

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

|                            |   |  |
|----------------------------|---|--|
| THE AUTHORS GUILD, et al., | : | Civil Action No. <b>05-CV-8136 JES</b> |
|                            | : |  |
| Plaintiffs,                | : |  |
|                            | : |  |
| v.                         | : | <b>QUESTIA MEDIA, INC.'S</b>           |
|                            | : | <b>WITHDRAWAL OF REQUEST</b>           |
|                            | : | <b>TO APPEAR AT THE</b>                |
| GOOGLE, INC.               | : | <b>FEBRUARY 18, 2010</b>               |
|                            | : | <b>FAIRNESS HEARING</b>                |
| Defendant.                 | : |  |
|                            |   |  |

Please take notice that Questia Media, Inc. withdraws its request to be heard at the Fairness Hearing currently scheduled for February 18, 2010. Questia Media, Inc. believes that its views are adequately presented by its written filing and the filings of other interested parties.

Respectfully submitted,

/s/ Lee L. Kaplan  
 Lee L. Kaplan  
 LEAD ATTORNEY  
 (ADMITTED PRO HAC VICE)  
 Texas State Bar No. 11094400  
**SMYSER KAPLAN & VESELKA, L.L.P.**  
 700 Louisiana, Suite 2300  
 Houston, Texas 77002  
 (713) 221-2323  
 (713) 221-2320 (fax)  
 lkaplan@skv.com

*Counsel for Questia Media, Inc.*