

# PROTECTIVE ORDER MATERIAL

## Message

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**From:** Clifton Kagawa [clifkagawa@hawaii.rr.com]  
**on behalf of** Clifton Kagawa <clifkagawa@hawaii.rr.com> [clifkagawa@hawaii.rr.com]  
**Sent:** 5/21/2004 6:05:26 PM  
**To:** tim@adss.tv; 'Glenn Yamashita' [gyamashita@bbitv.com]; 'Milton Diaz' [mdiaz@bbitv.com]  
**Subject:** Re: Galileo Engagement Proposal

Allen & Co, Bain, Veronis Suhler and Warburg Pincus are the bluest of blue chip investors. While it would be great to meet with them, I wonder whether we are too small a deal.

Constellation, Granite, Megunticook and Sandler are on our list and have been preliminarily vetted. They would be worth meeting.

Milestone, Quadrangle and Spire are outside our sphere.

Tri-Artisan, Waller Sutton and Wicks seem to be good prospects.

That's seven good prospects plus the three strategic VCs.

Am working on a contact at Quetzal/JP Morgan, another seemingly good target...media/minority focus.

Plus, TWI, Intel, Draper, and Skyway.

We have a data base of another 80-90 VCs we have developed which we can share with Galileo, but suggest we have them work on their contacts first for meetings the week of June 6.

Clif

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

**From:** Tim Evard  
**To:** 'Cliff Kagawa' ; 'Glenn Yamashita' ; 'Milton Diaz'  
**Sent:** Thursday, May 20, 2004 10:11 PM  
**Subject:** FW: Galileo Engagement Proposal

Glenn -

You might want to check out some of these companies and see if they are the kind of firms we expected.

Tim

Tim Evard  
CCS, Inc  
4380 PGA Boulevard  
Suite 101  
Palm Beach Gardens, FL 33410  
561-775-1208  
561-775-7877 fax  
561-512-5100 mobile  
tim@adss.tv

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

**From:** thomas f. burchill [mailto:tburchill@msn.com]  
**Sent:** Thursday, May 20, 2004 3:24 PM  
**To:** tim evard  
**Cc:** peter\_frame  
**Subject:** Re: Galileo Engagement Proposal

Tim, Peter has filled me in on our understanding and we look forward to receiving the revised engagement letter from you. Enclosed is a list of places where, subject to your approval, we would solicit investment funding.

Talk to you soon.

Tom

Thomas F. Burchill  
Galileo Management LLC  
41 Madison Avenue Suite 3810  
New York, NY 10010  
Tel: 646 442-0808  
Fax: 646 442-0801  
cell: 917 757-9647

BBiTV EX2094  
DISH v. BBiTV

# PROTECTIVE ORDER MATERIAL

tburchill@msn.com  
----- Original Message -----  
From: tim evard  
To: 'thomas f. burchill'  
Cc: 'peter\_frame'  
Sent: Tuesday, May 18, 2004 7:58 AM  
Subject: RE: Galileo Engagement Proposal

Sorry for the delay in responding.

We remain interested in working with you.

I am in Hawaii next week, and we will be discussing our strategy for going forward.

I will call you while I am there.

Thanks,

Tim

Tim Evard  
CCS, Inc  
4380 PGA Boulevard  
Suite 101  
Palm Beach Gardens, FL 33410  
561-775-1208  
561-775-7877 fax  
561-512-5100 mobile  
tim@adss.tv

-----Original Message-----  
From: thomas f. burchill [mailto:tburchill@msn.com]  
Sent: Friday, May 14, 2004 3:09 PM  
To: tevard@BBiTV.com  
Cc: peter\_frame  
Subject: Galileo Engagement Proposal

Dear Tim,

It was a pleasure seeing you the other day and it was nice to meet your associate, Cliff, as well. Peter and I are high on the concept and we are anxious to get started. As promised, I am forwarding our engagement proposal and look forward to your comments in connection with it. Thank you for having the business plan sent to us. It is professional and thorough but not nearly as effective as an in person presentation. Most investors want to gauge the management behind the business and you will be well received in that regard.

All the best,  
Tom

Thomas F. Burchill  
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