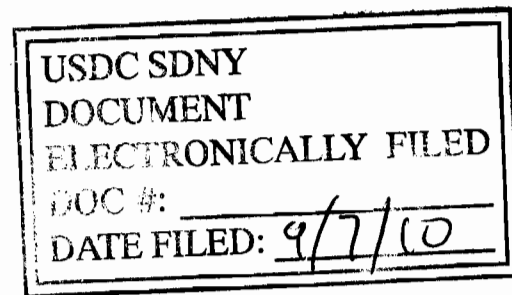


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September 3, 2010

*So ordered
9/7/10
Alvin K. Hellerstein*

Via Fax

The Hon. Alvin K. Hellerstein
United States District Court for the
Southern District of New York
500 Pearl Street
New York, NY 10007-1312
Fax: (212) 805-7942

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

Dear Judge Hellerstein:

The parties in this case write jointly to respectfully request that oral argument for the parties' motions for summary judgment currently scheduled for February 24, ²⁰¹¹~~2010~~, at 10 a.m. be rescheduled to February 15, ²⁰¹¹~~2010~~, at 10:00 a.m. An unavoidable conflict has arisen on February 24, and the parties are all available on February 15, as an alternate date. We thank the Court for its consideration.

Sincerely,

/s/Dale M. Cendali (*Counsel for The Associated Press*)

/s/ William W. Fisher III (*Counsel for Shepard Fairey et al.*)

/s/Robyn C. Crowther (*Counsel for Obey Clothing*)

Cc: All counsel of record