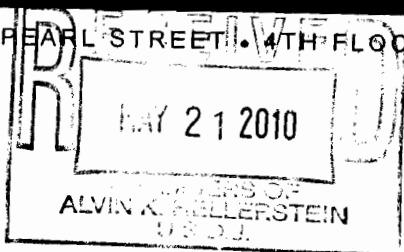


BOIES, SCHILLER & FLEXNER LLP

10 NORTH PEARL STREET • 4TH FLOOR • ALBANY, NY 12207 • PH: 518.434.0600 • FX: 518.434.0665



May 21, 2010

~~Received~~
5-21-10

VIA FACSIMILE (212) 805-7942

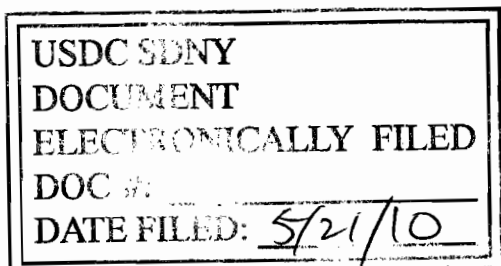
Honorable Alvin K. Hellerstein
United States District Court for the
Southern District of New York
500 Pearl Street
New York, NY 10007-1312

Re: *Shepard Fairey et al. v. The Associated Press and Mannie Garcia*
Case No. 09-01123

Dear Judge Hellerstein:

Counsel for Defendant Mannie Garcia, BOIES, SCHILLER & FLEXNER LLP and KILE GOEKJIAN REED & MCMANUS, PLLC, will file a motion today to withdraw as counsel for Mr. Garcia. In support of that motion, we request permission to file, *ex parte*, a declaration that provides the requisite reasons for withdrawal. Because of the nature of that declaration, counsel asks the Court to review the declaration *in camera* and permit the requested *ex parte* filing.

Thank you for your consideration of this matter.



JSS:spl

Respectfully submitted,

JSS
Jeffrey S. Shelly

cc via email:

- Dale M. Cendali
- Brendan T. Kehoe
- Geoffrey S. Stewart
- Meir Feder
- William W. Fisher, III
- Claudia E. Ray
- Charles A. Michael
- Theresa M. Trzaskoma

All issues and applications in this case should await the court of May 28, 2010, 10:30 a.m.
5-21-10
Alvin K. Hellerstein

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