
From: jeffrey E. <jeevacation@gmail.com>
Sent: Thursday, September 29, 2016 9:47 AM
To: Brad S Karp; Melanie Spinella
Subject: new info

brad, leon.

After I =poke to you both, I excused myself from a dinner with some heads of =tate to walk into the bathroom to make some calls re 8865. =A0 I wondered whether any group that we could assert had control had filed=in the past years. I called Fenn and he told me- yes.???!= he said that on friday , for the first time he learned that AGM w=s not delinquent at all. and had filed. !! I asked why =o one had ever told me or given me the purported justification for n= filings in the past for the founders. and he said Well,=sorry , it was discussed on fridays call. ? =the call i was not on . not invited to ,the call wechsler didnt lis=en in and joslin didnt transmit , if it is true. I= also now told there is a note from Deloitte re 13 and 14 =A0 that says the founders DO NOT have to file. but fenn could =ot tell me who wrote it and said Deloitte says to ignore it. , =that s why they are pushing now.

ste=s 1 8865 has many exemptions for filing. =A0 let see if we can find one . (an elegant position might be=josh and agm if he is panicked and leave us out). The requirments=C2 are FACT specific , so without the facts we still have nothing= fenn said he has now put someone on it

=C2 2=C2 leon , I suggest need to focus on 1040 , 2015. ,=C2 we may even consider filing the minimum 8865 , and wait =ntil we are sure of our specific requirements, and file an amendment for 1= as well as past. no harm no foul\

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please note=br>

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