## **EXHIBIT 4**

## McKool Smith

A PROFESSIONAL CORPORATION • ATTORNEYS 300 Crescent Court, Suite 1500 Dallas, Texas 75201

Telephone: (214) 978-4000 Telecopier: (214) 978-4044

March 5, 2007

## VIA EMAIL (james.blank@lw.com)

James Blank Latham & Watkins LLP 885 Third Avenue New York, New York 10022-4834

> RE: Anascape, Ltd. v. Microsoft Corp. and Nintendo of America, Inc.

> > Civil Action No. 9:06-CV-158-RC

Dear Jim:

Luke McLeroy

Direct Dial: (214) 978-4235

Imcleroy@mckoolsmith.com

I am writing with respect to Nintendo's document production.

The page produced at NAA00014643 appears to be from a notebook of Howard Cheng. That page suggests that the notebook contains eighty pages and covers the date range between March 4, 1997 and September 22, 1997. The only handwritten page produced from this notebook, however, is Bates numbered NAA00014644, and comprises a single entry dated August 27, 1997. Anascape requests that Nintendo produce the entire notebook as soon as possible.

Feel free to call me if you have any questions.

J. Christopher Carraway cc:

R. Christopher Bunt