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July 13, 2023

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**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 July 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. The parties are close to finalizing details of a consent judgment subject to a right of appeal, as well as other documents reflecting the parties' anticipated agreements, and have exchanged several drafts of those documents. The parties expect to present to the Court a proposed procedure to determine the judgment to be entered in this case in the next few weeks, barring unforeseen delays.

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 28, 2023**.

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

Respectfully submitted,

MORRISON & FOERSTER LLP

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The Honorable John G. Koeltl  
July 13, 2023  
Page Two

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