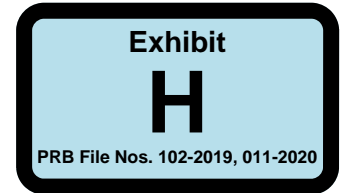


Dalene Sacco

From: Alexander, Jon <Jon.Alexander@vermont.gov>
Sent: Tuesday, July 11, 2023 6:28 PM
To: Kaveh Shahi
Cc: Navah C. Spero; charlotte dennett; abachand; Dalene Sacco
Subject: RE: Alibozek v. Watts



Kaveh-

Once again, thanks for your patience. The below link will allow you to access the document production of Special Disciplinary Counsel Spero and the Office of Disciplinary Counsel to the 5/18/23 subpoena duces tecum of Defendants Watts and Watts Law Firm to SDC Spero ("Subpoena"):

<https://www.dropbox.com/t/gJnIX1Df2zdPkfN8>

As you will see, we are producing 371 unredacted emails, email attachments and other responsive documents over which neither SDC Spero nor Plaintiff Alibozek have asserted work product protection or some other basis for non-discovery.

We have also produced a separate folder which contains 11 additional email string documents that have been redacted to withhold the content of the 5 emails – dated 1/29/23, 3/20/23, 3/23/23, 4/18/23, and 4/23/23 – detailed in our 7/7 privilege log over which SDC Spero claims work product protection (and are also asserted to be irrelevant to the claims and defenses in the Alibozek v Watts action and therefore independently non-discoverable). There are 11 email string documents for the 5 emails because the emails in question were reproduced in multiple email strings

Finally, we have produced another separate folder which contains 24 emails, email strings and other documents that have been redacted to withhold the content of the 15 emails and other documents listed in Plaintiff Alibozek's 7/7 Motion for Protective Order by date/author/recipient and claimed to be the protected work product of Gary Alibozek and/or his attorney Charlotte Dennett.

A few caveats to this last folder with the Alibozek/Dennett claimed work product:

- a. Document #1 in Plaintiff Alibozek's 7/7 Motion for Protective Order is listed as a 5/7/20 email from Mr. Alibozek to SDC Spero. However, I was unable to locate such an email. I did locate a 5/6/20 email from Mr. Alibozek to SDC Spero, but have produced that email in full without redaction.
- b. Document #7 in Plaintiff Alibozek's 7/7 Motion for Protective Order is listed as a 1/11/23 email from Mr. Alibozek to SDC Spero. However, I located 4 separate emails from Mr. Alibozek to SDC Spero on that date and have, in an abundance of caution, redacted/withheld them all.
- c. Document #7 in Plaintiff Alibozek's 7/7 Motion for Protective Order is listed as a 11/19/22 memo from Attorney Dennett to SDC Spero. I could locate no memo from that date from Attorney Dennett to SDC Spero. I did however locate a memo from Attorney Dennett to SDC Spero dated 11/19/21 and have

redacted/withheld the content of that memo, assuming that Attorney Dennett made a typo in her date description..

- d. Document #11 in Plaintiff Alibozek's 7/7 Motion for Protective Order is listed as a 3/7/23 email from Attorney Dennett to SDC Spero, but I could locate no such email. I did locate a 3/7/23 email from Attorney Dennett to Alyssa Bachand, SDC Spero's paralegal, but have produced that email in full without redaction.

Kaveh and Charlotte, please let me know if you are unable to access the document production or open all the documents. They will be available to you both for 7 days.

Also, would you both please keep me apprised of the status of the pending Motion for Protective Order or other motions/filings, orders that may affect the disposition of the documents that have been withheld/redacted from production, e.g., submission of a privilege log, order for in camera inspection?

Thanks, Jon



Jon T. Alexander
Disciplinary Counsel, Professional Responsibility Program
Costello Courthouse, 32 Cherry Street, Suite 213
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(802) 859-3001 office
(802)734-9484 mobile

From: Alexander, Jon
Sent: Friday, July 7, 2023 4:19 PM
To: Kaveh Shahi <kss@clearyshahi.com>
Cc: Navah C. Spero <nspero@gravelshea.com>; charlotte dennett <chardennettlaw@gmail.com>
Subject: RE: Alibozek v. Watts

Kaveh-

Per my 6/7 email to you below and our 6/30 email exchange below, this constitutes the written objections, per VRCP 45(c)(2)(B) and our agreed extensions, of Special Disciplinary Counsel Spero and the Office of Disciplinary Counsel to the 5/18/23 subpoena duces tecum of Defendants Watts and Watts Law Firm to SPC Spero ("Subpoena"):

1. The Subpoena impermissibly seeks production of 5 emails – dated 1/29/23, 3/20/23, 3/23/23, 4/18/23, and 4/23/23 – written by SPC Spero to Gary Alibozek and Charlotte Dennett that are exempt from discovery under the work product privilege and such privilege has not been waived by virtue of their transmission to Mr. Alibozek or to Attorney Dennett; and
2. The Subpoena impermissibly seeks production of 5 emails – dated 1/29/23, 3/20/23, 3/23/23, 4/18/23, and 4/23/23 – written by SPC Spero to Gary Alibozek and Charlotte Dennett that are non-discoverable