

EXHIBIT A
to Court Order Following Discovery Hearing

Party	Action Item	Deadline: No later than	Further Order by the Court
Personal Web	<ol style="list-style-type: none"> 1. 8 hard drives currently being evaluated by vendor: Report findings to Amazon with a proposal regarding time needed to resolve any issues. 2. Meet and confer with Amazon regarding quality-control issues, including issues with load files. 	<p>1/10/23</p> <p>1/10/23</p>	
BDE	<ol style="list-style-type: none"> 1. Corrected search to be completed and production of responsive documents to Amazon. 2. If there is a dispute regarding BDE's clawback of 13 purportedly privileged documents, a joint statement is to be submitted to the Court in accordance with this Court's standing order, including the requirement for robust meet and confer, and the documents to be emailed to the SVKCRD@cand.uscourts.gov for in camera review. 	<p>1/17/23</p> <p>1/17/23</p>	Counsel for BDE has reason to believe most documents will be privileged. If not, counsel are to meet and confer regarding any necessary adjustment to production date in accordance with this Order.
Claria/ECA	<ol style="list-style-type: none"> 1. Counsel to determine whether Claria/ECA are implicated in the corrected 	1/17/23	

	<p>search to be conducted by BDE.</p> <p>2. Production of responsive documents from Mr. Markilies' SAM email account(s).</p>	1/20/23	<p>Mr. Markilies is the managing agent for both Claria and ECA. He is also a partner at SAM. Amazon presented evidence of Mr. Markilies using his SAM email account(s) to conduct business on behalf of those entities. Mr. Markilies, as a SAM partner, even if inactive, has control over his SAM email account(s). Accordingly, in response to the subpoenas on Claria and ECA, Mr. Markilies' SAM email account(s) are to be searched for responsive documents.</p>
SAM	<p>1. Provide Personal Web responses to its outstanding inquiry regarding as to the origin of search terms used to identify certain documents.</p> <p>2. Produce documents from corrected search re Claria Innovations.</p> <p>3. Issue which resulted in 4 missing emails produced by ECA but not SAM, to be addressed and rectified.</p> <p>4. In re issues relating to the McKool hard drive and Santa server, identify the parameters of the problem and propose a</p>	<p>1/10/23</p> <p>1/10/23</p> <p>1/17/23</p> <p>1/17/23</p>	<p>SAM to comply with nos. 4 and 5 by communicating directly with Amazon <i>and</i> filing</p>

	<p>timeline for resolution in accordance with this Order.</p> <p>5. In re documents identified pursuant to the search terms and participants identified at the hearing but upon review SAM has a good faith belief either do not belong to Personal Web or implicate privileges held by third parties, SAM to identify the parameters of the problem, including the number of documents at issue, and propose a timeline for resolution in accordance with this Order.</p>		<p>a letter brief with the Court, not to exceed three pages.</p>
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