



United States Attorney
Southern District of New York

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U.S. DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

The Silvio J. Mollo Building
One Saint Andrew's Plaza
New York, New York 10007

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MEMO ENDORSED

November 9, 2012

BY HAND

Honorable Leonard B. Sand
United States District Judge
United States Courthouse
500 Pearl Street, Room 1650
New York, NY 10007

Re: *United States v. Pokerstars, et al.*,
11 Civ. 2564 (LBS) (KMW)

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CHAMBERS OF LEONARD B. SAND

Dear Judge Sand:

The Government writes on its own behalf and on behalf of claimant Commonwealth of Kentucky, ex rel., J. Michael Brown, Secretary Justice and Public Safety Cabinet ("Kentucky") regarding the answer and counter claim that Kentucky filed on October 19, 2012.

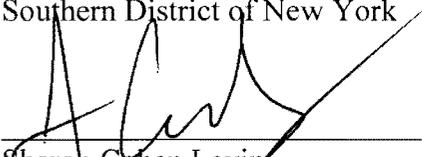
Kentucky, with the consent of the Government, requests that Kentucky's counter-claim, filed October 19, 2012, be dismissed without prejudice, and that such dismissal be without prejudice in particular to any rights or remedies available to Kentucky under 28 U.S.C. § 2465(b).

GRANTED
XMW

Respectfully submitted,

PREET BHARARA
United States Attorney for the
Southern District of New York

By:


Sharon Cohen Levin,
Michael D. Lockard
Jason H. Cowley
Assistant United States Attorney
(212) 637-1060/2193/2479

cc: (by email)
D. Eric Lycan, counsel for Kentucky

11/20/12

SO ORDERED:



The Honorable ~~Leonard B. Sand~~ KIMBA M. Wood
United States District Judge