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April 13, 2023

APPLICATION GRANTED
SO ORDERED

VIA ECF

Hon. John G. Koeltl
Daniel Patrick Moynihan
United States Courthouse
500 Pearl Street
New York, New York 10007-1312

4/13/23 John G. Koeltl
John G. Koeltl, U.S.D.J.

Re: *Hachette Book Group, Inc., et al. v. Internet Archive, et al.*, 20-cv-04160-JGK

Dear Judge Koeltl:

The parties write jointly in connection with their upcoming April 14 deadline to submit a proposal for the appropriate procedure to determine the judgment to be entered in this case.

The parties have continued to engage in constructive conversations directed towards our shared goal of submitting a joint procedure to the Court. We continue to discuss the specific terms of an agreed procedure that could streamline or eliminate further litigation regarding injunctive relief, damages, and attorneys' fees. In light of these continued discussions, we request a second extension of the current deadline.

Accordingly, the parties respectfully request that the Court issue an order extending the deadline to submit a proposal for the appropriate procedure to determine the judgment to be entered in this case by five additional days, to **April 19, 2023**.

We appreciate the Court's time and attention to this matter.

Respectfully submitted,

DAVIS WRIGHT TREMAINE LLP

MORRISON & FOERSTER LLP

/s/ Elizabeth A. McNamara

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