

EXHIBIT C

From: [Shannon B. O'Neill](#)
To: [Leah Costanzo](#)
Cc: jeff@andersonadvocates.com; [Lisa Watson](#); [Stefanie Garigal](#); [Jim Orr](#)
Subject: RE: AB 511 Doe v. Lyndonville Central School District: AB 511 Doe v. Lyndonville Central School District
Date: Tuesday, August 17, 2021 5:45:49 PM
Attachments: [image002.png](#)
[image003.jpg](#)
[image005.png](#)
[image006.jpg](#)

Leah,

We subpoenaed these individuals back in June. You never voiced any objection to the original date of July 20. It was only when we called to confirm the depositions, 8 days beforehand, did you request an adjournment. As a courtesy, we agreed to an adjournment with the understanding that the depositions would be rescheduled within 2 weeks. When we proposed new dates in August, you disclosed for the first time that you were not available the entire month of August.

We told you on August 6, more than 20 days before August 30, that we would reissue the deposition notices with a new date if you failed to provide us with alternative dates in August. You again refused. Your proposed dates in September are approximately a month away, and approximately two months past the original date for these depositions. As we have repeatedly stated, we cannot agree to postpone these depositions any longer.

Shannon

Shannon B. O'Neill
Associate



424 Main Street, Suite 1400 | Buffalo, New York 14202

Tel: (716) 842-2800 | Fax: (716) 845-6709

[Website](#) | [Bio](#)

-
This message may contain confidential information that is protected by the attorney-client privilege or otherwise. If you are not the intended recipient, you are notified that any disclosure, copying, or use of the contents of this message is strictly prohibited. If you have received this message in error, please notify the sender immediately by e-mail and delete the original message. Thank you.



Please consider the environment before printing this e-mail.

From: Leah Costanzo <lcostanzo@steveboyd.com>
Sent: Tuesday, August 17, 2021 4:12 PM
To: Shannon B. O'Neill <soneill@websterszanyi.com>

Cc: jeff@andersonadvocates.com; Lisa Watson <lwatson@websterszanyi.com>; Stefanie Garigal <sgarigal@steveboyd.com>; Jim Orr <JOrr@steveboyd.com>
Subject: RE: AB 511 Doe v. Lyndonville Central School District

Shannon,

I am entitled to at least 20 days' notice pursuant to CPLR 3107, which you have not provided. Additionally, as previously stated, I am not physically available on August 30th as I will be in Federal Court for matters surrounding a trial going forward in September. I provided dates in September to perform the non-party depositions which are only 2 weeks after the date you propose. I am again asking that as a courtesy you modify your defective notice to a date everyone is available.

Leah Costanzo, Esq.



40 North Forest Road
Williamsville, NY 14221
P: (716) 400-0000
F: (716) 839-9959
lcostanzo@steveboyd.com

CONFIDENTIALITY NOTICE: The contents of this email message and any attachments are intended solely for the addressee(s) and may contain confidential and/or privileged information and may be legally protected from disclosure. If you are not the intended recipient of this message or their agent, or if this message has been addressed to you in error, please immediately alert the sender by reply email and then delete this message and any attachments. If you are not the intended recipient, you are hereby notified that any use, dissemination, copying, or storage of this message or its attachments is strictly prohibited.

From: Shannon B. O'Neill <soneill@websterszanyi.com>

Sent: Tuesday, August 17, 2021 3:51 PM

To: Leah Costanzo <lcostanzo@steveboyd.com>

Cc: jeff@andersonadvocates.com; Lisa Watson <lwatson@websterszanyi.com>; Stefanie Garigal <sgarigal@steveboyd.com>; Jim Orr <JOrr@steveboyd.com>

Subject: RE: AB 511 Doe v. Lyndonville Central School District

Leah,

We have a court reporter and videographer booked for that day and time. We intend to proceed with the depositions scheduled for August 30.

Sincerely,
Shannon

Shannon B. O'Neill

Associate



424 Main Street, Suite 1400 | Buffalo, New York 14202

Tel: (716) 842-2800 | Fax: (716) 845-6709

[Website](#) | [Bio](#)

-
This message may contain confidential information that is protected by the attorney-client privilege or otherwise. If you are not the intended recipient, you are notified that any disclosure, copying, or use of the contents of this message is strictly prohibited. If you have received this message in error, please notify the sender immediately by e-mail and delete the original message. Thank you.



Please consider the environment before printing this e-mail.

From: Leah Costanzo <lcostanzo@steveboyd.com>

Sent: Friday, August 13, 2021 4:00 PM

To: Shannon B. O'Neill <soneill@websterszanyi.com>

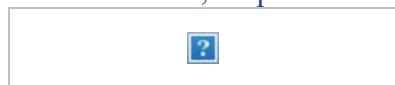
Cc: jeff@andersonadvocates.com; Lisa Watson <lwatson@websterszanyi.com>; Stefanie Garigal <sgarigal@steveboyd.com>; Jim Orr <JOrr@steveboyd.com>

Subject: RE: AB 511 Doe v. Lyndonville Central School District

Shannon:

I have a mandatory motion in Federal Court on that day and it is not one of the dates I provided to you. I have gone out of my way to provide you courtesies in this case and to address this issue without motion practice. However, should the non-party depositions not be adjourned for one of the dates I provided, I will promptly move for a protective order and request costs.

Leah Costanzo, Esq.



40 North Forest Road

Williamsville, NY 14221

P: (716) 400-0000

F: (716) 839-9959

lcostanzo@steveboyd.com

CONFIDENTIALITY NOTICE: The contents of this email message and any attachments are intended solely for the addressee(s) and may contain confidential and/or privileged information and may be legally protected from disclosure. If you are not the intended recipient of this message or their agent, or if this message has been addressed to you in error, please immediately alert the sender by reply email and then delete this message and any attachments. If you are not the intended recipient, you are hereby notified that any use, dissemination, copying, or storage of this message or its attachments is strictly prohibited.

From: Lisa Watson <lwatson@websterszanyi.com>

Sent: Friday, August 13, 2021 3:55 PM

To: Leah Costanzo <lcostanzo@steveboyd.com>; jeff@andersonadvocates.com

Cc: Shannon B. O'Neill <soneill@websterszanyi.com>

Subject: AB 511 Doe v. Lyndonville Central School District

Dear Counselors,

Attached please find correspondence from Shannon B. O'Neill, Esq., dated August 13, 2021, along with the referenced enclosures. Hard copies will follow by U.S. Mail.

Regards,

Lisa Watson
Paralegal



424 Main Street, Suite 1400 | Buffalo, New York 14202

Tel: (716) 842-2800 | Fax: (716) 845-6709

[Website](#) | [Bio](#)

-
This message may contain confidential information that is protected by the attorney-client privilege or otherwise. If you are not the intended recipient, you are notified that any disclosure, copying, or use of the contents of this message is strictly prohibited. If you have received this message in error, please notify the sender immediately by e-mail and delete the original message. Thank you.



Please consider the environment before printing this e-mail.

This email was scanned by Bitdefender

Explore Litigation Insights

Docket Alarm provides insights to develop a more informed litigation strategy and the peace of mind of knowing you're on top of things.

Real-Time Litigation Alerts



Keep your litigation team up-to-date with **real-time alerts** and advanced team management tools built for the enterprise, all while greatly reducing PACER spend.

Our comprehensive service means we can handle Federal, State, and Administrative courts across the country.

Advanced Docket Research



With over 230 million records, Docket Alarm's cloud-native docket research platform finds what other services can't. Coverage includes Federal, State, plus PTAB, TTAB, ITC and NLRB decisions, all in one place.

Identify arguments that have been successful in the past with full text, pinpoint searching. Link to case law cited within any court document via Fastcase.

Analytics At Your Fingertips



Learn what happened the last time a particular judge, opposing counsel or company faced cases similar to yours.

Advanced out-of-the-box PTAB and TTAB analytics are always at your fingertips.

API

Docket Alarm offers a powerful API (application programming interface) to developers that want to integrate case filings into their apps.

LAW FIRMS

Build custom dashboards for your attorneys and clients with live data direct from the court.

Automate many repetitive legal tasks like conflict checks, document management, and marketing.

FINANCIAL INSTITUTIONS

Litigation and bankruptcy checks for companies and debtors.

E-DISCOVERY AND LEGAL VENDORS

Sync your system to PACER to automate legal marketing.