

EXHIBIT 1

From: Del Kolde <dkolde@ifs.org>
Sent: Wednesday, January 31, 2024 12:20 PM
To: Dow, Matt; Glover, Joel
Cc: Aston, Adam; Vaughn, Cody; Barake, Gabriela; Gonzalez, Javier; Porter, Kristine; Courtney Corbello; Michael@LovinsLaw.com; Nathan Ristuccia
Subject: Lillian Mills Third Dep Notice for 02-16-2024
Attachments: 3rd Am. dep notice for Mills for 02-16-2024.pdf

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Matt and Joel:

Attached please find the Third Amended Deposition Notice for Lillian Mills for Feb. 16, 2024 beginning at 9AM at Jackson Walker in Austin.

Thanks.

Del Kolde
Senior Attorney
Institute for Free Speech

From: Dow, Matt <mdow@jw.com>
Sent: Wednesday, January 31, 2024 9:53
To: Del Kolde <dkolde@ifs.org>; Glover, Joel <jglover@jw.com>
Cc: Aston, Adam <aaston@jw.com>; Vaughn, Cody <cvaughn@jw.com>; Barake, Gabriela <gbarake@jw.com>; Gonzalez, Javier <jgonzalez@jw.com>; Porter, Kristine <kporter@jw.com>; Courtney Corbello <ccorbello@ifs.org>; Michael@LovinsLaw.com; Nathan Ristuccia <nristuccia@ifs.org>
Subject: RE: Professor Carvalho and Dean Mills depositions

Thank you Del.

From: Del Kolde <dkolde@ifs.org>
Sent: Wednesday, January 31, 2024 11:50 AM
To: Dow, Matt <mdow@jw.com>; Glover, Joel <jglover@jw.com>
Cc: Aston, Adam <aaston@jw.com>; Vaughn, Cody <cvaughn@jw.com>; Barake, Gabriela <gbarake@jw.com>; Gonzalez, Javier <jgonzalez@jw.com>; Porter, Kristine <kporter@jw.com>; Courtney Corbello <ccorbello@ifs.org>; Michael@LovinsLaw.com; Nathan Ristuccia <nristuccia@ifs.org>
Subject: RE: Professor Carvalho and Dean Mills depositions

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Andrei has confirmed that Prof. Carvalho is available on 2/15. I will be transmitting the attached dep subpoena to him shortly.

Del Kolde
Senior Attorney
Institute for Free Speech

From: Dow, Matt <mdow@jw.com>
Sent: Tuesday, January 30, 2024 18:06
To: Del Kolde <dkolde@ifs.org>; Courtney Corbello <ccorbello@ifs.org>; Michael@LovinsLaw.com; Nathan Ristuccia <nristuccia@ifs.org>
Cc: Glover, Joel <jglover@jw.com>; Aston, Adam <aaston@jw.com>; Vaughn, Cody <cvaughn@jw.com>; Barake, Gabriela <gbarake@jw.com>; Gonzalez, Javier <jgonzalez@jw.com>; Porter, Kristine <kporter@jw.com>
Subject: Re: Professor Carvalho and Dean Mills depositions

We intend to ask questions. We won't ask him for a second depo.

Matt Dow Jackson Walker LLP • 100 Congress Ave Ste 1100 • Austin, TX 78701
[512.236.2230](tel:512.236.2230) direct
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From: Del Kolde <dkolde@ifs.org>
Sent: Tuesday, January 30, 2024 7:49:07 PM
To: Dow, Matt <mdow@jw.com>; Courtney Corbello <ccorbello@ifs.org>; Michael@LovinsLaw.com <Michael@LovinsLaw.com>; Nathan Ristuccia <nristuccia@ifs.org>
Cc: Glover, Joel <jglover@jw.com>; Aston, Adam <aaston@jw.com>; Vaughn, Cody <cvaughn@jw.com>; Barake, Gabriela <gbarake@jw.com>; Gonzalez, Javier <jgonzalez@jw.com>; Porter, Kristine <kporter@jw.com>
Subject: RE: Professor Carvalho and Dean Mills depositions

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With regard to #2 – (Does your side intend to ask Carvalho questions or is the defense reserving the right to depose him at some later time again?) can you explain a little more please. Probably you will ask Carvalho questions *or* probably you will save that for a later depo of him? Again, trying to communicate with his counsel about expectations for that dep. Obviously may affect its length too. Thanks.

Del Kolde
Senior Attorney
Institute for Free Speech

From: Dow, Matt <mdow@jw.com>
Sent: Monday, January 29, 2024 18:17
To: Del Kolde <dkolde@ifs.org>; Courtney Corbello <ccorbello@ifs.org>; Michael@LovinsLaw.com; Nathan Ristuccia <nristuccia@ifs.org>
Cc: Glover, Joel <jglover@jw.com>; Aston, Adam <aaston@jw.com>; Vaughn, Cody <cvaughn@jw.com>; Barake, Gabriela <gbarake@jw.com>; Gonzalez, Javier <jgonzalez@jw.com>; Porter, Kristine <kporter@jw.com>
Subject: Re: Professor Carvalho and Dean Mills depositions

Del,

Yes.
Probably.
Yes.

Let me know if you have any questions.

Matt

Matt Dow Jackson Walker LLP • 100 Congress Ave Ste 1100 • Austin, TX 78701
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From: Del Kolde <dkolde@ifs.org>
Sent: Monday, January 29, 2024 1:37:02 PM
To: Dow, Matt <mdow@jw.com>; Courtney Corbello <ccorbello@ifs.org>; Michael@LovinsLaw.com <Michael@LovinsLaw.com>; Nathan Ristuccia <nristuccia@ifs.org>
Cc: Glover, Joel <jglover@jw.com>; Aston, Adam <aaston@jw.com>; Vaughn, Cody <cvaughn@jw.com>; Barake, Gabriela <gbarake@jw.com>; Gonzalez, Javier <jgonzalez@jw.com>; Porter, Kristine <kporter@jw.com>
Subject: RE: Professor Carvalho and Dean Mills depositions

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Dear Matt:

Thanks for this follow-up. I am checking with my team on these dates. Couple of questions for you:

1. With respect to the Carvalho depo, are we agreed on the location being at Mike's office?
2. Does your side intend to ask Carvalho questions or is the defense reserving the right to depose him at some later time again? I want to be sure to communicate this to Andrei and his client.
3. Does UT commit to the Mills depo going forward on 2/16 regardless of whether Judge Howell resolves or doesn't resolve all open discovery issues at the 2/13 hearing? I understood you to say "yes" to this to me after the certificate of non-appearance event today, but I want to be clear that there is no miscommunication on this so that there is no last-minute cancellation again.

Please advise.

Del Kolde
Senior Attorney
Institute for Free Speech

From: Dow, Matt <mdow@jw.com>
Sent: Monday, January 29, 2024 12:28
To: Del Kolde <dkolde@ifs.org>; Courtney Corbello <ccorbello@ifs.org>; Michael@LovinsLaw.com; Nathan Ristuccia <nristuccia@ifs.org>
Cc: Glover, Joel <jglover@jw.com>; Aston, Adam <aaston@jw.com>; Vaughn, Cody <cvaughn@jw.com>; Barake, Gabriela <gbarake@jw.com>; Gonzalez, Javier <jgonzalez@jw.com>; Porter, Kristine <kporter@jw.com>
Subject: Professor Carvalho and Dean Mills depositions

Del,

We can do Professor Carvalho and 2/15. Joel will sit in for me if the deposition is not finished by 1:00 pm (so I can get to the federal courthouse for my 1:30 pm hearing). And 2/16 works for Dean Mills.

Let me know if you have any questions.

Matt Dow | Partner

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