

Date : 11/30/2021 7:08:05 AM
From : "Paul Dulberg"
To : "Law Office Of Alphonse Talarico"
BCc : "Paul Dulberg"
Subject : Re: Dulberg v Mast et al. Discovery Requests

Mr Talarico,

Been thinking about this and the last email I sent you with the timeline needs a few questions asked:

What email did Mr Flynn use on 3/22/2019 when he sent his discovery package to Clinton and again on 5/29/2019 when he sent Clinton his NOTICE OF SERVICE OF DISCOVERY DOCUMENTS - (Not File Stamped)?

Why would Julia need to resend their discovery package on 12/17/2019 if Flynn filed his NOTICE OF SERVICE OF DISCOVERY DOCUMENTS on 5/29/2019?

Was a game being played here using different emails because Me Flynn changed firms?

Just one of those things that make me go hmmm.

Paul

On Nov 30, 2021, at 6:34 AM, Paul Dulberg <Paul_Dulberg@comcast.net> wrote:

Dear Mr Talarico,

Please find below a timeline built to find when Clinton sent emails with Dulberg's discovery package to Flynn

On a side note: I have a dr's appointment for my Mom this morning. I am available via phone but won't have access to the files till the afternoon.

Thank You,
Paul

This Clinton timeline is incomplete but usable for needed purpose

GFLYNN@clausen.com - We have no emails between Clinton and Flynn when Flynn used this email address within the Clinton file. This appears to have created confusion and delays. See 3/22/2019 email between Clinton and Dulberg with 12/13/2019 thru 12/17/2019 email exchange between Clinton and Flynn.

gflynn@karballaw.com - We appear to have these emails starting on 12/13/2019

Mr Flynn changed firms on 2/25/2019 according to the court order and most probably had a new email address before this date.

Just by the dates we know for certain, it appears 10 months had passed before Clinton had Mr Flynn's correct email address.

2018-11-08

NOTICE OF FILING (File Stamped 3:19pm)

appearance of Julia C. Williams and Edward X. Clinton, Jr. of The Clinton Law Firm, LLC

Dulberg NOF Appearances 2018 Nov 8-2.pdf

2018-11-08

NOTICE OF FILING (File Stamped 3:22pm)

appearance of Julia C. Williams and Edward X. Clinton, Jr. of The Clinton Law Firm, LLC

Dulberg NOF Appearance Julia Williams 2018 Nov 8.pdf

2018-11-08

NOTICE OF MOTION (File Stamped 3:25pm)

Plaintiff's Motion for Extension of Time to File Amended Complaint

Dulberg NOM Extension 2018 Nov 8.pdf

2018-12-06

NOTICE OF FILING (File Stamped)

Second Amended Complaint

Dulberg NOF Second Amended Complaint FILE STAMPED 2018 Dec 1.pdf

2019-02-18

NOTICE OF FILING (File Stamped)

Motion for Default Judgment

Dulberg NOM FILE-STAMPED 2019 Feb 18.pdf

2019-03-22

NOTICE OF SERVICE OF DISCOVERY DOCUMENTS (Not File Stamped)

- Requests for Production to Plaintiff;
- Interrogatories to Plaintiff;
- Rule 213(f)(1)(2) and (3) Interrogatories to Plaintiff;
- Rule 237 Notice to Produce; and

Defendant Hans Mast's

- Interrogatories to Plaintiff

2316417v1 - Notice of Service of Discovery Documents -- Discovery to Plaintiff.PDF

2019-03-22
DEFENDANTS, THE LAW OFFICES OF THOMAS J. POPOVICH, P.C.'S
REQUESTS FOR PRODUCTION TO PLAINTIFF - PRODUCTION REQUESTS
2316424v1 - Request for Prod. to Plaintiff.PDF

2019-03-22
DEFENDANT THE LAW OFFICES OF THOMAS J. POPOVICH, P.C.'S
INTERROGATORIES TO PLAINTIFF PAUL DULBERG -
INTERROGATORIES
2316425v1 - Interrogatories to Plaintiff.PDF

2019-03-22
DEFENDANTS THE LAW OFFICES OF THOMAS J. POPOVICH, P.C.'S
INTERROGATORIES TO PLAINTIFF PAUL DULBERG -
INTERROGATORIES
2316426v1 - Defendants_ Expert Interrogatories - Long Form.PDF

2019-03-22
DEFENDANT THE LAW OFFICES OF THOMAS J. POPOVICH, P.C.'S RULE
237 NOTICE TO PLAINTIFF PAUL DULBERG - NOTICE TO PRODUCE
2316427v1 - Rule 237 Notice to Produce.PDF

2019-03-22
DEFENDANT HANS MAST'S INTERROGATORIES TO PLAINTIFF PAUL
DULBERG - INTERROGATORIES
2316433v1 - Mast Interrogatories to Plaintiff.PDF

* 2019-03-22
Email - Attached please find the discovery requests we sent to opposing counsel today.
Clinton to Dulberg

From Dulberg emails with Clinton

** (Note: Was the discovery sent to Flynn sent to the wrong email address? See 12/13/2019 thru 12/17/2019 email between Clinton and Flynn)

2019-04-08

NOTICE OF FILING

Plaintiff's Answer to Defendants' Affirmative Defenses (Not File Stamped)

Dulberg NOF Aff Defenses 2019 April 8.pdf

2019-05-29

NOTICE OF SERVICE OF DISCOVERY DOCUMENTS - (Not File Stamped)

Defendant, The Law Offices of Thomas J. Popovich, P.C.'s:

- Response to Plaintiff's First Set of Document Requests;
- Answer to Plaintiff's First Set of Interrogatories to Defendants;

Defendant Hans Mast's:

- Response to Plaintiff's First Set of Document Requests;
 - Answer to Plaintiff's First Set of Interrogatories to Defendants; and
- Defendant The Law Offices of Thomas J. Popovich, P.C.'s and Hans Mast's:
- Answer to Plaintiff's Rule 213(f) Interrogatories to Defendants

2367513v1 - Notice of Service of Discovery Documents -- Defendants_ Answers to Plaintiff_s Discovery.PDF

2019-10-03

NOTICE OF MOTION (File Stamped)

DEFENDANTS' MOTION FOR LEAVE TO FILE AMENDED AFFIRMATIVE DEFENSE

Dulberg NOM Leave to File Amended Affirmative Defenses 2019 October 3.pdf

2019-10-03

MOTION FOR LEAVE TO FILE AFFIRMATIVE DEFENSE and DEFENDANTS THE LAW OFFICES OF THOMAS J. POPOVICH, P.C. AND HANS MAST'S AMENDED AFFIRMATIVE DEFENSES - FOURTH AFFIRMATIVE DEFENSE (Judgmental Immunity/Lawyer's Judgement Rule) (File Stamped)

Dulberg DefendantsMotion for Leave to File Amended Affirmative Defense 2019 October 3.pdf

2019-11-04

NOTICE OF FILING & FOURTH AFFIRMATIVE DEFENSE (Judgmental Immunity/Lawyer's Judgement Rule) (File Stamped)

THE LAW OFFICES OF THOMAS J. POPOVICH, P.C. AND HANS MAST'S AMENDED AFFIRMATIVE DEFENSES

Flynn to Clinton

Dulberg Def. Amended Affirmative Defenses FILED 2019 Nov 4.pdf

* 2019-12-13 thru 2019-12-17

Email - Discussion about date and time for phone conversation - Clinton, I am resending the all discovery as I don't think you received some of them the first time, to Flynn.

Clinton to Flynn

Dulberg case.pdf

** (Note: Did Clinton send first set of discovery to wrong email address for Flynn?
See 3/22/2019 email between Clinton and Dulberg)

2019-12-17 thru 2020-01-31

Email - Dulberg Discovery Responses - 106 Bates Stamped Blacked Out in Popovich Firm Document Production - Subpoenas of Barch Communications, etc..
(This is one long email chain)

Clinton to Flynn

Dulberg v Popovich et al.pdf

2020-01-31

Email - set to appear at Popovich's office on Monday after court

Flynn to Clinton

Dulberg.pdf

2020-02-03

Email - I am in the rear parking lot at Popovich's office

Flynn to Clinton

Dulberg .pdf

2020-02-03

Email - discussion about scheduling Mast and Dulberg depositions

Dulberg v Popovich.pdf

Pages 1-7

2020-02-12

Email - continued discussion about scheduling Mast and Dulberg depositions

Dulberg v Popovich.pdf

Pages 8-21

2020-02-17

NOTICE OF DEPOSITION (Not File Stamped)
Dulberg -Notice of Deposition of Paul Dulberg 2020 February 19.pdf

2020-02-17

Email - Notice of Deposition for Paul Dulberg
Flynn to Clinton
Paul Dulberg v The Law offices of Thomas J Popovich PC et al 22nd Judicial
Circuit McHenry County IL No 17 LA 377.pdf
Page 1

2020-02-19

Dulberg Deposition 1:00pm
(Placeholder for reference)

2020-02-27

Email - continued discussion about scheduling Mast and Dulberg depositions
Dulberg v Popovich.pdf
Pages 22-39

2020-02-28

Email - Next week could you please send a deposition notice for Mr. Mast's
records?
Flynn to Clinton
Dulberg v Popovich.pdf
Page 41-59

2020-03-02

NOTICE OF DEPOSITION (Not File Stamped)
Dulberg Mast Notice of Deposition 2020 March 2.pdf

2020-03-02

Email - Mast Notice of Deposition
Clinton to Flynn
Dulberg v Mast et al Mast Notice of Deposition.pdf
Page 1, 4

2020-03-04 thru 2020-03-05

Email - documents we received in response to our Barch Subpoena
Clinton to Flynn

Dulberg v Mast et al Barch Subpoena.pdf
Page 1-3

2020-03-06
Email - pursuant to 201(k)
Flynn to Clinton
Dulberg v Popovich-2.pdf
Page 1-2

2020-03-06
Email - Settlement Demand
Clinton to Flynn
Fwd Settlement DemandDulberg v Mast.pdf

2020-03-20
Email - concerns with COVID 19 Mast Deposition Cancellation
Dulberg v Mast Mast Deposition Cancellation.pdf
Page 1-2

2020-04-05 thru 2020-06-01
Email - temporary amendment to Rule 206 (facilitating depositions during the Covid crisis) - 773-341-8114 is my cell
Dulberg v Popovich-3.pdf
Page 1-23

2020-06-02
AMENDED NOTICE OF DEPOSITION (Not File Stamped)
Dulberg - Mast Notice of Deposition 2020 June 2.pdf

2020-06-04
Email - thoughts on what we want to tell the Judge - Notice of Deposition
Clinton to Flynn
Dilberg.pdf
Page 1-4. 8-9

2020-06-07
Email - Court Order from June 5, 2020
Flynn to Clinton
Dulberg-2.pdf

Page 1-5

2020-06-17

Email - U.S. Legal Support - Confirmation of Scheduling
Clinton to Flynn

US Legal Support Confirmation of Scheduling Job No 923267.pdf
Page 3-6

2020-06-19

Email - notice of attorney lien

Flynn to Clinton

Dulberg -2.pdf

Page 1-4

2020-06-23 thru 2020-06-24

Email - Mast Deposition Exhibits

Clinton to Flynn

Dulberg v Popovich Firm et al Mast Deposition Exhibits.pdf

2020-06-24

Email - Quick Guide for RemoteDepo controls

Clinton to Flynn

Page 9-16

2020-06-25

Mast Deposition 10:00am

(Placeholder for reference)

2020-06-25 thru 2020-06-26

Email - Request for production of communications with Mr. Gooch

Flynn to Clinton

Dulberg -3.pdf

Page 1-4

2020-07-02

NOTICE OF SERVICE OF DISCOVERY DOCUMENTS (File Stamped 9:30am)

Supplemental Requests for Production to Plaintiff

(Continued discussion on 7/30/2020 and 8/18/2020)

Dulberg - Notice of Service of Discovery Documents -- Supplemental RTP to Plaintiff (FS).pdf

2020-07-02

DEFENDANTS, THE LAW OFFICES OF THOMAS J. POPOVICH, P.C.'S
SUPPLEMENTAL REQUESTS FOR PRODUCTION TO PLAINTIFF -
SUPPLEMENTAL PRODUCTION REQUESTS
2691756v1 - Supplemental Request for Prod. to Plaintiff.PDF

2020-07-02 thru 2020-07-30

Email - Supplemental Request for Production to Plaintiff and Notice of Service of
Discovery Document - Time extension (This is a long email chain)
Fwd PAUL DULBERG v THE LAW OFFICES OF THOMAS J POPOVICH PC et
al Circuit Court of McHenry County IL No No 17 LA 377.pdf
Pages 1-10 and 31-33 are between Clinton and Flynn.
Pages 11-30 and 34-48 are between Clinton and Dulberg

2020-07-09

Email - more documents
Clinton to Flynn
Dulberg v Popovich-4.pdf

2020-07-09 thru 2020-07-10

Email - Here is the final file. (End of bates stamped documents)
Clinton to Flynn
Dulberg v Popovich et al Documents-2.pdf
Page 1, 5, 7-10

2020-07-09

Email - Attached are more documents (Bates stamped)
Clinton to Flynn
Dulberg v Popovich et al Documents.pdf
Page 1, 4-5

2020-07-13

Email - Exhibit 12
Clinton to US Legal Support cc Flynn
Exhibit 12 Paul Dulberg v Law Offices of Thomas Popovich et al Deposition of
Hans Mast 6252020.pdf

2020-07-30

Email - Settlement Demand

Clinton to Dulberg

Fwd Settlement DemandDulberg v Mast.pdf

2020-07-30

Email - Supplemental Request for Production to Plaintiff; and Notice of Service of Discovery Document – Supp. RFP to Plaintiff (Discussion continued from 7/2/2020 will be again addressed on 8/18/2020)

Fwd PAUL DULBERG v THE LAW OFFICES OF THOMAS J POPOVICH PC et al Circuit Court of McHenry County IL No No 17 LA 377.pdf

Page:

1-2 10:06am

3-4 10:11am

5-6 10:15am

8-10 10:20am

2020-08-18

NOTICE OF MOTION (File Stamped 1:35pm)

Motion to Withdraw

Dulberg NOM Withdraw Stamped 2020 August 18.pdf

2020-08-18

Email - Supplemental Request for Production to Plaintiff; and Notice of Service of Discovery Document – Supp. RFP to Plaintiff (Discussion continued from 7/2/2020 and 7/30/2020)

Fwd PAUL DULBERG v THE LAW OFFICES OF THOMAS J POPOVICH PC et al Circuit Court of McHenry County IL No No 17 LA 377.pdf

Page 31-33 2:13pm

On Nov 28, 2021, at 1:33 PM, Paul Dulberg

<Paul_Dulberg@comcast.net> wrote:

Dear Mr Talarico,

Below is a work in progress timeline of sorts of the documents I sent yesterday and a few more attached to this email today. I am building it as I come across any emails that discuss any part of the discovery with Flynn.

I am still searching for the emails from Clinton to Flynn around March 22, 2019 when Julia Williams emailed me and stated "Attached please find the discovery requests we sent to opposing counsel today", as you can see from the timeline that follows, I haven't found any yet.

I will keep at it and hopefully find what we are looking for.

Also, I counted the blacked out pages Julia Williams lists for Flynn. 106 is the count.

I also counted this years ago but have not confirmed this number with my own count.

Thanks,
Paul

2019-04-08

NOTICE OF FILING

Plaintiff's Answer to Defendants' Affirmative Defenses (Not File Stamped)

Dulberg NOF Aff Defenses 2019 April 8.pdf

2019-11-04

NOTICE OF FILING & FOURTH AFFIRMATIVE DEFENSE

(Judgmental Immunity/Lawyer's Judgement Rule) (File Stamped)

THE LAW OFFICES OF THOMAS J. POPOVICH, P.C. AND HANS
MAST'S AMENDED AFFIRMATIVE DEFENSES

Flynn to Clinton

Dulberg Def. Amended Affirmative Defenses FILED 2019 Nov 4.pdf

2019-12-17

Email - Resending the all discovery

Clinton to Flynn

Dulberg case.pdf

Page 3

2019-12-17 thru 2020-01-31

Email - Dulberg Discovery Responses & 106 Bates Stamped Blacked
Out in Popovich Firm Document Production (This is one long email
chain)

Clinton to Flynn

Dulberg v Popovich et al.pdf

2020-01-31

Email - set to appear at Popovich's office on Monday after court
Flynn to Clinton
Dulberg.pdf

2020-03-06

Email - pursuant to 201(k)
Flynn to Clinton
Dulberg v Popovich-2.pdf

2020-06-04

Email - Notice of Deposition
Clinton to Flynn
Dilberg.pdf
Page 3

2020-06-25 -

Email - Request for production of communications with Mr. Gooch
Flynn to Clinton
Dulberg -3.pdf
Page 1

2020-07-02 thru 2020-07-30

Email - Supplemental Request for Production to Plaintiff and Notice of
Service of Discovery Document - Time extension (This is a long email
chain)

Fwd PAUL DULBERG v THE LAW OFFICES OF THOMAS J
POPOVICH PC et al Circuit Court of McHenry County IL No No 17
LA 377.pdf

Pages 1-10 and 31-33 are between Clinton and Flynn.
Pages 11-30 and 34-48 are between Clinton and Dulberg

2020-07-09

Email - more documents
Clinton to Flynn
Dulberg v Popovich-4.pdf

2020-07-09

Email - Here is the final file. (End of bates stamped documents)
Clinton to Flynn

Dulberg v Popovich et al Documents-2.pdf
Page 1, 5

2020-07-09
Email - Attached are more documents
Clinton to Flynn
Dulberg v Popovich et al Documents.pdf
Page 1

<Dulberg v Popovich et al Documents.pdf>
<Dulberg v Popovich-4.pdf>
<Dulberg -3.pdf>

On Nov 27, 2021, at 5:23 PM, Paul Dulberg
<Paul_Dulberg@comcast.net> wrote:

Dear Mr Talarico,

Below is the email Julia Williams sent to me.

Still looking in the Clinton folder for the email to Mr
Flynn. Will send once found.

Thank you,
Paul

Begin forwarded message:

From: Julia Williams
<juliawilliams@clintonlaw.net>
Subject: Fwd: Dulberg v Mast et al. Discovery
Requests
Date: March 22, 2019 at 11:34:24 AM CDT
To: PAUL DULBERG
<paul_dulberg@comcast.net>, Mary Winch
<marywinch@clintonlaw.net>, Ed Clinton
<ed@clintonlaw.net>

Dear Paul,

Attached please find the discovery requests we sent to opposing counsel today.

Best Regards,
Julia Williams
Of Counsel
The Clinton Law Firm
111 W. Washington, Ste. 1437
Chicago, IL 60602
P:312.357.1515
F: 312.201.0737
juliawilliams@clintonlaw.net

This message may be privileged and confidential. If you are not the intended recipient, please delete the email and notify the sender immediately.

<Dulberg 213 interrogatories 2019 Mar 22.pdf>
<Dulberg 213 f interrogatories 2019 Mar 22.pdf>
<Dulberg 214 Doc Requests 2019 Mar 22.pdf>