtell Lipton and all prior invoices will be deemed satisfied by the payment of the Final Fee.

Should the transaction not be completed on or about October 28, 2022, Wachtell Lipton will continue to bill its time on an hourly basis and Twitter and Wachtell Lipton will endeavor to agree on final fee at a future time when the completion of our engagement is once again in prospect.

I should add that it's been an uncommon pleasure and privilege to work on this situation with you and the Twitter crew. We feel that we've made some very good friends along

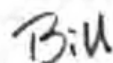
Sean Edgett, Esq.

Page [ PAGE \\* MERGEFORMAT ]

the way. We look forward to working towards a successful closing—and from there on to a proper celebration and new adventures down the line.

With warm regards.

Sincerely,

A handwritten signature in black ink that reads "Bill".

William Savitt

Accepted and Agreed:

Twitter, Inc.:

---

By: Sean Edgett

# **EXHIBIT 11**

Message

---

**From:** Sean Edgett [sedgett@twitter.com]  
**Sent:** 10/23/2022 6:10:07 PM  
**To:** Savitt, William D. [wdsavitt@wlrk.com]  
**Subject:** Re: FW: PRIVILEGED AND CONFIDENTIAL: Project Tundra Data Room

Hi Bill -- Thanks for the letter agreement. It looks fine. I'm still trying to get time with Bret. We tried to put a high estimate in the spreadsheet so there were no surprises, but I imagine the number comes back lower. Stay tuned, and sorry about the delay.

Sean

On Sun, Oct 23, 2022 at 11:06 AM Savitt, William D. <[wdsavitt@wlrk.com](mailto:wdsavitt@wlrk.com)> wrote:

Hi Sean—

I'd wanted to follow up with you on our fee before this excel file went over to the other side—the number in the spreadsheet is of course fine from our perspective but I wanted to make sure you were comfortable with it, as we hadn't had a further discussion. As I mentioned before we think it's important to have a letter agreement on the fee, whatever it is. I'm attaching a draft with the number blank for your review; please let me know what you think. Glad to talk live if useful. All best.

# **EXHIBIT 12**

Message

---

**From:** Sean Edgett [sedgett@twitter.com]  
**Sent:** 10/24/2022 3:28:22 PM  
**To:** Savitt, William D. [wdsavitt@wlrk.com]  
**Subject:** Re: FW: PRIVILEGED AND CONFIDENTIAL: Project Tundra Data Room

Hi Bill -- Bret and Patrick have aligned on \$90M. They'll discuss it with the board on Thursday, but we can update our transaction expenses files.

Sean

On Sun, Oct 23, 2022 at 11:06 AM Savitt, William D. <[wdsavitt@wlrk.com](mailto:wdsavitt@wlrk.com)> wrote:

Hi Sean—

I'd wanted to follow up with you on our fee before this excel file went over to the other side—the number in the spreadsheet is of course fine from our perspective but I wanted to make sure you were comfortable with it, as we hadn't had a further discussion. As I mentioned before we think it's important to have a letter agreement on the fee, whatever it is. I'm attaching a draft with the number blank for your review; please let me know what you think. Glad to talk live if useful. All best.

---



# **EXHIBIT 13**

Message

---

**From:** [REDACTED] [REDACTED]@twitter.com]  
**Sent:** 10/21/2022 9:49:18 PM  
**To:** [REDACTED] [REDACTED]@twitter.com]; [REDACTED] [REDACTED]@twitter.com]  
**CC:** Karen Colangelo [kcolangelo@twitter.com]; Sean Edgett [sedgett@twitter.com]  
**Subject:** Payment Inquiry

Hi [REDACTED] and [REDACTED]

I hope all is well!

Pursuant to requests from the firms, the Litigation team is asking if we can pay some of our legal vendors on expedited pay terms. I have copied Karen Colangelo and Sean Edgett who have provided their approvals. Can you please advise what you need from us in order to help facilitate immediate payment? Should we send you a list of the invoices? They have all been approved in Legal Tracker.

Please advise at your earliest availability and let us know if you have any questions or concerns.

Thank you so much!

[REDACTED]



[REDACTED]

Manager, Business Operations | Twitter

[REDACTED]@twitter.com | a [REDACTED]

Visit us at [Counsel Business Operations](#)

# **EXHIBIT 14**

Message

---

**From:** Savitt, William D. [wdsavitt@wlrk.com]  
**Sent:** 10/26/2022 4:22:38 PM  
**To:** Edgett, Sean (Twitter, Inc.) [sedgett@twitter.com]  
**Subject:** fee agreement/invoice  
**Attachments:** Letter Agreement.docx; Twitter Litigation Invoice 10.25.2022 (002)\_4423353\_1.DOCX

Hi Sean—

I'm attaching the letter agreement we talked about (revised for Vijaya's signature) as well as our invoice for the agreed amount (which we understood we should send along so it can be set up in the system in advance of the closing). We reduced the amount of the invoice to account for an interim payment received yesterday.

Please let me know if anything here seems out of order. And be sure to make some memories today!

Bill

---

Please be advised that this transmittal may be a confidential attorney-client communication or may otherwise be privileged or confidential. If you are not the intended recipient, please do not read, copy or re-transmit this communication. If you have received this communication in error, please notify us by e-mail ([helpdesk@wlrk.com](mailto:helpdesk@wlrk.com)) or by telephone (call us collect at 212-403-4357) and delete this message and any attachments.

Thank you in advance for your cooperation and assistance.

---

# **EXHIBIT 15**

WACHTELL, LIPTON, ROSEN & KATZ

51 WEST 52ND STREET  
NEW YORK, N.Y. 10019-6150

October 26, 2022

Twitter, Inc.  
1355 Market Street  
Suite 900  
San Francisco, CA 94103

Attention: Sean Edgett, Esq.  
General Counsel

---

For all legal services relating to the acquisition of Twitter by Elon Musk through the closing:	\$90,000,000.00
Less payment received:	(\$5,705,037.03)
<b><u>Total due payable immediately prior, but subject to, the closing:</u></b>	<b><u>\$84,294,962.97</u></b>

Invoice # 424442

Wire Instructions

Bank:

JPMorgan Chase Bank  
270 Park Avenue  
20th Floor  
New York, New York 10017

ABA Number:  
For Further Credit To:  
Account Number:  
SWIFT for Foreign Wires:  
WLRK Federal I.D. Number:

Wachtell, Lipton, Rosen & Katz

# **EXHIBIT 16**

**quinn emanuel trial lawyers | new york**

51 Madison Avenue, 22nd Floor, New York, New York 10010-1601 | TEL (212) 849-7000 FAX (212) 849-7100

WRITER'S DIRECT DIAL NO.  
**(212) 849-7364**

WRITER'S EMAIL ADDRESS  
**alexspiro@quinnemanuel.com**

October 27, 2022

**VIA E-MAIL**

Twitter, Inc.  
1355 Market Street, Suite 900  
San Francisco, CA 94103  
Attn: Vijaya Gadde, Chief Legal Officer

Dear Ms. Gadde:

We write on behalf of Elon Musk to ask Twitter, Inc. and its subsidiaries (collectively, the “Company”) to immediately discontinue all outbound payments and other disbursements to third parties in order to assist Mr. Musk’s funds flow preparations for the completion of the pending merger.

In addition, in anticipation of the imminent completion of the merger, Mr. Musk would also like to provide advance instructions to the Company regarding outbound payments and disbursements to third parties following completion of the merger. Effective as of the “Effective Time” (as that term is defined under the Agreement and Plan of Merger, dated as of April 25, 2022 (the “Merger Agreement”), by and among Twitter, Inc., X Holdings I, Inc., X Holdings II, Inc. and with respect to certain provisions thereof, Elon Musk), except as provided below the Company and its employees should not make any payments or other disbursements to any third party without the prior consent of Mr. Musk or his authorized designees so that Mr. Musk—as the Company’s new owner—has a reasonable opportunity to review such payments.

For the avoidance of doubt, the foregoing payment restrictions include (i) payments to directors, officers and other employees of the Company, including, without limitation, severance payments, change-in-control payments, payments in respect of vesting equity awards (including equity awards such as options, RSUs, PSUs and other similar awards) and any other extraordinary payments, and (ii) payments to outside advisors, including, without limitation, financial advisors, legal advisors, accounting advisors, litigation experts, and all other external advisors.

The foregoing payment restrictions do not, however, include payments of salary, employer-sponsored health insurance coverage, and retirement account contributions paid to or for the benefit of the Company’s employees in the ordinary course of business consistent with past practice in all

**quinn emanuel urquhart & sullivan, llp**

ATLANTA | AUSTIN | BERLIN | BOSTON | BRUSSELS | CHICAGO | Doha | HAMBURG | HONG KONG | HOUSTON | LONDON | LOS ANGELES |  
MANNHEIM | MIAMI | MUNICH | NOUVELLE-LA DEFENSE | NEW YORK | PARIS | PERTH | RIYADH | SALT LAKE CITY | SAN FRANCISCO | SEATTLE |  
SHANGHAI | SILICON VALLEY | STUTTGART | SYDNEY | TOKYO | WASHINGTON, DC | ZURICH



respects. The Company should continue to make these payments in the ordinary course and consistent with past practice.

To facilitate the foregoing cash management control, effective as of the Effective Time, the Company should take all action necessary to revoke the payment and disbursements authority of all Company personnel who currently have such authority and transfer such authority to Mr. Musk's exclusive control, including but not limited to all payment authority under the Company's accounts with Citibank worldwide. All personnel of the Company with payment and disbursements authority, including, without limitation, all personnel in the Company's finance departments around the world and all individuals involved in the administration of any of the Company's severance or change in control plans or policies (such as the Vice President of Total Rewards), should be informed of the foregoing payment restrictions prior to the Effective Time.

Respectfully,

*/s/ Alex Spiro*

Alex Spiro

cc:

Katherine A. Martin, Wilson Sonsini Goodrich & Rosati, Professional Corporation  
Martin W. Korman, Wilson Sonsini Goodrich & Rosati, Professional Corporation  
Douglas K. Schnell, Wilson Sonsini Goodrich & Rosati, Professional Corporation  
Remi P Korenblit, Wilson Sonsini Goodrich & Rosati, Professional Corporation  
Alan Klein, Simpson Thacher & Bartlett LLP  
Anthony F. Vernace, Simpson Thacher & Bartlett LLP  
Katherine M. Krause, Simpson Thacher & Bartlett LLP

Elon Musk  
Mike Ringler, Skadden, Arps, Slate, Meagher & Flom LLP

# **EXHIBIT 17**

Message

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**From:** Martha Lane Fox [martha@marthalanefox.com]  
**Sent:** 10/27/2022 2:30:24 PM  
**To:** Sean Edgett [sedgett@twitter.com]  
**Subject:** Re: Board Meeting Materials (Privileged & Confidential)  
**Attachments:** Tundra\_October 27 Resolutions\_Exhibit A.xlsx

O  
My  
Freaking  
God

On 27 Oct 2022, at 16:29, Sean Edgett <sedgett@twitter.com> wrote:

Attached is the transaction expenses file noted in the draft minutes for approval.

Sean

On Wed, Oct 26, 2022 at 10:00 PM Sean Edgett <sedgett@twitter.com> wrote:

Dear Board Members -- Attached are the minutes we will review for approval at tomorrow's meeting. Also, given this is slated to be the last meeting of the board, we will also review for approval the attached draft minutes of tomorrow's meeting, which contain a number of resolutions for the board's consideration.

Sean

--

To unsubscribe from this group and stop receiving emails from it, send an email to [board+unsubscribe@twitter.com](mailto:board+unsubscribe@twitter.com).

# **EXHIBIT 18**

# WACHTELL, LIPTON, ROSEN & KATZ

MARTIN LIPTON  
HERBERT M. WACHTELL  
THEODORE N. MIRVIS  
EDWARD D. HERLIHY  
DANIEL A. REFF  
ANDREW B. BROWNSTEIN  
STEVEN A. ROSENBLUM  
JOHN F. SAVARESE  
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IGOR KIRMAN  
JONATHAN M. MOSES  
T. EIKO STARGE  
WILLIAM SAVITT  
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NELSON D. FITTS  
JOSHUA M. HOLMES  
DAVID F. SHAPIRO  
DAMIAN G. DIDDEM  
IAN BOCCZO

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NEW YORK, N.Y. 10019-6150

TELEPHONE: (212) 403-1000

FACSIMILE: (212) 403-2000

GEORGE A. KATZ (1966-1989)  
JAMES H. FOGELSON (1967-1991)  
LEONARD M. ROSEN (1945-2014)

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LUMERMAN  
CHRISTINA C. MA  
NOAH B. YAVITZ

\* ADMITTED IN DELAWARE

Direct Dial: (212) 403-1329

Direct Fax: (212) 403-2329

E-Mail: [WDSavitt@wlrk.com](mailto:WDSavitt@wlrk.com)

October 24, 2022

Vijaya Gadde, Esq.  
Chief Legal Officer  
Twitter, Inc.  
1355 Market Street  
San Francisco, CA 94103

Dear Vijaya:

We here at Wachtell Lipton have been very grateful for the opportunity to work with you and your team on Twitter's behalf over the past number of months.

With the closing of the transaction with affiliates of Elon Musk now in prospect, we wanted to be in touch to memorialize our understanding on the total fee, inclusive of the success fee, contemplated by our engagement with Twitter. Confirming our agreement, subject to and effective as of a closing on or about October 28, 2022, Twitter agrees that Wachtell Lipton will be paid a total fee of \$90 million (the "Final Fee") immediately prior to the closing of the transaction in consideration of its work on Twitter's behalf since inception of its engagement. The Final Fee will constitute the entire fee payable to Wachtell Lipton and all prior invoices will be deemed satisfied by the payment of the Final Fee.

Should the transaction not be completed on or about October 28, 2022, Wachtell Lipton will continue to bill its time on an hourly basis and Twitter and Wachtell Lipton will endeavor to agree on final fee at a future time when the completion of our engagement is once again in prospect.

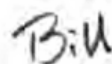
I should add that it's been an uncommon pleasure and privilege to work on this situation with you and the Twitter crew. We feel that we've made some very good friends along

Vijaya Gadde, Esq.  
Page 2

the way. We look forward to working towards a successful closing—and from there on to a proper celebration and new adventures down the line.

With warm regards.

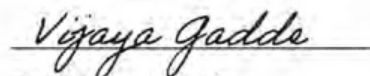
Sincerely,

Handwritten signature of William Savitt in black ink.

William Savitt

Accepted and Agreed:

Twitter, Inc.:

Handwritten signature of Vijaya Gadde in black ink, written over a horizontal line.

By: Vijaya Gadde