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January 20, 2023

**VIA HAND DELIVERY AND  
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The Honorable Kathaleen St. J. McCormick  
Chancellor  
Delaware Court of Chancery  
Leonard L. Williams Justice Center  
500 North King Street, Suite 11400  
Wilmington, DE 19801-3734

**Re: *In re MSG Networks Inc. S'holders Class Action Litig.*,  
C.A. No. 2021-0575-KSJM;  
*In re Madison Square Garden Enter. Corp. S'holders Litig.*,  
Cons. C.A. No. 2021-0468-KSJM**

Dear Chancellor McCormick:

I write on behalf of the Plaintiffs in the MSG Networks action in response to  
Raymond DiCamillo's January 19, 2023<sup>1</sup> letter concerning Your Honor's order that

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<sup>1</sup> Rule 5.1(b)(3) states: "The designation of material as Confidential Information constitutes a certification that the designating lawyer, party, or person has reviewed the Document and believes that good cause exists for Confidential Treatment." For reasons known only to him, Mr. DiCamillo filed his letter under seal. However, I cannot in good faith represent to this Court that this response contains Confidential Information warranting Confidential Treatment under Rule 5.1, and thus have not filed this letter under seal.

MSGE produce electronically stored information (“ESI”) concerning MSGE’s termination of Vice President, Internal Audit & SOX Lorraine Peoples. As Your Honor will recall, Ms. Peoples was terminated in the days preceding a crucial meeting of MSGE’s Audit Committee to discuss, among other things, disclosures concerning the cost estimates for James Dolan’s Las Vegas Sphere project. As Your Honor is aware, after extensive motion practice and oral argument concerning Ms. Peoples’ ESI, Mr. DiCamillo has now disclosed that MSGE deleted all of Ms. Peoples’ ESI at some undisclosed time after Ms. Peoples was fired. The destruction of Ms. Peoples’ ESI was purportedly in accordance with an MSGE policy of deleting the ESI custodial files of terminated employees who are not subject to any preservation notice.

So much to answer for. Mr. DiCamillo’s disclosure that Ms. Peoples’ entire custodial file has been destroyed is – to put it mildly – troubling. Further, Mr. DiCamillo’s contention that MSGE – as a matter of policy – destroys all ESI emanating from terminated employees concurrently with their termination strains credulity. Its facial implausibility aside (particularly if such a policy were applied to a member of a publicly traded company’s internal audit team), this assertion is belied by MSGE’s production in this litigation of documents from other terminated

employees – including Jayne McGivern and Gokay Urenay, the MSGE executives most directly responsible for overseeing construction of James Dolan’s Las Vegas Sphere project – who were ***not*** identified by MSGE as custodians and who thus presumably were ***not*** subject to a litigation hold.

Mr. DiCamillo’s disturbing disclosure has obviously impacted the scope of the relief Plaintiffs sought concerning Ms. Peoples. Plaintiffs intend to discuss this matter with defense counsel, but given the circumstances here and the rapidly approaching trial date, we respectfully request that Your Honor schedule a status conference to discuss this latest development and the potential judicial remedies available at the Court’s earliest convenience.

We are available at the Court’s convenience if Your Honor has any questions regarding this matter, and greatly appreciate the Court’s assistance.

Respectfully,

*/s/ Christine M. Mackintosh*

Christine M. Mackintosh (#5085)

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## Transaction Details

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## Case Details

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Case Number	Case Name
2021-0468-KSJM	CONS W/2021-0692-KSJM/CONF ORD 6.25.2021/IN RE MADISON SQUARE GARDEN ENTERTAINMENT CORP. STOCKHOLDERS LITIGATION
2021-0575-KSJM	CONF ORD/CONS W/2021-0722/2021-0504/2021-0748-KSJM - IN RE MSG NETWORKS INC. STOCKHOLDER CLASS ACTION LITIGATION