
From: Richard Kahn <[REDACTED]>
Sent: Thursday, February 8, 2018 6:17 PM
To: jeffrey E.
Subject: Fwd: Noam Chomsky

Richard Kahn
HBRK Associates Inc.
575 Lexington Avenue 4th Floor
New York, NY 10022
[REDACTED]

Begin forwarded message:

From: =/b>"Kelly, William" <[REDACTED]>
Subject: =/b>Re: Noam =homsky
Date: =/b>February 8, 2018 at 12:49:57 PM =ST
To: =/b>Richard Kahn <[REDACTED]>
Cc: Sam Bain <[REDACTED] <mailto:[REDACTED]>>

Thanks. The folks at Bainco are working on that =ow.

On Feb 8, 2018, at 12:38 PM, Richard Kahn <[REDACTED]> wrote:

i am fine if you can show me the 27k benefit as that is =ll i ask
you will agree if not then making whole is making =hole. thx

Richard Kahn
HBRK Associates Inc.
575 Lexington Avenue 4th Floor

New York, NY 10022
[REDACTED]
[REDACTED]
[REDACTED]

On Feb 8, 2018, at 12:27 PM, Kelly, William <[REDACTED]> wrote:

Rich:

I will of course confer with my client but I have to characterize this as a step backwards. Your request is inconsistent with the settlement we discussed.

Bill

On Feb 8, 2018, at 9:10 AM, Richard Kahn <[REDACTED]> wrote:

bill,

as i am not asking for legal or accounting fees that were incurred solely to review all the documents that isabel sent, I suggest you draft a settlement that has the full amount of restitution and i will agree.

otherwise I fear we will be at this for while...

to be clear for full 267,500 (allocated so there are of course no gains to noam) and we will agree.

please draft doc for my review

thank you

Richard Kahn
HBRK Associates Inc.
575 Lexington Avenue 4th Floor
New York, NY 10022
[REDACTED]
[REDACTED]
[REDACTED]

On Feb 8, 2018, at 8:55 AM, Kelly, William <[REDACTED]> wrote:

Thanks. I will check with Isabel as to any realized gains in his publicly traded securities.

On Feb 8, 2018, at 8:36 AM, Richard Kahn <[REDACTED]> wrote:

I will need to check on the tax benefit as i am not asking for interest on top of the investment...

I will need to find out if he had other gains that offset the loss unless your client is aware of some themselves.

Thank you

Richard Kahn
HBRK Associates Inc.
575 Lexington Avenue 4th Floor
New York, NY 10022
[REDACTED]

On Feb 7, 2018, at 5:01 PM, Kelly, William <[REDACTED]> wrote:

For Settlement Purposes only &nbs=;

Dear Rich:

Bainco has authorized me to confirm that it will meet your demand with respect to Noam's investments in private equity partnerships at Bainco. Our understanding is that Noam invested a total of \$267,500 (through his revocable trust and his IRA) and received a tax benefit of approximately \$27,000 due to realized capital losses, resulting in a net investment of \$240,500. Bainco will pay that amount to Noam and Noam will relinquish his entire interest in the private equity partnerships (a portion of the settlement amount may be paid through a third party's purchase of Noam's interest in the RFID partnerships at his original purchase price). The settlement agreement will include mutual releases and standard non-disclosure and non-disparagement provisions. Please confirm at your earliest convenience and I will prepare the settlement agreement for your review.

Regards,
Bill

<<http://www.nixonpeabody.com/>>

William E. Kelly
Senior Counsel

[REDACTED] <mailto:[REDACTED]> [REDACTED]

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