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October 9, 2013

By Hand

Office of the Clerk of Court
U.S. Court of Appeals for the Second Circuit
500 Pearl Street
New York, NY 10007

Re: Authors Guild v. HathiTrust, Docket # 12-4547

Dear Ms. O'Hagan Wolfe or designee:

I am one of the attorneys for defendants-intervenors-appellees National Federation of the Blind, Georgina Kleege, Blair Seidlitz and Courtney Wheeler (collectively, "NFB") in the above-referenced appeal. It has come to our attention that the document entitled SPEC Kit 321: *Services for Users with Disabilities* (Assn. of Research Libraries Dec. 2010), which is cited in footnote 93 at page 31 of the NFB's brief (docket # 238), is not freely available on the referenced website but must be purchased. We therefore enclose for the convenience of the court six (6) copies of the executive summary from that document for forwarding to the panel. We have also electronically filed today copies of this letter and its enclosure.

Please direct any communications regarding the above to the undersigned.

Respectfully submitted,



Robert J. Bernstein

cc (w/encl.) Via ECF:
All counsel of record