From: Maria Elena Perez <mari2much@aol.com>
Sent: Wednesday, September 5, 2012 12:24 AM
To: Hannah, Stephanie <shannah@ncaa.org>
Subject: Re: Outstanding Issues REF: Nevin Shapiro Investigation

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Thank you for your response. However, when Ameen received my explanation ref: the bankruptcy training and the issuance of the subpoenas, he provided verbal consent hence the subsequent filings of the Rule 2004 examination subpoenas. Had Ameen not approved the bankruptcy training, neither Sean Allen or the Michael Huyghue rule 2004 exams would have moved forward. I hope this helps, as I really want to finish the remaining work so this can be a closed chapter and we can move forward.

Sent from my iPhone

On Sep 4, 2012, at 10:13 PM, "Hannah, Stephanie" <shannah@ncaa.org> wrote:

> Maria,
> Thanks again for your explanation below. I also don't want to take up your time with this billing issue, and I think that for the most part, it has been resolved on our end. However, if you have any further detail regarding Ameen's approval to pay for the bankruptcy training, that would be helpful. For instance, I see you sent him an email apprising him that you would need to engage in the training. Do you have his email approving that expense, or did he provide it verbally? You're right, we can reach out to Ameen to figure it out, but I'm thinking you may be able to provide a quicker response.
> Please be assured that we don't question that you did the work outlined in the invoices, but it's important to confirm the approval for the training.
> Thanks,
> Steph Hannah
>
> Sent from my iPhone
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> On Aug 29, 2012, at 1:20 PM, "Mari2much@aol.com<mailto:Mari2much@aol.com>" <Mari2much@aol.com<mailto:Mari2much@aol.com>> wrote:
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> First and foremost, I hope this email finds you well. Second, on Friday I received a return telephone call from Buchwald Jewelers regarding the subpoena, however, I have not spoken to them or returned their phone calls as a result of Hurricane Isaac, as everything was closed on Monday, and on Friday, everyone was preparing for the storm. Third, pursuant to our conversation last week, I have not received a telephone call from any investigator for the NCAA regarding the invoices I submitted several weeks ago. Fourth, I have a deadline I need to make in Mr. Shapiro's case, and I truly cannot spend a lot of time on this issue of the billing, and quite frankly, I thought this was a non-issue. Fifth, I understand that during the course of our last conversation you indicated the NCAA was not challenging the invoices, however, based upon your representations, the issue was that your investigator wanted to get all of the facts in order to justify said payment to Ms. Julie Roe. However, it is my understanding from Mr. Najjar that Ms. Roe was fully aware of the undersigned counsel's financial arrangements with the NCAA, and Mr. Najjar remains available if there are any questions or issues regarding the undersigned counsel's outstanding invoices.
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> Sixth, unfortunately, you have not been involved in the evolution of my working relationship with the NCAA, hence, I will briefly summarize same, as this may likewise be forwarded to your investigator. Sometime back in early October, 2011, the NCAA, who was already corresponding with Mr. Shapiro, approached the undersigned counsel and inquired into the possibility of deposing certain witnesses the NCAA was interested in questioning. Furthermore, Mr. Shapiro was also interested in conducting the depositions of various witnesses for due diligence purposes, as well as to obtain additional evidence corroborating certain information Mr. Shapiro has provided to the federal government. Unfortunately, Mr. Shapiro's family was encountering financial difficulties, and it was decided that the NCAA would pay the undersigned counsel's legal fees and expenses in connection with any and all litigation that was of interest to both the NCAA and Mr. Shapiro.
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> In lieu of the fact the NCAA did not have subpoena power, Ameen Najjar approached the undersigned counsel back in October, 2011, and requested the undersigned counsel to provide the NCAA with the legal authority necessary to issue subpoenas in the Federal bankruptcy matter, and whether the undersigned counsel had said legal authority. In particular, Mr. Najjar wanted to confirm the undersigned counsel would be able to issue subpoenas for deposition in the only open forum available, which at that time was the bankruptcy court. (See October 11, 2011 email). After doing the research, the undersigned counsel advised Mr. Najjar of the Rule 2004 examination and subpoena process, and both Mr. Najjar and Mr. Johanningmeier agreed to retain my legal services in order to conduct the Rule 2004 examinations at issue. I have included the email wherein I explain to Ameen that the undersigned counsel needs to take an ECF training session to obtain full filing privileges with the Bankruptcy Court and in order issue the Rule 2004 subpoenas, etc.
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> Mr. Najjar, Mr. Johanningmeier, and the undersigned counsel conferred regarding the individuals the parties wanted deposed. As

usual, Mr. Shapiro wanted to depose a lot more people than Ameen, however, the parties came to an agreement that the following were the individuals to be deposed: (1) Sean Allen; (2) Michael Huyghue; (3) Mario Sanchez; (4) David Leshner. Ameen retained my services and likewise assured me that I would be fully reimbursed for all the time I expended, as well as any costs that I incurred in connection with the aforementioned depositions. Nevertheless, because there was a December 29th, 2011, deadline for conducting the Rule 2004 examinations, and because Mario Sanchez was missing in action, Michael Huyghue's attorney was also creating obstacles, as was counsel for David Leshner, Mr. Najjar directed the undersigned counsel to research the possibility of filing an adversary claim against Michael Huyghue, David Leshner, and Mario Sanchez. Mr. Najjar also approved travel expenses in connection with the undersigned counsel's need to visit with Mr. Shapiro in order to prepare for the Rule 2004 examinations. I have included a portion of the email exchanges between Mr. Najjar and the undersigned counsel, however, I did not include all of the emails because this would be time consuming, and the undersigned counsel just does not have the time right now to go through an exhaustive investigation of all of Mr. Najjar's emails.
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> After completing the examination of Mr. Sean Allen, however, the undersigned counsel advised Ameen the NCAA would not have to spend any monies to file the adversary complaints because the undersigned counsel would be able to proceed with the additional depositions beyond the December 29th, 2011, deadline via the Luther Campbell lawsuit that was filed against Mr. Shapiro.
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> The undersigned counsel has been extremely considerate and cost effective during the course of handling the Rule 2004 examinations on behalf of the NCAA, as the undersigned counsel did not bill for every phone call, email, etc., that was done, and notwithstanding the undersigned counsel was entitled to bill for said time. Moreover, although the undersigned counsel was authorized to incur travel expenses on behalf of the NCAA, the undersigned counsel was very cost conscience and tried to accomplish everything via telephonic interviews with Mr. Shapiro.
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> In fact, as late as April, 2012, the undersigned counsel reminded Ameen the undersigned counsel was still owed monies for outstanding costs, as well as the monies due and owing to the undersigned counsel for the time the undersigned counsel expended. In fact, on April 24th, 2012, the undersigned counsel advised Mr. Najjar that the undersigned counsel had been extremely busy on other issues involving Mr. Shapiro's case, but that the undersigned counsel would be forwarding the undersigned counsel's bill for costs incurred, as well as a bill for the time expended by the undersigned counsel. In response, Mr. Najjar advised the undersigned counsel to forward all due costs and bills for payment and he would begin the payment process immediately upon their receipt.
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> The undersigned counsel has worked very hard and the undersigned counsel trusts there will not be any issues with payment of the pending invoices. However, until the issue of payment is resolved, the undersigned counsel is not in a position to continue to incur costs and expenses, and to likewise invest more time without being reimbursed for same. As such, the undersigned counsel will complete Mario Sanchez' deposition, and likewise obtain the documents from Buchwald Jewelers once the issue of the undersigned counsel's invoices is resolved. As I previously indicated in my last email, the undersigned counsel has already issued the subpoena to Buchwald Jewelers pursuant to your request, and the undersigned counsel is simply waiting to receive the documents requested from Buchwald Jewelers.
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> Please let me know if there are any other issues or questions regarding the pending invoices. Looking forward to your response, I am,
>
> Very truly yours,
>
> Maria Elena Perez, Esq.
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>
> <AMEEN NAJJAR EMAILS.pdf>
> This email and any attachments may contain NCAA confidential and privileged information. If you are not the intended recipient, please notify the sender immediately by return email, delete this message and destroy any copies. Any dissemination or use of this information by a person other than the intended recipient is unauthorized and may be illegal.