

# EXHIBIT B

**From:** [Randy Mastro](#)  
**To:** [Jeroen van Kwawegen](#); [Frawley, Brian T.](#); [Gittes, Susan Reagan](#); [zzExt-mloconnor](#); [zzExt-John.Reed](#); [John Rosenberg](#); [Brett Perala](#); [zzExt-RAMcLeod](#); [Brown III, Ronald N.](#); [IBoczko@wlrk.com](#); [zzExt-mdavis](#); ["Klusman, Daniel"](#); [zzExt-wdsavitt](#); [Shelton, Chase J.](#); [Casey Lee](#); [Leah Aaronson](#)  
**Cc:** [Mark Lebovitch](#); [David Tejtelt \(External\)](#); [Joel Fleming \(joel@blockleviton.com\)](#); [Jules D. Albert - Kessler Topaz Meltzer & Check, LLP \(dalbert@ktmc.com\)](#); [Jason Leviton](#); [Eric Zagar](#); [Greg Varallo](#); [Andrew Blumberg](#); [kim@blockleviton.com](#); [Christine Mackintosh \(CMackintosh@gelaw.com\)](#); [Robert J. Kriner](#); [Tiffany Cramer](#); ["Carl L. Stine"](#); [Leah Aaronson](#); [Casey Lee](#); [Alvin Lee](#)  
**Subject:** Re: In re Madison Square Garden Ent. Corp. S'holders Litig., Consol. C.A. No. 2021-0468-KSJM // notice of subpoena duces tecum and ad testificandum  
**Date:** Friday, February 3, 2023 2:27:45 PM

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We will serve you by email with our motion to quash papers later today.

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**From:** Jeroen van Kwawegen <jeroen@blbglaw.com>

**Sent:** Friday, February 3, 2023 8:42 AM

**To:** Randy Mastro <RMastro@KSLAW.com>; Frawley, Brian T. <FrawleyB@sullcrom.com>; Gittes, Susan Reagan <srgittes@debevoise.com>; zzExt-mloconnor <mloconnor@debevoise.com>; zzExt-John.Reed <John.Reed@us.dlapiper.com>; John Rosenberg <jrosenberg@rglawpc.com>; Brett Perala <bperala@rglawpc.com>; zzExt-RAMcLeod <RAMcLeod@wlrk.com>; Brown III, Ronald N. <Ronald.Brown@us.dlapiper.com>; IBoczko@wlrk.com <IBoczko@wlrk.com>; zzExt-mdavis <mdavis@debevoise.com>; 'Klusman, Daniel' <Daniel.Klusman@us.dlapiper.com>; zzExt-wdsavitt <wdsavitt@WLRK.com>; Shelton, Chase J. <sheltonc@sullcrom.com>; Casey Lee <CLee@KSLAW.com>; Leah Aaronson <LAaronson@KSLAW.com>

**Cc:** Mark Lebovitch <MarkL@blbglaw.com>; David Tejtelt (External) <dtejtelt@fotpllc.com>; Joel Fleming (joel@blockleviton.com) <joel@blockleviton.com>; Jules D. Albert - Kessler Topaz Meltzer & Check, LLP (dalbert@ktmc.com) <dalbert@ktmc.com>; Jason Leviton <jason@blockleviton.com>; Eric Zagar <ezagar@ktmc.com>; Greg Varallo <Greg.Varallo@blbglaw.com>; Andrew Blumberg <Andrew.Blumberg@blbglaw.com>; kim@blockleviton.com <kim@blockleviton.com>; Christine Mackintosh (CMackintosh@gelaw.com) <cmackintosh@gelaw.com>; Robert J. Kriner <rjk@chimicles.com>; Tiffany Cramer <TJC@chimicles.com>; 'Carl L. Stine' <cstine@wolfpopper.com>; Leah Aaronson <LAaronson@KSLAW.com>; Casey Lee <CLee@KSLAW.com>; Alvin Lee <alvin.lee@kslaw.com>

**Subject:** RE: In re Madison Square Garden Ent. Corp. S'holders Litig., Consol. C.A. No. 2021-0468-KSJM // notice of subpoena duces tecum and ad testificandum

**CAUTION: MAIL FROM OUTSIDE THE FIRM**

Randy –

We are trying to comply with our legal obligations and have done everything in accordance with the law and the Confidentiality Orders. I have also extended you the professional courtesy of accepting service by email.

By contrast, you are trying to intimidate me with baseless threats and unfounded assumptions

while refusing to provide the basic information I requested below. Your client's conduct by imposing a ban to visit various venues on anyone who happens to disagree with him -- enforced by facial recognition software that was developed to protect us from terrorists and violent hooligans -- comes to mind.

The Court will see your email for what it is. Please attach this email chain to any motion you file. If you don't, I will appear and make sure the Court is aware of all relevant information, including your improper scare tactics.

All the best,

Jeroen

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**From:** Randy Mastro <RMastro@KSLAW.com>

**Sent:** Friday, February 3, 2023 10:13 AM

**To:** Jeroen van Kwawegen <jeroen@blbglaw.com>; Frawley, Brian T. <FrawleyB@sullcrom.com>; Gittes, Susan Reagan <srgittes@debevoise.com>; zzExt-mloconnor <mloconnor@debevoise.com>; zzExt-John.Reed <John.Reed@us.dlapiper.com>; John Rosenberg <jrosenberg@rglawpc.com>; Brett Perala <bperala@rglawpc.com>; zzExt-RAMcLeod <RAMcLeod@wlrk.com>; Brown III, Ronald N. <Ronald.Brown@us.dlapiper.com>; IBoczko@wlrk.com; zzExt-mdavis <mdavis@debevoise.com>; 'Klusman, Daniel' <Daniel.Klusman@us.dlapiper.com>; zzExt-wdsavitt <wdsavitt@WLRK.com>; Shelton, Chase J. <sheltonc@sullcrom.com>; Casey Lee <CLee@KSLAW.com>; Leah Aaronson <LAaronson@KSLAW.com>

**Cc:** Mark Lebovitch <MarkL@blbglaw.com>; David Tejtzel (External) <dtejtzel@fotpllc.com>; Joel Fleming (joel@blockleviton.com) <joel@blockleviton.com>; Jules D. Albert - Kessler Topaz Meltzer & Check, LLP (dalbert@ktmc.com) <dalbert@ktmc.com>; Jason Leviton <jason@blockleviton.com>; Eric Zagar <ezagar@ktmc.com>; Greg Varallo <Greg.Varallo@blbglaw.com>; Andrew Blumberg <Andrew.Blumberg@blbglaw.com>; kim@blockleviton.com; Christine Mackintosh (CMackintosh@gelaw.com) <cmackintosh@gelaw.com>; Robert J. Kriner <rjk@chimicles.com>; Tiffany Cramer <TJC@chimicles.com>; 'Carl L. Stine' <cstine@wolfpopper.com>; Leah Aaronson <LAaronson@KSLAW.com>; Casey Lee <CLee@KSLAW.com>; Alvin Lee <alvin.lee@kslaw.com>

**Subject:** Re: In re Madison Square Garden Ent. Corp. S'holders Litig., Consol. C.A. No. 2021-0468-KSJM // notice of subpoena duces tecum and ad testificandum

**[External]**

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Counsel,

The subpoena is defective in its face in violation of the 20-day notice period required under CPLR 3106(b) and 3120(2), and your apparent zeal nonetheless to comply with it seems more like collusion with the SLA for some ulterior motive than any genuine desire to meet your legal obligations. You are on notice that we will be moving to quash the SLA's subpoena and for a protective order before the return date and time of the subpoena, and you know that motion, once filed, will automatically stay the subpoena. And by your own admission, most of the documents in question (including deposition transcripts and many exhibits) have already been designated

confidential in any event. You therefore should not be producing anything pursuant to this obviously defective subpoena, and to do so anyway would have consequences.

Thanks,

Randy

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**From:** Jeroen van Kwawegen <[jeroen@blbglaw.com](mailto:jeroen@blbglaw.com)>

**Sent:** Friday, February 3, 2023 6:39 AM

**To:** Randy Mastro <[RMastro@KSLAW.com](mailto:RMastro@KSLAW.com)>; Frawley, Brian T. <[FrawleyB@sullcrom.com](mailto:FrawleyB@sullcrom.com)>; Gittes, Susan Reagan <[srgittes@debevoise.com](mailto:srgittes@debevoise.com)>; zzExt-mloconnor <[mloconnor@debevoise.com](mailto:mloconnor@debevoise.com)>; zzExt-John.Reed <[John.Reed@us.dlapiper.com](mailto:John.Reed@us.dlapiper.com)>; John Rosenberg <[rosenberg@rglawpc.com](mailto:rosenberg@rglawpc.com)>; Brett Perala <[bperala@rglawpc.com](mailto:bperala@rglawpc.com)>; zzExt-RAMcLeod <[RAMcLeod@wlrk.com](mailto:RAMcLeod@wlrk.com)>; Brown III, Ronald N. <[Ronald.Brown@us.dlapiper.com](mailto:Ronald.Brown@us.dlapiper.com)>; [IBoczko@wlrk.com](mailto:IBoczko@wlrk.com) <[IBoczko@wlrk.com](mailto:IBoczko@wlrk.com)>; zzExt-mdavis <[mdavis@debevoise.com](mailto:mdavis@debevoise.com)>; 'Klusman, Daniel' <[Daniel.Klusman@us.dlapiper.com](mailto:Daniel.Klusman@us.dlapiper.com)>; zzExt-wdsavitt <[wdsavitt@WLRK.com](mailto:wdsavitt@WLRK.com)>; Shelton, Chase J. <[sheltonc@sullcrom.com](mailto:sheltonc@sullcrom.com)>; Casey Lee <[CLee@KSLAW.com](mailto:CLee@KSLAW.com)>; Leah Aaronson <[LAaronson@KSLAW.com](mailto:LAaronson@KSLAW.com)>

**Cc:** Mark Lebovitch <[MarkL@blbglaw.com](mailto:MarkL@blbglaw.com)>; David Tejtcl (External) <[dtejtcl@fotpllc.com](mailto:dtejtcl@fotpllc.com)>; Joel Fleming (<[joel@blockleviton.com](mailto:joel@blockleviton.com)> <[joel@blockleviton.com](mailto:joel@blockleviton.com)>; Jules D. Albert - Kessler Topaz Meltzer & Check, LLP (<[dalbert@ktmc.com](mailto:dalbert@ktmc.com)> <[dalbert@ktmc.com](mailto:dalbert@ktmc.com)>; Jason Leviton <[jason@blockleviton.com](mailto:jason@blockleviton.com)>; Eric Zagar <[ezagar@ktmc.com](mailto:ezagar@ktmc.com)>; Greg Varallo <[Greg.Varallo@blbglaw.com](mailto:Greg.Varallo@blbglaw.com)>; Andrew Blumberg <[Andrew.Blumberg@blbglaw.com](mailto:Andrew.Blumberg@blbglaw.com)>; <[kim@blockleviton.com](mailto:kim@blockleviton.com)> <[kim@blockleviton.com](mailto:kim@blockleviton.com)>; Christine Mackintosh (<[CMackintosh@gelaw.com](mailto:CMackintosh@gelaw.com)> <[cmackintosh@gelaw.com](mailto:cmackintosh@gelaw.com)>; Robert J. Kriner <[rjk@chimicles.com](mailto:rjk@chimicles.com)>; Tiffany Cramer <[TJC@chimicles.com](mailto:TJC@chimicles.com)>; 'Carl L. Stine' <[cstine@wolfpopper.com](mailto:cstine@wolfpopper.com)>; Leah Aaronson <[LAaronson@KSLAW.com](mailto:LAaronson@KSLAW.com)>; Casey Lee <[CLee@KSLAW.com](mailto:CLee@KSLAW.com)>; Alvin Lee <[alvin.lee@kslaw.com](mailto:alvin.lee@kslaw.com)>

**Subject:** Re: In re Madison Square Garden Ent. Corp. S'holders Litig., Consol. C.A. No. 2021-0468-KSJM // notice of subpoena duces tecum and ad testificandum

**CAUTION: MAIL FROM OUTSIDE THE FIRM**

Thanks Randy. An email from a lawyer has no effect whatsoever on a government subpoena. At a minimum, CPLR 3103(b) requires "service of a notice of motion." No notice of motion has been served and nothing prevents us from complying with the subpoena. Our failure to do so would expose me to penalties and sanctions. The Confidentiality Order makes clear that I don't have to do so to protect your clients' confidentiality assertions. This is all the more true when, as here, your clients have made no effort to show why the information was properly marked confidential under the Confidentiality Order in the first place. As noted below, in our view nothing in the requested transcripts and exhibits is confidential within the meaning of that Order. Your clients have not shown (or even attempted to show) otherwise.

I therefore repeat my requests from below. Please provide a copy of any future filing and notice of motion. As a professional courtesy, I will accept service by email.

Please also provide your basis for retroactively marking public documents as “confidential” under the operative Confidentiality Order — as you know, your clients have to satisfy certain requirements before they can mark information confidential. As noted below, we do not believe that anything in the subpoenaed documents meets those requirements and it certainly doesn't apply to public documents such as SEC filings and website printouts.

Best regards,

Jeroen

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**From:** Randy Mastro <[RMastro@KSLAW.com](mailto:RMastro@KSLAW.com)>

**Sent:** Friday, February 3, 2023 1:35:46 AM

**To:** Jeroen van Kwawegen <[jeroen@blbglaw.com](mailto:jeroen@blbglaw.com)>; Frawley, Brian T. <[FrawleyB@sullcrom.com](mailto:FrawleyB@sullcrom.com)>; Gittes, Susan Reagan <[srgittes@debevoise.com](mailto:srgittes@debevoise.com)>; zzExt-mloconnor <[mloconnor@debevoise.com](mailto:mloconnor@debevoise.com)>; zzExt-John.Reed <[John.Reed@us.dlapiper.com](mailto:John.Reed@us.dlapiper.com)>; John Rosenberg <[jrosenberg@rglawpc.com](mailto:jrosenberg@rglawpc.com)>; Brett Perala <[bperala@rglawpc.com](mailto:bperala@rglawpc.com)>; zzExt-RAMcLeod <[RAMcLeod@wlrk.com](mailto:RAMcLeod@wlrk.com)>; Brown III, Ronald N. <[Ronald.Brown@us.dlapiper.com](mailto:Ronald.Brown@us.dlapiper.com)>; [IBoczko@wlrk.com](mailto:IBoczko@wlrk.com) <[IBoczko@wlrk.com](mailto:IBoczko@wlrk.com)>; zzExt-mdavis <[mdavis@debevoise.com](mailto:mdavis@debevoise.com)>; 'Klusman, Daniel' <[Daniel.Klusman@us.dlapiper.com](mailto:Daniel.Klusman@us.dlapiper.com)>; zzExt-wdsavitt <[wdsavitt@WLRK.com](mailto:wdsavitt@WLRK.com)>; Shelton, Chase J. <[sheltonc@sullcrom.com](mailto:sheltonc@sullcrom.com)>; Casey Lee <[CLee@KSLAW.com](mailto:CLee@KSLAW.com)>; Leah Aaronson <[LAaronson@KSLAW.com](mailto:LAaronson@KSLAW.com)>

**Cc:** Mark Lebovitch <[MarkL@blbglaw.com](mailto:MarkL@blbglaw.com)>; David Tejteltel (External) <[dtejteltel@fotpllc.com](mailto:dtejteltel@fotpllc.com)>; Joel Fleming <[joel@blockleviton.com](mailto:joel@blockleviton.com)> <[joel@blockleviton.com](mailto:joel@blockleviton.com)>; Jules D. Albert - Kessler Topaz Meltzer & Check, LLP <[dalbert@ktmc.com](mailto:dalbert@ktmc.com)> <[dalbert@ktmc.com](mailto:dalbert@ktmc.com)>; Jason Leviton <[jason@blockleviton.com](mailto:jason@blockleviton.com)>; Eric Zagar <[ezagar@ktmc.com](mailto:ezagar@ktmc.com)>; Greg Varallo <[Greg.Varallo@blbglaw.com](mailto:Greg.Varallo@blbglaw.com)>; Andrew Blumberg <[Andrew.Blumberg@blbglaw.com](mailto:Andrew.Blumberg@blbglaw.com)>; [kim@blockleviton.com](mailto:kim@blockleviton.com) <[kim@blockleviton.com](mailto:kim@blockleviton.com)>; Christine Mackintosh <[CMackintosh@gelaw.com](mailto:CMackintosh@gelaw.com)> <[cmackintosh@gelaw.com](mailto:cmackintosh@gelaw.com)>; Robert J. Kriner <[rjk@chimicles.com](mailto:rjk@chimicles.com)>; Tiffany Cramer <[TJC@chimicles.com](mailto:TJC@chimicles.com)>; 'Carl L. Stine' <[cstine@wolfpopper.com](mailto:cstine@wolfpopper.com)>; Leah Aaronson <[LAaronson@KSLAW.com](mailto:LAaronson@KSLAW.com)>; Casey Lee <[CLee@KSLAW.com](mailto:CLee@KSLAW.com)>; Alvin Lee <[alvin.lee@kslaw.com](mailto:alvin.lee@kslaw.com)>

**Subject:** Re: In re Madison Square Garden Ent. Corp. S'holders Litig., Consol. C.A. No. 2021-0468-KSJM // notice of subpoena duces tecum and ad testificandum

[External]

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Of course, it does. We will move to quash and for a protective order before your return date and time. Therefore, by operation of rule, the subpoena is stayed, pending the motion's disposition. You are on notice of this and must comply with the stay.

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**From:** Jeroen van Kwawegen <[jeroen@blbglaw.com](mailto:jeroen@blbglaw.com)>

**Sent:** Thursday, February 2, 2023 10:01:12 PM

**To:** Randy Mastro <[RMastro@KSLAW.com](mailto:RMastro@KSLAW.com)>; Frawley, Brian T. <[FrawleyB@sullcrom.com](mailto:FrawleyB@sullcrom.com)>; Gittes, Susan Reagan <[srgittes@debevoise.com](mailto:srgittes@debevoise.com)>; zzExt-mloconnor <[mloconnor@debevoise.com](mailto:mloconnor@debevoise.com)>; zzExt-John.Reed <[John.Reed@us.dlapiper.com](mailto:John.Reed@us.dlapiper.com)>; John Rosenberg <[jrosenberg@rglawpc.com](mailto:jrosenberg@rglawpc.com)>; Brett Perala <[bperala@rglawpc.com](mailto:bperala@rglawpc.com)>; zzExt-RAMcLeod <[RAMcLeod@wlrk.com](mailto:RAMcLeod@wlrk.com)>; Brown III, Ronald N.

<[Ronald.Brown@us.dlapiper.com](mailto:Ronald.Brown@us.dlapiper.com)>; [IBoczko@wlrk.com](mailto:IBoczko@wlrk.com) <[IBoczko@wlrk.com](mailto:IBoczko@wlrk.com)>; zzExt-mdavis <[mdavis@debevoise.com](mailto:mdavis@debevoise.com)>; 'Klusman, Daniel' <[Daniel.Klusman@us.dlapiper.com](mailto:Daniel.Klusman@us.dlapiper.com)>; zzExt-wdsavitt <[wdsavitt@WLRK.com](mailto:wdsavitt@WLRK.com)>; Shelton, Chase J. <[sheltonc@sullcrom.com](mailto:sheltonc@sullcrom.com)>; Casey Lee <[CLee@KSLAW.com](mailto:CLee@KSLAW.com)>; Leah Aaronson <[LAaronson@KSLAW.com](mailto:LAaronson@KSLAW.com)>

**Cc:** Mark Lebovitch <[MarkL@blbglaw.com](mailto:MarkL@blbglaw.com)>; David Teitel (External) <[dteitel@fotpllc.com](mailto:dteitel@fotpllc.com)>; Joel Fleming ([joel@blockleviton.com](mailto:joel@blockleviton.com)) <[joel@blockleviton.com](mailto:joel@blockleviton.com)>; Jules D. Albert - Kessler Topaz Meltzer & Check, LLP ([dalbert@ktmc.com](mailto:dalbert@ktmc.com)) <[dalbert@ktmc.com](mailto:dalbert@ktmc.com)>; Jason Leviton <[jason@blockleviton.com](mailto:jason@blockleviton.com)>; Eric Zagar <[ezagar@ktmc.com](mailto:ezagar@ktmc.com)>; Greg Varallo <[Greg.Varallo@blbglaw.com](mailto:Greg.Varallo@blbglaw.com)>; Andrew Blumberg <[Andrew.Blumberg@blbglaw.com](mailto:Andrew.Blumberg@blbglaw.com)>; [kim@blockleviton.com](mailto:kim@blockleviton.com) <[kim@blockleviton.com](mailto:kim@blockleviton.com)>; Christine Mackintosh ([CMackintosh@gelaw.com](mailto:CMackintosh@gelaw.com)) <[cmackintosh@gelaw.com](mailto:cmackintosh@gelaw.com)>; Robert J. Kriner <[rjk@chimicles.com](mailto:rjk@chimicles.com)>; Tiffany Cramer <[TJC@chimicles.com](mailto:TJC@chimicles.com)>; 'Carl L. Stine' <[cstine@wolfdpopper.com](mailto:cstine@wolfdpopper.com)>; Leah Aaronson <[LAaronson@KSLAW.com](mailto:LAaronson@KSLAW.com)>; Casey Lee <[CLee@KSLAW.com](mailto:CLee@KSLAW.com)>; Alvin Lee <[alvin.lee@kslaw.com](mailto:alvin.lee@kslaw.com)>

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**CAUTION: MAIL FROM OUTSIDE THE FIRM**

Randy,

Thanks for your email. Your clients' intent to move to quash does not relieve us of our obligation to comply with the subpoena. Please forward any filings your clients make and any Court order at your earliest convenience?

In addition, please provide your basis for retroactively marking public documents such as SEC filings and website printouts "confidential" under the Confidentiality Order?

Thanks in advance,

Jeroen

---

**From:** Randy Mastro <[RMastro@KSLAW.com](mailto:RMastro@KSLAW.com)>

**Sent:** Thursday, February 2, 2023 6:33:19 PM

**To:** Frawley, Brian T. <[FrawleyB@sullcrom.com](mailto:FrawleyB@sullcrom.com)>; Jeroen van Kwawegen <[jeroen@blbglaw.com](mailto:jeroen@blbglaw.com)>; Gittes, Susan Reagan <[sgittes@debevoise.com](mailto:sgittes@debevoise.com)>; zzExt-mloconnor <[mloconnor@debevoise.com](mailto:mloconnor@debevoise.com)>; zzExt-John.Reed <[John.Reed@us.dlapiper.com](mailto:John.Reed@us.dlapiper.com)>; John Rosenberg <[jrosenberg@rglawpc.com](mailto:jrosenberg@rglawpc.com)>; Brett Perala <[bperala@rglawpc.com](mailto:bperala@rglawpc.com)>; zzExt-RAMcLeod <[RAMcLeod@wlrk.com](mailto:RAMcLeod@wlrk.com)>; Brown III, Ronald N. <[Ronald.Brown@us.dlapiper.com](mailto:Ronald.Brown@us.dlapiper.com)>; [IBoczko@wlrk.com](mailto:IBoczko@wlrk.com) <[IBoczko@wlrk.com](mailto:IBoczko@wlrk.com)>; zzExt-mdavis <[mdavis@debevoise.com](mailto:mdavis@debevoise.com)>; 'Klusman, Daniel' <[Daniel.Klusman@us.dlapiper.com](mailto:Daniel.Klusman@us.dlapiper.com)>; zzExt-wdsavitt <[wdsavitt@WLRK.com](mailto:wdsavitt@WLRK.com)>; Shelton, Chase J. <[sheltonc@sullcrom.com](mailto:sheltonc@sullcrom.com)>; Casey Lee <[CLee@KSLAW.com](mailto:CLee@KSLAW.com)>; Leah Aaronson <[LAaronson@KSLAW.com](mailto:LAaronson@KSLAW.com)>

**Cc:** Mark Lebovitch <[MarkL@blbglaw.com](mailto:MarkL@blbglaw.com)>; David Teitel (External) <[dteitel@fotpllc.com](mailto:dteitel@fotpllc.com)>; Joel Fleming ([joel@blockleviton.com](mailto:joel@blockleviton.com)) <[joel@blockleviton.com](mailto:joel@blockleviton.com)>; Jules D. Albert - Kessler Topaz Meltzer & Check, LLP ([dalbert@ktmc.com](mailto:dalbert@ktmc.com)) <[dalbert@ktmc.com](mailto:dalbert@ktmc.com)>; Jason Leviton <[jason@blockleviton.com](mailto:jason@blockleviton.com)>;

Eric Zagar <[ezagar@ktmc.com](mailto:ezagar@ktmc.com)>; Greg Varallo <[Greg.Varallo@blbglaw.com](mailto:Greg.Varallo@blbglaw.com)>; Andrew Blumberg <[Andrew.Blumberg@blbglaw.com](mailto:Andrew.Blumberg@blbglaw.com)>; [kim@blockleviton.com](mailto:kim@blockleviton.com) <[kim@blockleviton.com](mailto:kim@blockleviton.com)>; Christine Mackintosh ([CMackintosh@gelaw.com](mailto:CMackintosh@gelaw.com)) <[cmackintosh@gelaw.com](mailto:cmackintosh@gelaw.com)>; Robert J. Kriner <[rjk@chimicles.com](mailto:rjk@chimicles.com)>; Tiffany Cramer <[TJC@chimicles.com](mailto:TJC@chimicles.com)>; 'Carl L. Stine' <[cstine@wolfpopper.com](mailto:cstine@wolfpopper.com)>; Leah Aaronson <[LAaronson@KSLAW.com](mailto:LAaronson@KSLAW.com)>; Casey Lee <[CLee@KSLAW.com](mailto:CLee@KSLAW.com)>; Alvin Lee <[alvin.lee@kslaw.com](mailto:alvin.lee@kslaw.com)>

**Subject:** Re: In re Madison Square Garden Ent. Corp. S'holders Litig., Consol. C.A. No. 2021-0468-KSJM // notice of subpoena duces tecum and ad testificandum

[External]

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Counsel,

We write to put you on notice on behalf of our clients that we intend to move to quash the SLA's subpoena and for a protective order before the return date and time, which will automatically stay the subpoena. See CPLR 3103(b). In light of our imminent motion to quash, please confirm by responding to this email that neither you nor your Firms will make any production in response to the SLA's subpoena. Also, as you recognize, transcripts and exhibits subject to this subpoena have been designated as confidential here and therefore should not be produced at this time for that reason as well. Moreover, we will review the 23 exhibits you identify as unmarked to date (Brian has already advised you that one of them is marked confidential), but please treat them as confidential until you hear further from us as we continue our review. We anticipate your prompt response.

Thanks,

Randy

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**From:** Frawley, Brian T. <[FrawleyB@sullcrom.com](mailto:FrawleyB@sullcrom.com)>

**Sent:** Thursday, February 2, 2023 3:30:41 PM

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**Cc:** Mark Lebovitch <[MarkL@blbglaw.com](mailto:MarkL@blbglaw.com)>; David Teitel (External) <[dteitel@fotpllc.com](mailto:dteitel@fotpllc.com)>; Joel Fleming ([joel@blockleviton.com](mailto:joel@blockleviton.com)) <[joel@blockleviton.com](mailto:joel@blockleviton.com)>; Jules D. Albert - Kessler Topaz Meltzer & Check, LLP ([dalbert@ktmc.com](mailto:dalbert@ktmc.com)) <[dalbert@ktmc.com](mailto:dalbert@ktmc.com)>; Jason Leviton <[jason@blockleviton.com](mailto:jason@blockleviton.com)>; Eric Zagar <[ezagar@ktmc.com](mailto:ezagar@ktmc.com)>; Greg Varallo <[Greg.Varallo@blbglaw.com](mailto:Greg.Varallo@blbglaw.com)>; Andrew Blumberg <[Andrew.Blumberg@blbglaw.com](mailto:Andrew.Blumberg@blbglaw.com)>; [kim@blockleviton.com](mailto:kim@blockleviton.com) <[kim@blockleviton.com](mailto:kim@blockleviton.com)>; Christine



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**Subject:** RE: In re Madison Square Garden Ent. Corp. S'holders Litig., Consol. C.A. No. 2021-0468-KSJM // notice of subpoena duces tecum and ad testificandum

**CAUTION: MAIL FROM OUTSIDE THE FIRM**

Jeroen – The Company likely will have more to say about this subpoena, but for the avoidance of doubt please note that the Lustgarten exhibit included in the attachment to the below is email is marked Confidential.

Best regards.

Brian T. Frawley  
SULLIVAN & CROMWELL LLP  
212.558.4983 (phone)  
212.558.3588 (fax)

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**From:** Jeroen van Kwawegen <[jeroen@blbglaw.com](mailto:jeroen@blbglaw.com)>

**Sent:** Thursday, February 2, 2023 5:03 PM

**To:** Gittes, Susan Reagan <[srgittes@debevoise.com](mailto:srgittes@debevoise.com)>; zzExt-mloconnor <[mloconnor@debevoise.com](mailto:mloconnor@debevoise.com)>; zzExt-John.Reed <[John.Reed@us.dlapiper.com](mailto:John.Reed@us.dlapiper.com)>; John Rosenberg <[jrosenberg@rglawpc.com](mailto:jrosenberg@rglawpc.com)>; Brett Perala <[bperala@rglawpc.com](mailto:bperala@rglawpc.com)>; zzExt-RAMcLeod <[RAMcLeod@wlrk.com](mailto:RAMcLeod@wlrk.com)>; Brown III, Ronald N. <[Ronald.Brown@us.dlapiper.com](mailto:Ronald.Brown@us.dlapiper.com)>; IBoczek <[IBoczek@wlrk.com](mailto:IBoczek@wlrk.com)>; zzExt-mdavis <[mdavis@debevoise.com](mailto:mdavis@debevoise.com)>; 'Klusman, Daniel' <[Daniel.Klusman@us.dlapiper.com](mailto:Daniel.Klusman@us.dlapiper.com)>; Frawley, Brian T. <[FrawleyB@sullcrom.com](mailto:FrawleyB@sullcrom.com)>; zzExt-wdsavitt <[wdsavitt@WLRK.com](mailto:wdsavitt@WLRK.com)>; Shelton, Chase J. <[sheltonc@sullcrom.com](mailto:sheltonc@sullcrom.com)>

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**Subject:** [EXTERNAL] RE: In re Madison Square Garden Ent. Corp. S'holders Litig., Consol. C.A. No. 2021-0468-KSJM // notice of subpoena duces tecum and ad testificandum

Dear counsel –

The subpoena discussed below seeks production of transcripts and exhibits for the depositions of Jim Dolan, Andrew Lustgarten, and Lawrence Burian. Defendants have designated these transcripts and most of the exhibits as confidential. The attached zip file contains 23 exhibits



that were not marked confidential and that we intend to produce by Monday February 6.

Best regards,

Jeroen

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**From:** Jeroen van Kwawegen

**Sent:** Thursday, February 2, 2023 2:25 PM

**To:** Gittes, Susan Reagan <[srgittes@debevoise.com](mailto:srgittes@debevoise.com)>; O'Connor, Maeve <[mloconnor@debevoise.com](mailto:mloconnor@debevoise.com)>; Reed, John <[John.Reed@us.dlapiper.com](mailto:John.Reed@us.dlapiper.com)>; John Rosenberg <[johnrosenberg@rglawpc.com](mailto:johnrosenberg@rglawpc.com)>; Brett Perala <[bperala@rglawpc.com](mailto:bperala@rglawpc.com)>; RAMcLeod@wlrk.com; Brown III, Ronald N. <[Ronald.Brown@us.dlapiper.com](mailto:Ronald.Brown@us.dlapiper.com)>; IBoczko@wlrk.com; Davis, Morgan <[mdavis@debevoise.com](mailto:mdavis@debevoise.com)>; 'Klusman, Daniel' <[Daniel.Klusman@us.dlapiper.com](mailto:Daniel.Klusman@us.dlapiper.com)>; Brian T. Frawley - Sullivan & Cromwell LLP ([FRAWLEYB@sullcrom.com](mailto:FRAWLEYB@sullcrom.com)) <[frawleyb@sullcrom.com](mailto:frawleyb@sullcrom.com)>; William Savitt - Wachtell, Lipton, Rosen, and Katz ([WDSavitt@wlrk.com](mailto:WDSavitt@wlrk.com)) <[wdsavitt@wlrk.com](mailto:wdsavitt@wlrk.com)>; Shelton, Chase J. <[sheltonc@sullcrom.com](mailto:sheltonc@sullcrom.com)>

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**Subject:** In re Madison Square Garden Ent. Corp. S'holders Litig., Consol. C.A. No. 2021-0468-KSJM // notice of subpoena duces tecum and ad testificandum

Dear counsel –

Pursuant to paragraph 26 of the Confidentiality Order in the above-referenced matter, Plaintiffs are providing notice of receiving the attached subpoena today. The subpoena is issued by the New York State Liquor Authority and seeks the production of certain deposition transcripts and exhibits in the above-referenced matter with a return date of Monday, February 6, 2023 at 9 am. The subpoena threatens potential sanctions for non-compliance.

Defendants have marked a number of the requested transcripts and exhibits confidential under the Confidentiality Order. Plaintiffs do not believe that any of the requested deposition transcripts and exhibits are “confidential” within the meaning of the Protective Order and have no objection producing them pursuant to the subpoena. Consistent with Paragraph 26 of the Confidentiality Order, we will nonetheless object to the production of requested transcripts and exhibits that were marked confidential on the grounds of the existence of the Confidentiality Order. Please note that the subpoena also seeks testimony. Consistent with the Confidentiality Order, we will similarly object to a request to disclose information that was marked confidential based on the existence of the Confidentiality Order.

We note that under the terms of the Confidentiality Order, Plaintiffs and their counsel are not obligated to subject themselves to any penalties for noncompliance or to seek relief from any Court. Rather, Defendants and their counsel have the burden to shield any information that they believe to be confidential. We further note that nothing precludes Defendants from waiving the confidentiality designation and allowing disclosure to the issuing regulatory authority. Please contact me at your earliest convenience to let me know how Defendants want to proceed, also to avoid any undue penalties and burdens on Plaintiffs and their counsel.

Best regards,

Jeroen

Jeroen van Kwawegen

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New York, NY 10020  
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**\*\*This is an external message from: [jeroen@blbglaw.com](mailto:jeroen@blbglaw.com) \*\***

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