

# EXHIBIT D

# KING & SPALDING

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May 15, 2009

## VIA ELECTRONIC MAIL AND U.S. MAIL

Randi W. Singer, Esq.  
Weil, Gotshal & Manges LLP  
767 Fifth Avenue  
New York, NY 10153-0119

**RE: *Cambridge University Press, et al. v. Becker, et al.,*  
United States District Court for the Northern District of Georgia  
Case No. 1:08-CV-1425-ODE**

Dear Randi:

This letter will memorialize the following agreement between the parties in the above-referenced action:

1) Defendants consent to allow Plaintiffs to take fourteen (14) depositions before the June 30, 2009 deadline for depositions in this matter; and Plaintiffs waive their objection to the timeliness of service of Defendants' Third Request for the Production of Documents and Second Set of Interrogatories to Plaintiffs, and agree to substantively respond to each, subject to any appropriate objections, by June 12, 2009.

2) The time for Defendants to respond to Plaintiffs' Second Set of Requests for Admission (currently due on May 22, 2009) will be tolled as of today's date while the parties draft and negotiate stipulations. If the parties are unable to agree to stipulations, the time period for Defendants' response will resume at that time, and Defendants will respond to Plaintiffs' requests within the remaining time period.

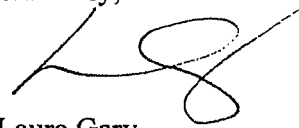
3) For purposes of the Scheduling Order and any applicable Local Rules, the "close of discovery" shall be June 30, 2009. This date, however, shall not be construed to allow either Party to serve additional discovery requests.

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4) The parties agree that the deadline for filing Summary Judgment Motions shall be extended to thirty (30) days after the close of discovery, and will jointly move the Court to enter an amended Scheduling Order reflecting that deadline.

Please indicate your agreement to these terms by countersigning below.

Sincerely,

A handwritten signature in black ink, appearing to read 'Laura Gary', with a stylized, cursive flourish.

Laura Gary

Signed: \_\_\_\_\_

Date: May 15, 2009

cc: Edward B. Krugman, Esq.  
John H. Rains IV, Esq. (via email)  
R. Bruce Rich, Esq. (via email)  
Todd Larson, Esq. (via email)  
Cynthia V. Hall, Esq. (via email)  
Kerry Heyward, Esq. (via email)  
Burns Newsome, Esq. (via email)  
Mary Jo Volkert, Esq. (via email)  
Anthony B. Askew, Esq. (via email)  
Stephen M. Schaetzel, Esq. (via email)  
Kristen A. Swift, Esq. (via email)  
Glenda R. Smith (file)