

District Judge was scheduled. Ms. Darbyshire asked me to send her the information by e-mail.

4. On November 20, 2010, I talked to the Clerk for the Honorable Thomas P. Griesa, who is the Judge assigned to hear emergency applications this weekend. Judge Griesa's Clerk informed me that Judge Griesa would likely hear HarperCollins' application between 2:30 p.m. and 6:00 p.m. this afternoon at the Judge's residence.

5. On November 20, 2010, at 12:15 p.m. I e-mailed Ms. Darbyshire to inform her that HarperCollins' application for a temporary restraining order would likely be heard before Judge Griesa sometime between 2:30 p.m. and 6:00 p.m. at the Judge's residence. I further informed Ms. Darbyshire that I would send her the exact details of when and where HarperCollins' application would be heard as soon as I learned the details from Judge Griesa's Clerk.

6. On November 20, 2010, at approximately 12:45 p.m., Judge Griesa's clerk informed me that Judge Griesa would be available to hear HarperCollins' application at 3:00 p.m. at his residence. Immediately thereafter, I emailed Ms. Darbyshire to inform her when and where Judge Griesa would hear HarperCollins' application.

7. Thereafter, Ms. Darbyshire called to inform me that she would like to appear by phone for the appearance before Judge Griesa as she is out of town this weekend. She also sent me the email that is attached hereto as Exhibit A.

I declare under penalty of perjury under the laws of the United States of America and the State of New York that the foregoing is true and correct and that this declaration was executed on November 20, 2010.


RACHEL F. STROM