From: Mari2much@aol.com
Sent: Wednesday, December 14, 2011 3:50 PM
To: Najjar, Ameen <anajjar@ncaa.org>
Subject: Re: DEPOSITION STATUS

I just got off the phone with counsel for Huyghue, the latter who indicated they would be willing to go forward with a deposition of Mr. Huyghue on December 28, 2011, in Orlando. Would you be able to appear telephonically? Does the University representative want to ask questions? I am very concerned that the University itself will leak what is going on and then witnesses like Mr. Sean Allen may be intimidated. Hence I am glad we are getting Allen out of the way on Monday. Also, I think all questions should come from one person. Furthermore, as to Leshner, it may be hard to tie him in financially with Capitol, hence I think it may be best to get Leshner out of the way within the required time frame. Let me know your thoughts, however, it is likely that we will move forward with the filing of the adversary complaint against Huyghue, and then maybe we can just do Leshner, as he will be the more difficult party to sue. Also, if I am approved to visit with Nevin this Friday in order to prepare for Sean Allen's deposition, will the NCAA agree to pay for flight and hotel, I believe the flight will likely be close to $600.00 and the hotel is about $105.00 per night, plus tax. Let me know.

In a message dated 12/14/2011 3:03:30 P.M. Eastern Standard Time, anajjar@ncaa.org writes:

> Maria,
>
> 1. Can a university representative participate (listen) by phone, which would be far less intimidating.
>
> 2. I authorize you filing an adversary proceeding related to Mario Sanchez as well as Huyghue and Leshner because the December 27 and 28 dates are unworkable for me and the university.
>
> 3. I also authorize you visit expenses with Mr. Shapiro.
>
> Thanks,
>
> Ameen Najjar
>
> Sent from my iPhone
>
> On Dec 14, 2011, at 1:34 PM, "Mari2much@aol.com<mailto:Mari2much@aol.com>" <Mari2much@aol.com<mailto:Mari2much@aol.com>> wrote:
>
> I do not have to notice a University of Miami representative, and I really do not want them there, as this will only serve to intimidate Mr. Sean Allen. In lieu of the fact Sean Allen's attorney moved his date of deposition up, I am going to try and schedule a visit with Nevin for this week, probably all day Friday. However, I cannot ask his parents to pay for this because his mother will tell me to go F--myself. Hence I need the NCAA to approve the cost of my airfare and hotel for a one (1) day visit with Mr. Shapiro, as he is going to prep me as well for Mr. Allen's deposition. Also, I need to know if the NCAA is going to approve the costs associated with filing an adversary proceeding under Chapter Seven against Mario Sanchez, and in order to allow us more time to take his deposition. Along that same vein, if we can conclude all of the depositions scheduled by December 29, 2011, there will be no need to file adversary preliminary complaints against anyone except for Mr. Mario Sanchez. Unless of course the deposition testimony elicited gives rise to the filing of an adversary preliminary complaint, at which point I will discuss the matter further with my client.
>
> Additionally, I just spoke to the attorney for Michael Huyghue, her name is [redacted] and she has indicated her firm will be representing Mr. Huyghue at deposition, however, she also indicated they would like to conduct the deposition in January, 2012, and they would also like for the deposition to take place in Orlando, Florida. I advised that I would be willing to conduct the deposition in Orlando only if the deposition could be conducted sooner rather than later. Attorney [redacted] indicated she was going to confer with co-counsel [redacted], concerning my proposal, and would thereafter get back to me. Based upon the foregoing, I need confirmation from the NCAA that they are going to cover any expenses associated with my travel to Orlando for Mr. Huyghue's deposition if opposing counsel moves it up, or alternatively, I need the NCAA to send me confirmation that they will agree to pay the costs associated with filing an adversary preliminary complaint against Mr. Huyghue. I believe everyone else that we are concerned with can be brought in for deposition in the Luther Campbell matter. Please give me a response by the end of the day. Looking forward to your

response, I am,

Very truly yours,

Maria Elena Perez, Esq.

In a message dated 12/14/2011 7:00:21 A.M. Eastern Standard Time, anajjar@ncaa.org<mailto:anajjar@ncaa.org> writes:
Great work Maria. I will attend Sean Allen's deposition the 19th and I imagine a university representative will attend as well.

Ameen

Sent from my iPhone

On Dec 13, 2011, at 11:43 PM, "mari2much@aol.com<mailto:mari2much@aol.com>" <mari2much@aol.com<mailto:mari2much@aol.com>> wrote:

> First and foremost, I hope this email finds you well. Second, Mr.
> Sean Allen, Mr. Michael Huyghue, and Mr. David Leshner, have all been
> successfully served and noticed for deposotion. I will be forwarding
> the Notices of Deposition to you tomorrow. Third, as it currently
> stands, Mr. Michael Huyghue and Mr. David Leshner are set for
> deposition on December 27, 2011 and December 28, 2011. However,
> counsel for Mr. Sean Allen has agreed to permit Mr. Sean Allen to be
> examined on December 19, 2011, as his counsel will be out of town from
> December 23, 2011 through December 30, 2011. Hence please advise if
> you can attend the December 19, 2011, deposition. If you cannot
> attend, please send any and all questions for Mr. Sean Allen, although
> I believe Mr. Shapiro has all the questions covered. Interestingly,
> counsel for Mr. Sean Allen wanted to confirm with the undersigned
> counsel that I was the only party that would be attending the depositon
> aside from Mr. Sean Allen and his counsel. Equally interesting,
> counsel for Mr. Sean Allen advised the undersigned that he had looked
> through his client's bank statements and could attest that his client
> basically cashed checks for Mr. Shapiro and delivered cash to
> individuals at the direction of Mr. Shapiro. Based upon his
> attorney's representations, they had already reviewed his bank
> statements and seemed ready to be transparent, however, as
> aforementioned, they were concerned about who would be present. It is
> my impression that if any representatives of the NCAA are identified as
> parties present at the deposition, Mr. Allen will be spooked, and he is
> not likely to be truthful. Fourth, Mario Sanchez is evading service
> and he moved from his last known address six months ago. I made verbal
> contact with Mario Sanchez today, and he basically told me that we were
> going to have to find him because he was not going to give up his new
> address. Consequently, I am going to suggest to Mr. Shapiro that we
> move forwarding with the filing of an adversary preliminary complaint
> against Mario Sanchez, based upon is knowing acceptance of proceeds
> from the Ponzi. I also believe he may have other liability. Please
> let me know your thoughts and availability for the December 19th, 2011,
> deposition of Mr. Sean Allen. Looking forward to your response, I am,
>
> Very truly yours,
>
> Maria Elena Perez, Esq.
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>

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