

# PROCTOR HEYMAN ENERIO LLP

PRACTICING THE ART OF LAW

300 DELAWARE AVENUE • SUITE 200 • WILMINGTON, DELAWARE 19801  
TEL: 302.472.7300 • FAX: 302.472.7320 • WWW.PROCTORHEYMAN.COM

Direct Dial: (302) 472-7315  
Email: shirzel@proctorheyman.com

November 1, 2016

**VIA E-FILING**

The Honorable J. Travis Laster  
Delaware Court of Chancery  
New Castle County Courthouse  
500 North King Street - Suite 11400  
Wilmington, DE 19801

Re: *In Re: Appraisal of Dell, Inc.*,  
C.A. No. 9322-VCL

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Dear Vice Chancellor Laster:

I write on behalf of Petitioners Global Continuum Fund and Wakefield Partners LP in support of the Motion of Petitioner Cavan to Clarify and Enforce Order Approving Settlement. My clients agree that the publicly available information supports an inference that Dell settled the appeal rights of the largest holder for \$0.88 per share without offering that same consideration to the other petitioners. The Settlement Agreement should be produced to the parties, subject to the terms of the confidentiality order, so that the petitioners who are not represented by G&E and their counsel may assess on an informed basis whether any relief is appropriate. The terms of the confidentiality order, including the



Vice Chancellor J. Travis Laster  
November 1, 2016  
Page 2

limitations on the use and dissemination of confidential material, adequately protect the interests of the parties to the Settlement Agreement.

Respectfully,

*/s/ Samuel T. Hirzel, II*

Samuel T. Hirzel, II (# 4415)

STH/jmr

cc: Stuart M. Grant, Esq. (via e-file)  
Megan D. McIntyre, Esq. (via e-file)  
Michael J. Barry, Esq. (via e-file)  
Christine M. Mackinsosh, Esq. (via e-file)  
John D. Hendershot, Esq. (via e-file)  
Gregory P. Williams, Esq. (via e-file)  
Susan Hannigan, Esq. (via e-file)  
Andrew J. Peach, Esq. (via e-file)  
Thomas Uebler, Esq. (via e-file)  
Paul D. Brown, Esq. (via e-file)