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July 26, 2010

VIA OVERNIGHT MAIL
Hon. Laura T. Swain, U.S.D.J.
United States District Court
Southern District of New York
500 Pearl Street
New York, N.Y. 10007-1312

MEMO ENDORSED

RECEIVED
JUL 28 2010
CHAMBERS OF
LAURA TAYLOR SWAIN
U.S.D.J.

Re: EEOC v. Kelley Drye & Warren LLP., 10-CV-0655 (LTS) (MHD)

Dear Judge Swain:

The parties have consulted following the Court's July 23, 2010 Order regarding EEOC's Motion to Strike certain of Defendant's Affirmative Defenses. EEOC renews its original Motion, since the Affirmative Defenses asserted in Defendant's Answer to the Amended Complaint are identical to the Affirmative Defenses asserted in Defendant's Answer to the original Complaint. The parties have agreed that the Motion may be determined based on the original briefing.

Thank you for your consideration.

Respectfully submitted,

Jeffrey Burstein
Jeffrey Burstein

*The EEOC's motion
(docket entry no. 10)
is hereby reinstated,
effective as of
today's date*

cc: Bettina B. Plevan (by e-mail)
Joseph C. O'Keefe (by e-mail)

SO ORDERED.

NEW YORK, NY

[Signature]

LAURA TAYLOR SWAIN

Aug 2, 2010 UNITED STATES DISTRICT JUDGE