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Exhibit 83

to

Affidavit of Daniel M. Reilly in Support of Joint Memorandum of Law in Opposition to Proposed Settlement

From: Kravitt, Jason H. P.

Sent: Monday, April 18, 2011 9:27 AM

To: 'mgkoplow@wlrk.com'; 'kpatrick@gibbsbruns.com'
Cc: Ingber, Matthew D. <MIngber@mayerbrown.com>

Subject: The process today

We're fine with the "lawyers talking with lawyers" process, provided Matt and/or I can sit in as well. Again, we'd like to be able to say that we "watched" the whole thing and it was clearly hard fought arms length.

Thanks.

Jason H.P. Kravitt Mayer Brown LLP 1675 Broadway New York, N.Y. 10019 Phone: 212 506 2622 Fax: 212 262 1910

Blackberry: 312 493 8865

in Re BNY Mellon Index No. 651786/11

Depo. Exh. 090