

EXHIBIT 13

From: [Todd Gregorian](#)
To: [Michael Bubman](#)
Cc: [Christopher Lavin](#); [Alan Mirman](#)
Subject: RE: Europlay Capital Advisors, LLC, et al. v. PersonalWeb Technologies, LLC (No. 21VECV00575, Super. Ct., Cnty. of L.A.)
Date: Wednesday, February 16, 2022 9:54:01 AM

Michael,

Could you confirm whether any of the plaintiffs in the Superior Court action, including their principals or their counsel, have provided input and direction to counsel on individual briefs or any other matters in PersonalWeb's litigations?

Thank you,
-t

From: Todd Gregorian
Sent: Monday, February 14, 2022 11:46 AM
To: Michael Bubman <mbubman@mbn.law>
Cc: Christopher Lavin <CLavin@fenwick.com>; Alan Mirman <amirman@mbn.law>
Subject: RE: Europlay Capital Advisors, LLC, et al. v. PersonalWeb Technologies, LLC (No. 21VECV00575, Super. Ct., Cnty. of L.A.)

Michael,

Thank you for taking my call. I am writing to confirm the details:

1. The receiver has prepared some financial reports concerning the PersonalWeb estate, but not on a monthly basis. It is the receiver's position that Amazon is not entitled to copies of those reports, even considering Amazon's status as a judgment creditor of PersonalWeb.
2. The receiver is not aware of any assets in the PersonalWeb estate other than its litigation claims.
3. The receiver has provided "big picture" direction to PersonalWeb's attorneys considering the management of its pending litigation claims, but other parties including PersonalWeb's principal(s) have continued to provide input and direction on, for example, individual briefs. The receiver has not had any input or provided any direction to PersonalWeb or its attorneys concerning discovery matters, and in particular has not directed PersonalWeb's compliance with the federal court orders directing it to turn over documents and to answer interrogatories.

Stubbs Alderton is seeking to withdraw from the representation of PersonalWeb, both at the Federal Circuit and in the district court, because of the ethical conflict PersonalWeb's refusal to comply with court orders has allegedly caused the Stubbs Alderton attorneys. Given that the Superior Court directed the receiver to manage these cases as part of the Collateral, Amazon's position is that the receiver should immediately appear through counsel or otherwise make clear to both the federal district court that he is belatedly assuming control of these matters and directing PersonalWeb's compliance going forward. Let us know your position.

Best,

Todd Gregorian

Fenwick | Partner | +1 415-875-2402 | tgregorian@fenwick.com | Admitted to practice in California.

From: Todd Gregorian

Sent: Monday, February 14, 2022 11:27 AM

To: Michael Bubman <mbubman@mbn.law>

Cc: Christopher Lavin <CLavin@fenwick.com>; Alan Mirman <amirman@mbn.law>

Subject: RE: Europlay Capital Advisors, LLC, et al. v. PersonalWeb Technologies, LLC (No. 21VECV00575, Super. Ct., Cnty. of L.A.)

Michael,

I am just following up as I have not heard from you regarding our below requests. I will try your office now.

Todd Gregorian

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From: Todd Gregorian

Sent: Wednesday, February 9, 2022 7:15 PM

To: Michael Bubman <mbubman@mbn.law>

Cc: Christopher Lavin <CLavin@fenwick.com>; Alan Mirman <amirman@mbn.law>

Subject: Re: Europlay Capital Advisors, LLC, et al. v. PersonalWeb Technologies, LLC (No. 21VECV00575, Super. Ct., Cnty. of L.A.)

Friday works. Thank you.

On Feb 9, 2022, at 7:01 PM, Michael Bubman <mbubman@mbn.law> wrote:

**** EXTERNAL EMAIL ****

Todd:

I have had no time today and expect the same for tomorrow. I will likely be able to speak on Friday. I will know better tomorrow and will let you know.

Best regards,

Michael



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Please take note that my email address has changed

From: Todd Gregorian <TGregorian@fenwick.com>
Sent: Wednesday, February 9, 2022 4:56 AM
To: Michael Bubman <mbubman@mbn.law>
Cc: Christopher Lavin <CLavin@fenwick.com>; Alan Mirman <amirman@mbn.law>
Subject: RE: Europlay Capital Advisors, LLC, et al. v. PersonalWeb Technologies, LLC
(No. 21VECV00575, Super. Ct., Cnty. of L.A.)

Michael,

Please let me know your availability today or tomorrow to confer on a motion with respect to the two issues below.

Thanks,
-t

From: Todd Gregorian
Sent: Sunday, February 6, 2022 9:17 AM
To: Michael Bubman <mbubman@mbn.law>
Cc: Christopher Lavin <CLavin@fenwick.com>; Alan Mirman <amirman@mbn.law>
Subject: RE: Europlay Capital Advisors, LLC, et al. v. PersonalWeb Technologies, LLC
(No. 21VECV00575, Super. Ct., Cnty. of L.A.)

Michael,

Could you provide us with the courtesy of a response to the two requests below on Monday?

Thank you,

Todd Gregorian
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practice in California.

From: Todd Gregorian

Sent: Friday, February 4, 2022 7:13 PM

To: Michael Bubman <mbubman@mbn.law>

Cc: Christopher Lavin <CLavin@fenwick.com>; Alan Mirman <amirman@mbn.law>; Baratz, Michael <MBaratz@steptoe.com>

Subject: RE: Europlay Capital Advisors, LLC, et al. v. PersonalWeb Technologies, LLC (No. 21VECV00575, Super. Ct., Cnty. of L.A.)

Michael,

Amazon's position is that dissipating cash on hand on speculative patent litigation is not marshalling the PersonalWeb assets on behalf of all creditors, it is prioritizing the Insiders' claims over Amazon's interests, and doing so in a way that most likely cannot be undone. Thus the reason for the writ. If you review the rest of the brief that you cited in the email below, you will see that Amazon has no objection to the receiver pursuing those lawsuits but *only after* Amazon's judgment has been secured through appropriate means, such as a supersedeas bond. I understand from your confirmation that without the writ, the receiver intends to continue dissipating cash out of the estate. Thank you for clarifying the receiver's position.

My colleague Mr. Lavin below requested that you provide copies of all past and future monthly receiver reports. These are a required duty of the receiver; there should be at least eight such reports prepared already; and the PersonalWeb Insiders have represented to the Court of Appeal that even as a non-party creditor Amazon is entitled to them and to object to any of the actions they reflect. You did not respond to that request—please do so, either by providing all such reports or the receiver's reason for refusing to do so.

Please also confirm immediately whether, as part of his duty to preserve the collateral or otherwise, the receiver is directing PersonalWeb's counsel Stubbs Alderton and MoloLamken and their conduct in the federal court proceedings (and what date he first assumed that role if so)—or if instead he is allowing Mr. Weiss and Mr. Bermeister or other principals of PersonalWeb to continue to manage that part of the estate in violation of the Superior Court's orders.

Both you and PersonalWeb's litigation counsel have on multiple occasions threatened contempt sanctions against Amazon, so let me address that issue directly. Amazon has the utmost respect for the authority of the Superior Court. But your and PersonalWeb's threats are meritless---an attempt to misuse the Court's authority to protect the Insiders' interests and prevent a legitimate creditor from having its claim to priority heard. Since we have received these threats over the course of five months, I suspect you are already well aware that Amazon has not violated the Court's order. The only actions Amazon has taken thus far are to seek the writ mentioned above and to ask the federal court to clarify whether PersonalWeb must comply with *discovery orders* that first issued before the receivership was created and to which PersonalWeb raised *no objections* based on the receivership in later hearings concerning its violation of those orders. None of that violates a word of the injunction. Moreover, Amazon attempted to

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