

D. West Face and Boland Did Not Participate in a "Wolfpack Conspiracy"

17. Contrary to the allegations in paragraphs 56 and 76 to 93 of the Claim, West Face and Boland never retained or conspired with any of Bruce Livesey, Reuters, the *Wall Street Journal* or any other entity to write articles about Catalyst, Callidus or Glassman. Livesey is a freelance journalist who pursued independently an article concerning Glassman, Catalyst and Callidus. From time to time, Livesey contacted Boland with questions about Catalyst and Callidus and their litigation against West Face. Boland provided only publicly-available information. He was fully entitled to do so.