

EXHIBIT 1

From: Stephen W. Tountas
Sent: Wednesday, April 10, 2019 6:30 PM
To: Anthony MacDonald Caputo; Tian "Skye" Gao; Joshua Marks
Subject: FW: False Allegations of a Sevice Processer

Save

Stephen W. Tountas
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From: Stephen W. Tountas
Sent: Wednesday, April 10, 2019 6:29 PM
To: 'Manuel P. Asensio-Garcia' <mpa@asensio.com>
Cc: Mitchell Cantor <mc@mcantorlawoffice.com>
Subject: RE: False Allegations of a Sevice Processer

Manuel – this responds to your emails of 5:24 p.m. and 6:18 p.m.:

You have a pending motion to vacate the traverse hearing, a formal request for a 15-day adjournment via email (which you reconfirmed during today's hearing), and a final decision from Justice Cohen cancelling tomorrow's hearing. We have said all along that we were ready to proceed tomorrow, but you insisted that you had a conflict of interest with your lawyer and needed to retain co-counsel. Whatever the case may be, the Court relied upon those representations and removed the hearing from the calendar.

Despite our best efforts to finalize a settlement, you have continuously papered the record with misleading and self-serving emails, and even apprised Justice Cohen that you would not withdraw pending papers that are predicated upon several admittedly false statements. You also continue to bombard me with contradictory, harassing, and vexatious demands. Accordingly, I will not be responding to you directly going forward.

I will be happy to continue communications with Mitch or your new co-counsel once you finalize their representation, and look forward to providing the Court with mutually agreeable dates on which to reschedule the traverse hearing pursuant to Justice Cohen's instructions. Please have Mitch or your new counsel propose some dates by the end of the week once your representation is squared away.

Steve

From: Manuel P. Asensio-Garcia [<mailto:mpa@asensio.com>]
Sent: Wednesday, April 10, 2019 5:18 PM
To: Stephen W. Tountas <STountas@kasowitz.com>
Cc: Mitchell Cantor <mc@mcantorlawoffice.com>
Subject: False Allegations of a Sevice Processer

****External Email****

Steve,

The judge would like to us to proceed forthwith with the traverse hearing. if you send me this information tonight we may be able to do the hearing tomorrow at 2:30 PM. We are ready, willing and able to proceed subject our review of the information.

FIRST:

we need all of the witnesses and documents you intend to present at the traverse hearing. I need sufficient identification information for An individual named **Corey Guskin** and copies of his credentials. mr. guskin is falsely claiming that he served "john Doe" 6' 1" Hispanic 55 year old Male Bald 210 lb. "concierge" on October 3, 2017 at 12:56 P.M. See page 1 in the attached.

These same individual **Corey Guskin** claims that he was allowed to enter 400 east 54th building five (5) times by the "john Doe" on these dates: [see page 2]

Affixing to Door: by affixing a true copy of each a person of suitable age or discretion thereat, ha
1) Fri, 09/29/2017 @ 07:18 PM 2) Sat, 09/30/2017

5) Mon, 10/02/2017 @ 06:41 PM

Second:

James Boland claim he Asensio & Company, Inc.'s Registered Agent on Oct. 2, 2017. ACO did not exist and did not have a registered agent in NYS at the time.

Third:

I have no info on your alleged service of Mill Rock

Thank you.

Manuel P. Asensio
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