

EXHIBIT 53-C

to the

**CONFIDENTIAL DECLARATION
OF GREGG D. THOMAS
IN SUPPORT OF PLAINTIFFS' OBJECTIONS**

Kristy Rosser

From: Shearn, Jason R. <Jason.Shearn@ic.fbi.gov>
Sent: Monday, November 26, 2012 6:44 AM
To: Kristy Rosser
Subject: RE: 11.14.12 Settlement Matters

KC/David-

I hope everyone's Thanksgiving was good and the food coma has wore off. I am wondering if we have received any updates from Mr. Davidson. I believe we were waiting on his revisions to the settlement which may not have happened with the holiday.

Further, I realize that writing this, David may be off this week. Can you please confirm David's schedule so I can plan going forward??

Thanks,

SA Jason R. Shearn
Tampa Division, Pinellas RA
Office 727-796-7055

From: Kristy Rosser [<mailto:krosser@houstonatlaw.com>]
Sent: Thursday, November 15, 2012 12:48 PM
To: Shearn, Jason R.
Subject: Fwd: 11.14.12 Settlement Matters

Here u go

Sent from my Verizon Wireless 4G LTE DROID

----- Original Message -----

Subject: RE: 11.14.12 Settlement Matters
From: Keith Davidson <Keith@kmdlaw.com>
To: Kristy Rosser <krosser@houstonatlaw.com>
CC:

I will be in the Southeast for Thanksgiving. Any chance we could be in Tampa the Monday following Thanksgiving?

From: Kristy Rosser [<mailto:krosser@houstonatlaw.com>]
Sent: Wednesday, November 14, 2012 3:28 PM
To: Keith Davidson
Subject: 11.14.12 Settlement Matters

11/14/2012 3:27 PM

Dear Mr. Davidson:

I have not heard from you in quite some time and wanted to check in. I am looking at my calendar trying to find a time when I may be able to go back to Tampa for the purposes of concluding all matters.

CONFIDENTIAL-ATTORNEY'S EYES ONLY

As you know, Mr. Bollea is going to want to view the items in your clients possession and as you also know, from previous correspondence Mr. Bollea would want to take advantage of a polygraph as it concerns your client being the individual we should be dealing with.

Please get a draft settlement to me based upon my last comments as soon as you can. If I cannot set this up for the first or second week of December, I am afraid we are going to start running out of time.

The Thanksgiving week of course is eaten up by the holiday. The following week I have trial commitments which then leaves me the first and second week of December to try to make this work.

I know all parties are anxious to put this matter to rest and therefore would appreciate your response.

Sincerely,
David R. Houston
/kc

**Kc Rosser, Business Manager to
David R. Houston, Esq.
432 Court Street
Reno, NV 89501
775-786-4188
775-786-5091 FAX**

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Kristy Rosser

From: Shearn, Jason R. <Jason.Shearn@ic.fbi.gov>
Sent: Wednesday, December 05, 2012 7:06 AM
To: Kristy Rosser
Subject: RE: 12.4.12 Settlement Agreement

Thanks Kc... Dave has the dial-in instructions. If he'd like to speak before talking to Keith, I'm available.

You get to work early!!!

SA Jason R. Shearn
Tampa Division, Pinellas RA
Office 727-796-7055

From: Kristy Rosser [<mailto:krosser@houstonatlaw.com>]
Sent: Wednesday, December 05, 2012 9:50 AM
To: Shearn, Jason R.
Subject: FW: 12.4.12 Settlement Agreement

Kc

From: Keith Davidson [<mailto:Keith@kmdlaw.com>]
Sent: Tuesday, December 04, 2012 6:29 PM
To: Kristy Rosser
Subject: RE: 12.4.12 Settlement Agreement

we are close.

a two minute phone call will wrap this up.

other than 1:30 through 3:00 PST, I'm free anytime tomorrow.

thanks.

Keith

redacted

From: Kristy Rosser [<mailto:krosser@houstonatlaw.com>]
Sent: Tuesday, December 04, 2012 3:09 PM
To: Keith Davidson
Subject: 12.4.12 Settlement Agreement

12/4/2012 3:08 PM

Dear Keith:

I have taken the liberty of making certain changes to the settlement agreement in order to better reflect our agreement and provide more protection for Mr. Bollea.

The changes would commence at paragraph 2.1. I am providing you a redline of my changes although not voluminous, nonetheless important. You will note I have deleted certain language and added additional language again not dramatically changing our understanding but nonetheless providing what I believe to be a clearer picture of our agreement.

Kristy Rosser

From: Shearn, Jason R. <Jason.Shearn@ic.fbi.gov>
Sent: Tuesday, December 11, 2012 12:51 PM
To: orrpoly@gmail.com; David Houston
Cc: Braziel, Charlotte F.
Subject: Thursday/Friday

Jim, Dave (our CW)... Dave, Jim (our Polygrapher)-

Now that we have the formalities out of the way, I wanted to shoot out an email with information regarding our meeting on Thursday. We will meet on Thursday, 12/13 at 5:00 PM at the Tampa FBI Office. The address is 5525 West Gray Street, Tampa, FL 33609. Dave – Please mapquest or put into Terry's gps (much easier than me trying to give you directions). The office is within 5 minutes of the airport.

Dave – Please bring a check for \$600 for Jim's polygraph exam. Also, please bring a trust account check for the "payment" of the tapes.

We will bring a portable DVD player to view the tapes.

Let me know if anything comes up.

Thanks again for your help.

SA Jason R. Shearn
Tampa Division, Pinellas RA
Office 727-796-7055

Kristy Rosser

From: Shearn, Jason R. <Jason.Shearn@ic.fbi.gov>
Sent: Monday, January 07, 2013 12:31 PM
To: David Houston
Subject: Phone #

redacted

Kristy Rosser

From: Shearn, Jason R. <Jason.Shearn@ic.fbi.gov>
Sent: Tuesday, January 08, 2013 1:31 PM
To: David Houston
Subject: Tomorrow

Dave-

Sara has a conflict tomorrow morning and may not have time to call before our meeting. We will give you a call when we are done, and if you are not available we will do it another time. I'm thinking 12:00/1:00 EST?

SA Jason R. Shearn
Tampa Division, Pinellas RA
Office 727-796-7055

Kristy Rosser

From: Shearn, Jason R. <Jason.Shearn@ic.fbi.gov>
Sent: Monday, January 14, 2013 10:36 AM
To: David Houston
Subject: Schedule

Hi Dave-

I hadn't heard back from you and was wondering if you had an idea about travel/authenticating the tapes. Let me know.

Thanks,

SA Jason R. Shearn
Tampa Division, Pinellas RA
Office 727-796-7055

Kristy Rosser

From: Shearn, Jason R. <Jason.Shearn@ic.fbi.gov>
Sent: Monday, January 28, 2013 8:57 AM
To: Kristy Rosser
Subject: Re: 1.28.13 Terry Bollea

Thanks. Tell Dave I got his message and will be calling Terry soon.

From: Kristy Rosser <krosser@houstonatlaw.com>
To: Shearn, Jason R.
Sent: Mon Jan 28 11:17:52 2013
Subject: 1.28.13 Terry Bollea

1/28/2013 8:17 AM

Jason
Terry is back in town. He will be there for 9 days. He would like to meet with you. Please call him directly.

Sincerely,
David R. Houston
/kc

**Kc Rosser, Business Manager to
David R. Houston, Esq.
432 Court Street
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Kristy Rosser

From: Shearn, Jason R. <Jason.Shearn@ic.fbi.gov>
Sent: Tuesday, July 23, 2013 5:36 AM
To: David Houston
Subject: USAO Contact Information

Dave-

Per our conversation, any questions regarding the case declination should be directed to Bob Mosakowski, 813-274-6129. He is the supervisor of the Economics Crime Section and Sara Sweeney's boss.

Please get me your expenses asap so I can get the request in the system.

Regards,

SA Jason R. Shearn
Tampa Division, Pinellas RA
Office 727-796-7055

Kristy Rosser

From: Shearn, Jason R. <Jason.Shearn@ic.fbi.gov>
Sent: Tuesday, December 04, 2012 7:49 AM
To: David Houston
Subject: RE: Settlement

Dave-

Do me a favor... When you call to inquire as to availability at the Sand Pearl – lets see if we can book both Thurs and Fri night to give ourselves enough time. 2 nights, 2 rooms/suites next to each other. Let me know cost.

Thanks,

SA Jason R. Shearn
Tampa Division, Pinellas RA
Office 727-796-7055

From: David Houston [<mailto:dhouston@houstonatlaw.com>]
Sent: Monday, December 03, 2012 4:04 PM
To: Shearn, Jason R.
Subject: FW: Settlement

From: Keith Davidson [<mailto:Keith@kmdlaw.com>]
Sent: Monday, December 03, 2012 11:55 AM
To: David Houston
Subject: RE: Settlement

Checking status on the most recent version of the agreement.

I am looking forward to, hopefully, closing this up on 12/14.

Keith
redacted

From: David Houston [<mailto:dhouston@houstonatlaw.com>]
Sent: Thursday, November 29, 2012 4:42 PM
To: Keith Davidson
Subject: RE: Settlement

Thanks. I will look forward to the same.

From: Keith Davidson [<mailto:Keith@kmdlaw.com>]
Sent: Thursday, November 29, 2012 4:36 PM
To: David Houston
Subject: Re: Settlement

Working on it tonight. You'll have a cleaned up copy in the AM.

Hoping to keep the 14th.

Keith Davidson
Sent from my mobile device.

On Nov 29, 2012, at 4:25 PM, "David Houston" <dhouston@houstonatlaw.com> wrote:

Dear Keith:

I haven't heard anything from you regarding proposed Settlement Agreement. If we are trying to do this for December 14, 2012, we are getting close on time. Please advise ASAP.

Sincerely,
David R. Houston
/at

Kristy Rosser

From: Shearn, Jason R. <Jason.Shearn@ic.fbi.gov>
Sent: Tuesday, December 11, 2012 12:51 PM
To: orrpoly@gmail.com; David Houston
Cc: Braziel, Charlotte F.
Subject: Thursday/Friday

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Dave – Please bring a check for \$600 for Jim's polygraph exam. Also, please bring a trust account check for the "payment" of the tapes.

We will bring a portable DVD player to view the tapes.

Let me know if anything comes up.

Thanks again for your help.

SA Jason R. Shearn
Tampa Division, Pinellas RA
Office 727-796-7055

Kristy Rosser

From: Shearn, Jason R. <Jason.Shearn@ic.fbi.gov>
Sent: Wednesday, July 24, 2013 10:32 AM
To: Kristy Rosser
Subject: RE: 7.23.13 Terry

Dave-

I have passed this on to the USAO. We are working toward accomplishing your below suggestions as we speak. It may take some time, but it is our intention to bring the best case resolution forward.

We will be in touch.

SA Jason R. Shearn
Tampa Division, Pinellas RA
Office 727-796-7055

From: Kristy Rosser [<mailto:krosser@houstonatlaw.com>]
Sent: Tuesday, July 23, 2013 7:03 PM
To: Shearn, Jason R.
Subject: 7.23.13 Terry

Dear Jason:

To say the news received was disappointing would be an understatement. Certainly Terry and I had put in a lot of work and effort in order to try and prevent this type of thing from occurring but obviously the US Attorney's Office does not agree with us in reference to our success.

As a consequence of the USA's failure to prosecute, I am concerned as to the disposition of the tapes. It certainly was not purpose to go through all of this so the tapes would be returned to Mr. Davidson for the purpose of then marketing them once again. Hopefully the Government is likeminded. My suggestion is as follows:

The tapes should be returned to Mr. Bollea. As you know, Bubba Clem signed off on all right, title and interest as it concerned the tapes when he settled his litigation with Terry Bollea.

Terry therefore is the lawful owner. Heather Clem has never expressed an interest at it concerns the tapes nor claimed ownership. Further, the individual, Mr. Davidson obviously was acting only as an agent and therefore the tapes should not be returned to him.

Finally, the young lady present during the course of negotiations with Davidson, admitted she was only an intermediary and therefore the tapes could not be returned to her.

This leaves only the infamous Mr. X. Obviously, we do not how Mr. X may be, and therefore absent coming forward Mr. X certainly cannot make a claim. It is my suggestion the tapes be returned to Mr. Bollea immediately and therefore avoid any further embarrassment and emotional strife to be suffered in the event the Government allows them to be literally auctioned off to the highest bidder.

I am hopeful you will pass my thoughts to Assistant US Attorney so as avoid any further expense or litigation in reference to our efforts to recover these tapes from the Government.

Sincerely,
David R. Houston
DICTATED BUT NOT READ
/kc

Kristy Rosser

From: Shearn, Jason R. <Jason.Shearn@ic.fbi.gov>
Sent: Monday, December 10, 2012 2:35 PM
To: Kristy Rosser
Subject: RE: 12.10.12 FW: Agreement

Good to go

SA Jason R. Shearn
Tampa Division, Pinellas RA
Office 727-796-7055

From: Kristy Rosser [<mailto:krosser@houstonatlaw.com>]
Sent: Monday, December 10, 2012 5:15 PM
To: Shearn, Jason R.
Subject: 12.10.12 FW: Agreement

Hi Jason:

This is the latest change from Mr. Davidson – Para 4.2(b) – let DRH know your thoughts

Kc

**Kc Rosser, Business Manager to
David R. Houston, Esq.
432 Court Street
Reno, NV 89501
775-786-4188
775-786-5091 FAX**

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From: Vilma Duarte [<mailto:vilma@kmdlaw.com>]
Sent: Monday, December 10, 2012 1:44 PM
To: Keith Davidson; Kristy Rosser
Subject: Agreement

Please find attached Versions 4 and the newly revised Version 5 of the agreement.

The only notable change between versions 4 & 5, occurred in paragraph 4.2(b), where Mr. Davidson realized that version 4's language made no sense and did not reflect the understanding.

I have attached version 4's pdf & a redlined version 5.

Thank you,
Vilma Duarte

Vilma Duarte | Davidson & Associates, PLC
8383 Wilshire Boulevard - Suite 510 | Beverly Hills, CA 90211
Phone (323) 658-5444 | Fax (323) 658-5424
www.Kmdlaw.com | Email: vilma@kmdlaw.com

HIGHLY CONFIDENTIAL - ATTORNEYS' EYES ONLY

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Kristy Rosser

From: Shearn, Jason R. <Jason.Shearn@ic.fbi.gov>
Sent: Tuesday, November 27, 2012 5:47 AM
To: Kristy Rosser
Subject: RE: 11.26.12 Tele Conf Call

Kc-

I received a message at my desk from Dave I believe from last night. Dave should have my cell # 727-207-9546.

As far as today is concerned, please advise when Dave is available. I don't assume our call will last longer than 15 minutes, but I am going to be in and out of appointments throughout the day. The best time for me would be about 1:00 EST/11:00 PST although I can be available before or after that.

Thanks,

SA Jason R. Shearn
Tampa Division, Pinellas RA
Office 727-796-7055

From: Kristy Rosser [mailto:krosser@houstonatlaw.com]
Sent: Monday, November 26, 2012 5:23 PM
To: Shearn, Jason R.
Subject: RE: 11.26.12 Tele Conf Call

Will do – he is still in court
Kc

**Kc Rosser, Business Manager to
David R. Houston, Esq.
432 Court Street
Reno, NV 89501
775-786-4188
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From: Shearn, Jason R. [mailto:Jason.Shearn@ic.fbi.gov]
Sent: Monday, November 26, 2012 2:23 PM
To: Kristy Rosser
Subject: RE: 11.26.12 Tele Conf Call

Hi Kc... I will be leaving the office shortly. Tell David he can call me, or I will be available tomorrow to speak.

Regards,

SA Jason R. Shearn
Tampa Division, Pinellas RA

Office 727-796-7055

From: Kristy Rosser [<mailto:krosser@houstonatlaw.com>]
Sent: Monday, November 26, 2012 4:21 PM
To: Shearn, Jason R.
Subject: RE: 11.26.12 Tele Conf Call

Will do – should be soon
Kc

**Kc Rosser, Business Manager to
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Sent: Monday, November 26, 2012 1:21 PM
To: Kristy Rosser
Subject: RE: 11.26.12 Tele Conf Call

Please have Dave call me when he can. 727-207-9546

SA Jason R. Shearn
Tampa Division, Pinellas RA
Office 727-796-7055

From: Kristy Rosser [<mailto:krosser@houstonatlaw.com>]
Sent: Monday, November 26, 2012 4:17 PM
To: Shearn, Jason R.
Subject: FW: 11.26.12 Tele Conf Call

11/26/2012 1:17 PM

Jason:
David wanted to know if you could get him another spoofer number so that he can get in touch with Mr. Davidson. Thank you. Talk with you soon.
Kc

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From: Kristy Rosser
Sent: Monday, November 26, 2012 1:16 PM
To: Keith Davidson (Keith@kmdlaw.com)
Subject: 11.26.12 Tele Conf Call

11/26/2012 1:15 PM

Hello Mr. Davidson:

I did give your message to Mr. Houston. He has been in court most of today and may not be able to call you this afternoon. Would tomorrow work for you? Please let me know as soon as you can so that I can set something up for you and Mr. Houston to discuss the settlement paperwork you forwarded to him last week.

Thank you so much.

Sincerely,

Kc Rosser

Kc Rosser, Business Manager to

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From: Kristy Rosser
Sent: Monday, November 26, 2012 1:16 PM
To: Keith Davidson (Keith@kmdlaw.com)
Subject: 11.26.12 Tele Conf Call

11/26/2012 1:15 PM

Hello Mr. Davidson:
I did give your message to Mr. Houston. He has been in court most of today and may not be able to call you this afternoon. Would tomorrow work for you? Please let me know as soon as you can so that I can set something up for you and Mr. Houston to discuss the settlement paperwork you forwarded to him last week.

Thank you so much.
Sincerely,
Kc Rosser
**Kc Rosser, Business Manager to
David R. Houston, Esq.**

HIGHLY CONFIDENTIAL - ATTORNEYS' EYES ONLY

432 Court Street

Reno, NV 89501

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