

EXHIBIT A

Christina Marshall

From: Lisa A. Wafer [LWafer@FerronLaw.com]
Sent: Thursday, November 09, 2006 3:27 PM
To: Christina Marshall
Subject: FW: John W. Ferron v. VC E-Commerce, Inc., et al.

Christina:

We will take the below mentioned depositions telephonically on November 27, 2006 at Coffman Reporting, 1440 Blake Street, Suite 320, Denver CO 80202. The depositions will begin at 11:00 a.m. Eastern Standard Time and be conducted in the following order:

Jaz Petser 11:00 a.m. (EST)
Laura Cruz 12:30 p.m. (EST)
Joey Kemp 2:00 p.m. (EST)
Caryn Stoll 3:30 p.m. (EST)

I will also issue a Notice to Take Depositions to this effect.

Thank you.

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lwafer@ferronlaw.com

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From: Lisa A. Wafer [mailto:LWafer@FerronLaw.com]
Sent: Monday, October 23, 2006 5:05 PM
To: 'Christina Marshall'
Cc: 'Marisa Bartlette Willis'
Subject: RE: John W. Ferron v. VC E-Commerce, Inc., et al.

Christina:

Although your proposed deposition dates are outside of the window of time I proposed for the depositions, please plan on the depositions proceeding on November 27, 2006.

We will investigate the court reporting services available in the Westminster, Colorado area. And, I will contact you soon with more details as to the location of the depositions.

Thank you,
Lisa

11/15/2006

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From: Christina Marshall [mailto:cmarshall@sutter-law.com]
Sent: Monday, October 23, 2006 4:12 PM
To: Lisa A. Wafer
Cc: Marisa Bartlette Willis
Subject: RE: John W. Ferron v. VC E-Commerce, Inc., et al.

Lisa:

The earliest that we can produce the OptIn employees you listed below for deposition is during the week of November 27-December 1, 2006. That is the first time that my client, the deponents and I are available at the same time. Please let me know at your earliest convenience what day works best with your schedule that week.

Since all the employees are located in Colorado, these depositions will need to be conducted by telephone or in Colorado. I can assist in making any arrangements to obtain a conference room by the airport, or at a court reporting facility.

Finally, I note that you referenced these employees to be my "clients' representatives." As you know, these individuals are being produced as employees of OptIn at your specific request and not pursuant to a 30(b)(6) notice.

Let me know if you have any questions, and I look forward to hearing from you with regards to scheduling.

Thank you,

Christina

From: Lisa A. Wafer [mailto:LWafer@FerronLaw.com]
Sent: Monday, October 23, 2006 9:41 AM
To: Christina Marshall
Cc: 'Marisa Bartlette Willis'
Subject: RE: John W. Ferron v. VC E-Commerce, Inc., et al.

Christina:

Have you determined your clients' representatives' availability for depositions?

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From: Christina Marshall [mailto:cmarshall@sutter-law.com]
Sent: Thursday, October 19, 2006 3:18 PM
To: Lisa A. Wafer
Cc: Marisa Bartlette Willis
Subject: RE: John W. Ferron v. VC E-Commerce, Inc., et al.

Lisa-

I received your request for the depositions below, and the CD in support of your motion for summary judgment. I will be in touch with you in the next few days with some available dates.

Thank you,
Christina

From: Lisa A. Wafer [mailto:LWafer@FerronLaw.com]
Sent: Thursday, October 12, 2006 3:32 PM
To: Christina Marshall
Cc: 'Marisa Bartlette Willis'
Subject: John W. Ferron v. VC E-Commerce, Inc., et al.

Christine:

We would like to conduct the depositions of the following OptIn employees within the next three weeks:

Jaz Pester
Laura Cruz
Joey Kemp
Caryn Stoll

These persons' names appear in over 2,500 of the commercial emails that Mr. Ferron has received from OptIn. According to a quick search of those emails, Jaz Pester's name appears in more than 950 of the OptIn emails Mr. Ferron has received, Laura Cruz's name appears in more than 600, Joey Kemp's name appears in more than 700, and Caryn Stoll's name appears in more than 250. The vast majority of these emails are of the "FREE" offer type at issue in this case.

We are willing to conduct these depositions by telephone so long as your client (1) promptly cooperates in their scheduling and (2) arranges for an appropriate location in or near Westminster, Colorado for the depositions. I believe that each deposition could be completed in an hour and a half. Therefore, we could do them all on the same day.

Please contact me right away with some available dates during the next three weeks for these depositions. If I do not hear favorably from you right away, I will notice the depositions for Columbus on a date convenient to our calendar.

Thank you,
Lisa

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