

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

UNIVERSITY OF MASSACHUSETTS and)	
CARMEL LABORATORIES, LLC,)	
)	
Plaintiffs,)	C.A. No. 17-868-CFC-SRF
)	
v.)	
)	
L'ORÉAL USA, INC.,)	
)	
)	
Defendant.)	
)	

**DEFENDANT L'ORÉAL USA, INC.'S NOTICE OF DEPOSITION OF
KEVIN LEHMAN**

PLEASE TAKE NOTICE that pursuant to Federal Rule of Civil Procedure 30(b)(1) and the Local Court Rules for the United District Court for the District of Delaware, Defendant L'Oréal USA, Inc. ("Defendant" or "L'Oréal USA"), by its attorneys, will take the deposition upon oral examination either in-person or by remote audio-video conference¹ of Kevin Lehman at a date, time and location that is mutually agreeable to the parties. The deposition will continue from day to day, excluding Saturdays, Sundays and legal holidays until complete.

The deposition shall be conducted upon oral examination before a court reporter, notary public, or other official authorized to administer oaths under law², and will be recorded by

¹ L'Oréal USA, Inc. reserves the right to take the deposition in-person or by remote audio-video conference which will be dependent on the COVID-19 guidelines in place at the time of the agreed-upon deposition date. L'Oréal USA will give sufficient notice to plaintiffs regarding the format for the deposition.

² Should the deposition proceed by remote audio-video conference, the court reporter may administer the oath and take testimony without being in the presence of the deponent, so long as the officer or other person before whom the deposition is to be taken can both see and hear the

stenographic, audio, audiovisual, video, and/or real-time computer means. The arrangements for the deposition will be made by counsel for L'Oréal USA and contact information for the reporting service will be provided in advance of the deposition. Counsel for plaintiffs are encouraged to contact the reporting service in advance of an audio-video deposition in order to ensure technology compatibility and to complete adequate testing in order to avoid delays.

OF COUNSEL:

ERIC W. DITTMANN
ISAAC S. ASHKENAZI
NICHOLAS A. TYMOCZKO
PAUL HASTINGS LLP
200 Park Avenue
New York, New York 10166
(212) 318-6000

DENNIS S. ELLIS
KATHERINE F. MURRAY
BROWNE GEORGE ROSS LLP
2121 Avenue of the Stars, Suite 2800
Los Angeles, California 90067
(310) 274-7100

NAVEEN MODI
JOSEPH E. PALYS
PAUL HASTINGS LLP
875 15th Street, N.W.
Washington, D.C. 20005
(202) 551-1990

/s/ Katharine L. Mowery
Frederick L. Cottrell, III (#2555)
Jeffrey L. Moyer (#3309)
Katharine L. Mowery (#5629)
Richards, Layton & Finger, P.A.
One Rodney Square
920 N. King Street
Wilmington, Delaware 19801
(302) 651-7700
cottrell@rlf.com
moyer@rlf.com
mowery@rlf.com

*Attorneys for Defendant
L'Oréal USA, Inc.*

Dated: May 4, 2020

deponent by audio-video communication equipment or technology for purposes of positively identifying the deponent.