

# EXHIBIT 37

**Briefing on Additional ESI Custodians Dispute- In re Bank of America California  
Unemployment Benefits Litigation, 21md2992-LAB (MSB)**

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Wed 2/21/2024 9:58 AM

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Good morning,

Thank you for your call yesterday. Judge Berg will not allow additional briefing on the discovery dispute related to additional ESI custodians. The Court issued its briefing schedule on January 10, 2024, adopting the parties' proposed schedule and page parameters. (See ECF No. 205.) Briefing has now been closed since January 30, 2024. (Id.) The Court does not find it appropriate to re-open briefing, which has been closed for nearly three weeks.

Sincerely,

**Jackie Adelsberg**

619-557-6632

Law Clerk to Magistrate Judge Michael S. Berg

United States District Court, Southern District of California