

EXHIBIT C

From: [McCormick, Patrick Emerson](#)
To: [Todd Gregorian](#)
Cc: [Christopher Lavin](#)
Subject: RE: [23984-00507] PersonalWeb Technologies, LLC et al v. Twitch Interactive, Inc. (closed 10/29/2020) (Doc# 297, N.D. Cal. 5:18-cv-05619-BLF)
Date: Tuesday, December 5, 2023 9:18:06 AM
Attachments: [image001.png](#)
[image002.png](#)

**** EXTERNAL EMAIL ****

Todd,

As a party to the phone call, I am aware of what the Parties discussed. We did not agree to anything other than to discuss potential numbers with our clients. Chris agreed to ask Amazon about its asserted midpoint of \$283,000, and I agreed to ask PersonalWeb about its asserted midpoint of \$320,000. Neither of us had authority to agree to either of those numbers on behalf of our respective clients, and were both very clear on that issue.

Seemingly, Amazon rejected both of those numbers and offered \$280,000, per Chris' email on December 1, 2023 at 1:52pm PST below. PersonalWeb has also rejected both those numbers and now offers \$423,000.

Best,
Patrick

Patrick Emerson McCormick, CIPP/US
He|Him|His
Associate
Admitted in Arizona, California, and Colorado
PMcCormick@lewisroca.com
D. 520.629.4455

LEWIS  ROCA

From: Todd Gregorian <TGregorian@fenwick.com>
Sent: Tuesday, December 5, 2023 10:11
To: McCormick, Patrick Emerson <PMcCormick@lewisroca.com>
Cc: Christopher Lavin <CLavin@fenwick.com>
Subject: RE: [23984-00507] PersonalWeb Technologies, LLC et al v. Twitch Interactive, Inc. (closed 10/29/2020) (Doc# 297, N.D. Cal. 5:18-cv-05619-BLF)

CAUTION! [EXTERNAL to Lewis Roca]

Patrick,

Amazon did not make an offer of \$280k to PersonalWeb. Counsel mutually agreed, for the sake of moving past this issue, to determine their respective clients' willingness to agree to \$280k as the midpoint between their current numbers. PersonalWeb is of course free to say "no" or take any other position it wishes. But it is disappointing to see PersonalWeb misrepresent the negotiating history.

Todd Gregorian

Fenwick | Partner | +1 415-875-2402 | tgregorian@fenwick.com

From: McCormick, Patrick Emerson <PMcCormick@lewisroca.com>

Sent: Tuesday, December 5, 2023 8:36 AM

To: Todd Gregorian <TGregorian@fenwick.com>

Cc: Christopher Lavin <CLavin@fenwick.com>

Subject: RE: [23984-00507] PersonalWeb Technologies, LLC et al v. Twitch Interactive, Inc. (closed 10/29/2020) (Doc# 297, N.D. Cal. 5:18-cv-05619-BLF)

**** EXTERNAL EMAIL ****

Todd,

I understand Amazon's asserted deadline to respond has passed. PersonalWeb has responded and I provide this offer in case there is still time to resolve this informally.

PersonalWeb will stipulate to requesting a reduction of \$423,000. This is halfway between \$566,000—the number PersonalWeb believes it should be based on the entries it has submitted to the Court—and Amazon's offer of \$280,000.

PersonalWeb does not find Amazon's argument that these entries were incurred for reasons other than alter ego claims convincing, as no other reasons are given in Amazon's entries or briefs submitted to the Court. Nor does PersonalWeb find Amazon's claim that a certain percentage of these can just be summarily discounted, just as the Court rejected a broad percentage application. That said, PersonalWeb is willing to resolve this informally at a number closer to what it believes the Court should grant.

Best,
Patrick

Patrick Emerson McCormick, CIPP/US

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-----Original Message-----

From: Todd Gregorian <TGregorian@fenwick.com>

Sent: Monday, December 4, 2023 12:42

To: McCormick, Patrick Emerson <PMcCormick@lewisroca.com>

Cc: Christopher Lavin <CLavin@fenwick.com>

Subject: Re: [23984-00507] PersonalWeb Technologies, LLC et al v. Twitch Interactive, Inc. (closed 10/29/2020) (Doc# 297, N.D. Cal. 5:18-cv-05619-BLF)

CAUTION! [EXTERNAL to Lewis Roca]

Patrick

Please let us know by 4pm today whether there is an agreement to \$280k as the amount, and if so provide a stipulation. Absent an agreement we will file our opposition brief.

thanks,

-t

On Dec 4, 2023, at 11:36 AM, McCormick, Patrick Emerson <PMcCormick@lewisroca.com> wrote:

** EXTERNAL EMAIL **

Chris,

I do not have a response from PersonalWeb to Amazon's offer yet. I will let you know as soon as I have any response.

Best,

Patrick

Patrick Emerson McCormick, CIPP/US

He|Him|His

Associate

Admitted in Arizona, California, and Colorado <image001.png>

PMcCormick@lewisroca.com<mailto:PMcCormick@lewisroca.com>

D. 520.629.4455

<image002.png>

From: Christopher Lavin <CLavin@fenwick.com>

Sent: Monday, December 4, 2023 09:43

To: McCormick, Patrick Emerson <PMcCormick@lewisroca.com>; Todd Gregorian <TGregorian@fenwick.com>

Subject: RE: [23984-00507] PersonalWeb Technologies, LLC et al v. Twitch Interactive, Inc. (closed 10/29/2020) (Doc# 297, N.D. Cal. 5:18-cv-05619-BLF)

CAUTION! [EXTERNAL to Lewis Roca]

Patrick,

Please let us know whether you've been able to connect with PersonalWeb on the stipulated fees amount since Friday, and if, not, when you expect to.

Regards,
Chris

Chris Lavin
Fenwick | Associate | +1 415-875-2287 | CLavin@fenwick.com<mailto:>

From: Christopher Lavin
Sent: Friday, December 1, 2023 2:50 PM
To: McCormick, Patrick Emerson <PMcCormick@lewisroca.com>; Todd Gregorian <TGregorian@fenwick.com>
Subject: RE: [23984-00507] PersonalWeb Technologies, LLC et al v. Twitch Interactive, Inc. (closed 10/29/2020) (Doc# 297, N.D. Cal. 5:18-cv-05619-BLF)

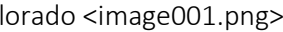

Thanks, Patrick, we're filing now.

Chris Lavin
Fenwick | Associate | +1 415-875-2287 | CLavin@fenwick.com<mailto:>

From: McCormick, Patrick Emerson <PMcCormick@lewisroca.com<mailto:PMcCormick@lewisroca.com>>
Sent: Friday, December 1, 2023 2:40 PM
To: Christopher Lavin <CLavin@fenwick.com<mailto:CLavin@fenwick.com>>; Todd Gregorian <TGregorian@fenwick.com<mailto:TGregorian@fenwick.com>>
Subject: RE: [23984-00507] PersonalWeb Technologies, LLC et al v. Twitch Interactive, Inc. (closed 10/29/2020) (Doc# 297, N.D. Cal. 5:18-cv-05619-BLF)

** EXTERNAL EMAIL **

I consent. Thank you.

Patrick Emerson McCormick, CIPP/US
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From: Christopher Lavin <CLavin@fenwick.com<mailto:CLavin@fenwick.com>>
Sent: Friday, December 1, 2023 15:36
To: McCormick, Patrick Emerson <PMcCormick@lewisroca.com<mailto:PMcCormick@lewisroca.com>>; Todd Gregorian

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