

**From:** [Phan, Johnny](#)  
**To:** [Downtown West Project](#)  
**Subject:** FW: Google - Diridon/DW - DA and Ancillary Docs Execution  
**Date:** Wednesday, June 9, 2021 3:25:48 PM

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**From:** Phan, Johnny  
**Sent:** Monday, June 7, 2021 5:08 PM  
**To:** Miller, Gregg <[gmler@coblentzlaw.com](mailto:gmler@coblentzlaw.com)>  
**Cc:** David Snow <[DSnow@rwglaw.com](mailto:DSnow@rwglaw.com)>; Straka, Stephanie <[sstraka@coblentzlaw.com](mailto:sstraka@coblentzlaw.com)>  
**Subject:** RE: Google - Diridon/DW - DA and Ancillary Docs Execution

Hi Greg - I think double sided will work. Also, City will only need 3 executed originals. So, a total of 4 originals (3 for City and 1 for Google). Let's connect on how the originals will be routed to the City because City Hall is closed. There is a drop off for documents but it will take a few days to get routed to the City Attorney's Office after drop off. Thanks. Johnny

## Johnny V. Phan

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**Office of the City Attorney**  
**City of San Jose**  
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**From:** Miller, Gregg <[gmler@coblentzlaw.com](mailto:gmler@coblentzlaw.com)>  
**Sent:** Monday, June 7, 2021 4:16 PM  
**To:** Phan, Johnny <[Johnny.Phan@sanjoseca.gov](mailto:Johnny.Phan@sanjoseca.gov)>  
**Cc:** David Snow <[DSnow@rwglaw.com](mailto:DSnow@rwglaw.com)>; Straka, Stephanie <[sstraka@coblentzlaw.com](mailto:sstraka@coblentzlaw.com)>  
**Subject:** RE: Google - Diridon/DW - DA and Ancillary Docs Execution

[External Email]

Johnny: should we print the final execution documents single-sided or double-sided? We are

informed that the County Recorder accepts double-sided docs as long as print/ink from one page hasn't leaked over to the next page (so make sure your signatory doesn't using a fountain pen and the notary stamp is not over-inked). The DA is around 700 pages so if we print single-sided, I would imagine that will be around 5 inches of paper. We can print either way and could even print one of each of the DA and the Parkland Agreement single sided for recording and the others (that will simply be file copies) single sided. Please let us know.  
Thanks,

**Gregg Miller**

**Coblentz Patch Duffy & Bass LLP**

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**From:** Phan, Johnny <[Johnny.Phan@sanjoseca.gov](mailto:Johnny.Phan@sanjoseca.gov)>

**Sent:** Friday, June 4, 2021 1:19 PM

**To:** Miller, Gregg <[gmiller@coblentzlaw.com](mailto:gmiller@coblentzlaw.com)>

**Cc:** David Snow <[DSnow@rwglaw.com](mailto:DSnow@rwglaw.com)>; Straka, Stephanie <[SStraka@coblentzlaw.com](mailto:SStraka@coblentzlaw.com)>; Chan, Michelle W. (SFO) <[MWChan@perkinscoie.com](mailto:MWChan@perkinscoie.com)>

**Subject:** [EXTERNAL] Re: Google - Diridon/DW - DA and Ancillary Docs Execution

Sounds like a plan. Thanks. Johnny

**Johnny V. Phan**

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On Jun 4, 2021, at 10:53 AM, Miller, Gregg <[gmiller@coblentzlaw.com](mailto:gmiller@coblentzlaw.com)> wrote:



Johnny: here is the plan for getting documents signed. Please give me your thoughts at your earliest convenience.

1. Docs: the parties will be signing the DA, the Parkland Agreement and the four Transfer Agreements (Autumn, H1, H5 and H6). The DA and Parks Agreement need to be notarized. The Transfer Agreements do not. All docs need City Attorney signature "Approved as to Form".
2. I am not aware of any other documents that need to be signed at this time.
3. The City wants four (4) originals of the DA and (4) originals of the Parkland Agreement. I want one original of each of those, so we will sign and send five originals. How many originals of the Transfer Agreements does the City want?
4. Later today, I will send you the exhibits (e.g., Autumn parcels' legal descriptions) to the Transfer Agreements for your review and sign-off.
5. Assuming no issues prior to/at Second Reading, then Google will plan to sign on June 9<sup>th</sup>. I will need the 10<sup>th</sup> to turn the wet-ink signatures around to the City, so you should expect to receive signed documents on June 11<sup>th</sup> (Fri) or the 14<sup>th</sup> (Mon.) With the DA at +700 pages, it will be a large production.
6. City will sign (and notarize) as soon as possible and, return one original of each to me (we'll include a pre-paid FedEx box). City will retain the originals it has requested (e.g., 4 of the DA).
7. City will record the DA and the Parkland Agreement. Statute requires the DA be recorded within 10 calendar days after it is fully executed.
8. City will provide me with a copy of the final, fully recorded DA and Parkland Agreement (with the recording information) shortly after the City has those documents. I realize that it could be several weeks if copies of the recorder-stamped documents are not available at the time the doc is recorded and therefore we have to wait for the Recorder to return the recorded documents.

Thanks,

**Gregg Miller**

**Coblentz Patch Duffy & Bass LLP**

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