

EXHIBIT 12

From: Stephen W. Tountas
Sent: Monday, May 6, 2019 4:20 PM
To: Anthony MacDonald Caputo
Subject: Fwd: Hearing
Attachments: transverse hearing.pdf; ATT00001.htm

Sent from my iPhone

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Begin forwarded message:

From: "Manuel P. Asensio-Garcia" <mpa@asensio.com>
Date: May 6, 2019 at 4:10:27 PM EDT
To: "Stephen W. Tountas" <STountas@kasowitz.com>
Cc: "Terry A. Brostowin (TerryBrostowin@gmail.com)" <TerryBrostowin@gmail.com>, Mitchell Cantor <mc@mcantorlawoffice.com>
Subject: Hearing

External Email

Steve,

On April 11, 2019, the Hon. Justice Cohen ruled:

1. The defaults and challenge to service need to be resolved
2. The Court will not see the open matters in series
3. The individual will not be allowed to take a "hypothetical" default and hold the right to challenge the process until after the motion to vacate default is decided
4. The service and motion to vacate the default are going to be together, and done quickly (modification of Motion 16)
5. The individual has no standing to vacate a default that was not entered against him

As you see from the above, the traverse hearing time is a time is of the essence matters. We have kindly and repeatedly attempt to get your cooperation.

From: Manuel P. Asensio-Garcia
Sent: Tuesday, April 30, 2019 8:57 AM
To: knaram@nycourts.gov; SFC-PART3@NYCOURTS.GOV
Cc: Mitchell Cantor <mc@mcantorlawoffice.com>; Stephen W. Tountas <STountas@kasowitz.com>; Terry A. Brostowin (TerryBrostowin@gmail.com) <TerryBrostowin@gmail.com>
Subject: EROS INTERNATIONAL PLC, EL AL. V. MANGROVE PARTNERS, ET AL. INDEX NO. 653096/2017

EROS INTERNATIONAL PLC, EL AL. V. MANGROVE PARTNERS, ET AL. INDEX NO. 653096/2017

April 26, 2019

Kartik Naram
Commercial Division Law Clerk to the Hon. Joel M. Cohen
60 Centre Street
New York, NY 10007

Re: Asensio Defendant

Dear Mr. Naram:

I have retained Terry A. Brostowin as special-counsel to Mr. Cantor.

I desire to express my concern that the Plaintiff is fabricated problems for the administration of justice. The Plaintiff has fabricated litigation with the agreement, the stipulation and the service process, in the same case that it is appealing at the Appellate Division for the First Department.

It is unjust for one of the defendants in the case to be left in the trial court, under circumstances fabricated by the Plaintiff, and possibly be left out of the normal appeal process through the Plaintiff's manipulations and deceit. In 2016, this defendant's web publisher, reviewed and deepen that analysis, and opined, on the issues raised by the other defendants back in 2015. asensio.com reviewed an existing public controversy. The fact bolsters the other defendants' legal cases.

The Plaintiff has an agreement with me that requires it withdraw its motion to default. The Plaintiff acted in bad faith to unilaterally terminate the agreement. The Plaintiff deliberately withheld advising the court that it had entered into a stipulation not to seek a default. The Plaintiff then threatened to file a grievance that disturbed the proper adjudication of Motion 16. This is true notwithstanding the fact that this defendant is not in default. Other parts of the motion were fundamental to the case. Furthermore, the two defaulted defendants were liquidated and dissolved before any event related to the Plaintiff's complaint occurred including the filing of the complaint.

I respectfully request that the Hon. Justice Cohen's pardon for any delay and pray the Justice's understanding.