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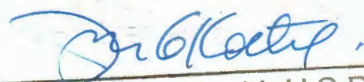
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SAN FRANCISCO, SHANGHAI, SINGAPORE,
TOKYO, WASHINGTON, D.C.

July 13, 2023

**APPLICATION GRANTED
SO ORDERED**

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John G. Koeltl, U.S.D.J.

VIA ECF

7/13/23

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

DAVIS WRIGHT TREMAINE LLP

/s/ Joseph C. Gratz

Joseph C. Gratz (*Pro Hac Vice*)
Annie A. Lee (*Pro Hac Vice*)

/s/ Elizabeth A. McNamara

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MORRISON FOERSTER

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

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cc: All Counsel (via ECF)