


From: Linda McPharlin lmcpharlin@mstpartners.com 
Subject: RE: Linh Nguyen v. Lambda Inc. - Case No. 01-21-0003-8509 Discovery Order
Date: January 14, 2022 at 2:21 PM
To: AAA Marina Cortes MarinaCortes@adr.org, alex@defendstudents.org, phil@calebandonian.com, kirin@defendstudents.org, jberger@cpmlegal.com, phammon@mcmanislaw.com, contact@lambdaschool.com, aparkhurst@mcmanislaw.com, abastida@mcmanislaw.com

LM

To the parties:

The arbitrator is in receipt of the parties' letters of December 20, 2021, in which they discuss their ongoing dispute about document production pursuant to Claimant's Requests 1, 2, and 3, and the arbitrator's November 22, 2021 letter regarding those requests.

The arbitrator's general ruling on November 22, 2021 with respect to Requests 1, 2, and 3 was made in light of the parties' intent, expressed at the telephonic hearing on November 22, to make a good faith effort to agree on the breadth of the requests as to date limitations and search terms. That agreement has not been forthcoming. Therefore, they each seek a specific order from the arbitrator based on the parameters each proposes.

The arbitrator rules as follows:

1. With respect to Requests No. 1 and 2, all documents and data related to communications concerning the 85.9% placement rate that Claimant relied on, whether to investors, students or prospective students, media or otherwise, should be produced, without regard to when the communication occurred.
2. Documents responsive to Request 3, which seeks communications by school executives related to articles and media coverage published in 2020 discussing the veracity of Bloom's job placement rates in 2019, should be produced.

The arbitrator finds that the requested documents are relevant to claims and defenses being made or will lead to admissible evidence. The production should occur by January 21, 2022.

Linda McPharlin, Arbitrator

Linda Hendrix McPharlin | McPharlin Sprinkles & Thomas LLP
[160 W. Santa Clara St., Suite 625| San Jose, CA 95113](mailto:lmcpharlin@mstpartners.com)
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From: AAA Marina Cortes <MarinaCortes@adr.org>
Sent: Wednesday, December 22, 2021 10:26 AM
To: alex@defendstudents.org; phil@calebandonian.com; kirin@defendstudents.org; jberger@cpmlegal.com; phammon@mcmanislaw.com; contact@lambdaschool.com; aparkhurst@mcmanislaw.com; abastida@mcmanislaw.com
Subject: FW: Linh Nguyen v. Lambda Inc. - Case No. 01-21-0003-8509

Counsel,

The American Arbitration Association (AAA) acknowledges receipt of a letter and exhibits A-B dated December 21, 2021, from Claimant. We note all parties were copied.

By blind copy of this email the aforementioned is being transmitted to Arbitrator McPharlin.

Respectfully,
/s/
Marina Cortes
Case Administrator

bcc:
Arbitrator McPharlin



AAA Marina Cortes
Case Administrator

American Arbitration Association

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From: Alex Elson <alex@defendstudents.org>
Sent: Tuesday, December 21, 2021 4:18 PM
To: AAA Marina Cortes <MarinaCortes@adr.org>
Cc: phil@calebandonian.com; kirin@defendstudents.org; jberger@cpmlegal.com; Hammon, Patrick <phammon@mcmanslaw.com>; Parkhurst, Andrew <aparkhurst@mcmanslaw.com>; Bastida, Abimael <abastida@mcmanslaw.com>; Moniz, Lisa <imoniz@mcmanslaw.com>
Subject: Re: Linh Nguyen v. Lambda Inc. - Case No. 01-21-0003-8509

***** External E-Mail – Use Caution *****

Hi Marina,

Please see the attached letter (and two exhibits) from Claimant Linh Nguyen, filed in response to the below December 10 letter submitted by Respondent.

Thank you,

Alex Elson

Alexander S. Elson | Vice President & Cofounder
National Student Legal Defense Network
1015 15th St NW, Suite 600 | Washington D.C. 20005
alex@defendstudents.org | www.defendstudents.org

From: Moniz, Lisa <imoniz@mcmanslaw.com>
Date: Friday, December 10, 2021 at 6:46 PM
To: MarinaCortes@adr.org <MarinaCortes@adr.org>
Cc: alex@defendstudents.org <alex@defendstudents.org>, phil@calebandonian.com <phil@calebandonian.com>, kirin@defendstudents.org <kirin@defendstudents.org>, jberger@cpmlegal.com <jberger@cpmlegal.com>, Hammon, Patrick <phammon@mcmanslaw.com>, Parkhurst, Andrew <aparkhurst@mcmanslaw.com>, Bastida, Abimael <abastida@mcmanslaw.com>
Subject: Linh Nguyen v. Lambda Inc. - Case No. 01-21-0003-8509

Marina,

Please see the attached letter from Patrick Hammon regarding the above-referenced matter.

Regards,

Lisa Moniz
Legal Assistant

Please note our holiday schedule:
- Office Closed: 12/24/21 - 12/31/21
- Reopening: Monday, 1/3/22

Happy Holidays!

LISA MONIZ
McManis Faulkner

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