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June 9, 2010

E-Filed

Karen Hom, Clerk to the Honorable Judge Spero
United States District Court
San Francisco Division
450 Golden Gate Avenue
Courtroom A, 15th Floor
San Francisco, CA 94102

**Re: Actuate Corp. v. International Business Machines Corp. & MRO Software Inc.,
Case No. CV-09-5892 JCS, N.D. Cal.**

Dear Ms. Hom:

Please take notice that Michael L. Charlson and Michael J. Shepard, attorneys for Defendants International Business Machines Corp. & MRO Software, Inc., intend to appear telephonically at the Case Management Conference scheduled for June 18, 2010 at 1:30 p.m., in the above-entitled action.

The land line phone number to contact them is +1 (800) 470-7005 / Passcode: 8154003.

Yours truly,

/s/

Kris Elder

Associate
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Dated: June 14, 2010

