

EXHIBIT 23

RE: In re BANA California Unemployment Benefits Litig. - Meet and Confer re additional ESI custodians

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Fri 12/15/2023 5:46 PM

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Counsel,

Following our meet and confer regarding custodians yesterday, we are writing to get back to you with the Bank's position regarding additional ESI collection. The Bank believes that given the extensive and extremely burdensome and costly discovery that has already been provided in this case, any additional ESI collection and production would be unduly burdensome, not proportional to the needs of the case, and unlikely to yield significant, relevant, non-duplicative discovery. However, in the interest of compromise, please find below BANA's revised counterproposal for additional ESI collection. This proposal is contingent on Plaintiffs agreeing not to seek the 17 other custodians identified on November 29, and on the parties reaching an agreement as to the search parameters for this additional ESI collection.

Topic	Custodian	Date Range	Search Terms
Fraud Filter	Christine Channels	3/1/2020 – 12/31/2021	Run modified search terms for RFPs 39, 40, 41, 44 and 45
	Jennifer Boussuge		
	Anne Holt		
	Ruchira Ghosh		
	John Denning		
Claims Processing & Vendor Oversight	Renee Johnson	3/1/2020 – 12/31/2021	Run modified search terms for RFPs 33, 34, 35, 36, and 37, 39, 40, 41 and 66
Customer Service Call Centers	Scott Robbins	3/1/2020 – 12/31/2021	Run modified search terms for RFPs 61, 64, 65 and 66
	Rocco Blasi		

We are available to meet and confer further on this topic next week if you would like.

Best,
Lindsay

Lindsay E. Hoyle

