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June 22, 2023

VIA ECF

The Honorable John G. Koeltl

United States District Court for the Southern District of New York

Daniel Patrick Moynihan United States Courthouse

500 Pearl Street, Courtroom 14A

New York, NY 10007-1312

Re: *Hachette Book Group, Inc., et al. v. Internet Archive*, Case No. 1:20-CV-04160-JGK

Your Honor:

The parties write jointly in connection with their upcoming June 23 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. The parties are currently engaged in drafting a consent judgment subject to a right of appeal, as well as other documents reflecting the parties' anticipated agreements, and expect to present to the Court a proposed procedure to determine the judgment to be entered in this case in the next several weeks.

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 to **July 14, 2023**.

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

Respectfully submitted,

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cc: All Counsel (via ECF)