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December 4, 2024

BY EMAIL

Ms. Olivia Troye
c/o Mark S. Zaid, P.C.
250 Connecticut Avenue, N.W.
Suite 700
Washington, DC 20036
mark@markzaid.com

RE: Retraction Demand and Document Hold and Preservation Demand

Dear Ms. Troye:

This law firm represents Kashyap Patel. Litigation will be filed against you if you fail to publicly retract defamatory statements you made about Mr. Patel on MSNBC on December 2, 2024. Be further advised that you should identify and preserve all hard copy and electronically stored documents, information, and data that relate, in any way, to Mr. Patel and to your statements about him on MSNBC.

On December 2, 2024, you appeared as a live guest on MSNBC and made several false and defamatory statements about Mr. Patel. These comments include that Mr. Patel would “lie about intelligence” and would “lie about making things up on operations” to the point where Mr. Patel “put the lives of Navy Seals at risk when it came to Nigeria,” and that Mr. Patel was even misinforming Vice President Mike Pence.

This is a complete fabrication, and you know it is false by virtue of your former position in the White House. At no point did Mr. Patel ever lie about national intelligence, place Navy Seals at risk, or misinform the Vice President. Not only did you have actual knowledge of the falsity of this smear, but you also did so with the malicious intent of degrading his character and of cynical self-promotion. This is, of course, not the first time you have milked your former title as a means of spreading lies about associates of President Donald J. Trump. You are already embroiled in a lawsuit for your disgusting lies about Ambassador Ric Grenell on Twitter.

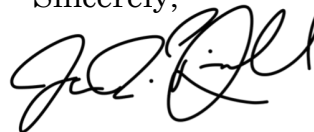
Mr. Patel demands that you retract your lies in a public statement on your X account within five business days of receipt of this letter. Unless this step is taken, Mr. Patel will take swift legal action to uphold his rights and reputation.

With this letter, you are also on notice of your ongoing obligations to preserve documents related to Mr. Patel. Accordingly, you must ensure that you, your agents, and all sources of information upon which you relied are preserving and retaining all emails, text messages (including messages sent over social media or messaging platforms such as Facebook, Signal, WhatsApp, Telegram, etc.), audiovisual recordings, voice mails, drafts, notes, communications, documents (including prior versions or iterations of documents), data, and electronically stored information of any kind that relate in any way to these matters. Without any limitation, this requires you to preserve all research and due diligence you conducted or instructed others to conduct relating to Mr. Patel.

The laws and rules prohibiting destruction of evidence apply to electronically stored information in the same manner as they do to other evidence. Due to its format, electronic information is easily deleted, modified, or corrupted. Accordingly, you must take every reasonable step to preserve this information until this matter is resolved. This may include, but would not be limited to, an obligation to discontinue all data destruction and backup data recycling policies and procedures on any and all devices within your possession, custody, or control. This also obligates you and your agents to change the settings on any online messaging application or account to retain all messages.

Please confirm receipt of this letter and confirm your intent to retract the statements **within 5 business days of receipt**. Please also confirm that you intend to adhere to your obligations to retain documents, data, communications, and information as set forth above and as required by law. This is not a complete recitation of Mr. Patel's rights and remedies, all of which are expressly reserved.

Sincerely,

A handwritten signature in black ink, appearing to read "Jesse R. Binnall", written in a cursive style.

Jesse R. Binnall