IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF NEW YORK

THE AUTHORS GUILD, INC., et al.,

Plaintiffs,

Case No. 11-cv-6351(HB)

٧.

HATHITRUST, et al.,

Defendants.

SECOND SUPPLEMENTAL DECLARATION OF JAMES FRUCHTERMAN IN SUPPORT OF DEFENDANT INTERVENORS' MOTION FOR SUMMARY JUDGMENT

I, James Fruchterman, do hereby declare that:

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Dated:

7/21/2012

James Fruchterman