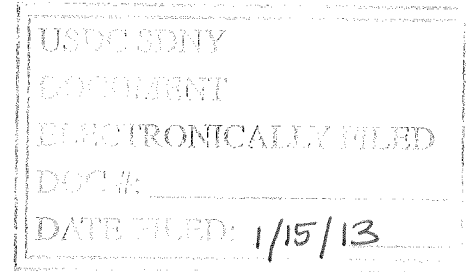


COHEN MILSTEIN

Jeffrey B. Dubner  
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January 14, 2013

The Honorable Denise L. Cote  
 United States District Judge  
 Daniel P. Moynihan U.S. Courthouse  
 New York, NY 10007



Re: United States v. Apple, Inc., et al., No. 12-cv-2826  
 file in: 11-md-2293 (DLC)

**MEMO ENDORSED**

Dear Judge Cote:

Class Plaintiffs had a productive discussion with Michael Allan, counsel for Baker & Taylor, Inc., and have a follow-up conversation scheduled for Wednesday, January 16. Accordingly, Class Plaintiffs do not believe that the Court conference scheduled for Thursday, January 17 is necessary at this time and hereby request that it be taken off the calendar. Class Plaintiffs reserve their right to renew their request for a Court conference should progress with Baker & Taylor cease.

Respectfully submitted,

Jeffrey B. Dubner

CC: Michael J. Allan  
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 (202) 429-6749  
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*The conference is cancelled.*  
*Denise Cote*  
*January 14, 2013*