



21st Floor  
1251 Avenue of the Americas  
New York, NY 10020-1104

**Elizabeth McNamara**  
212-603-6437 tel  
212-489-8340 fax

[lizmenamara@dwt.com](mailto:lizmenamara@dwt.com)

June 8, 2023

**VIA ECF**

The Honorable John G. Koeltl  
United States District Court for the Southern District of New York  
Daniel Patrick Moynihan United States Courthouse  
500 Pearl Street, Courtroom 14A  
New York, NY 10007-1312  
Re: *Hachette Book Group, Inc., et al. v. Internet Archive*, Case No. 1:20-CV-04160-JGK

Your Honor:

The parties write jointly in connection with their upcoming May 26 deadline to submit a proposal for the appropriate procedure to determine the judgment to be entered in this case.

The parties have continued to engage in constructive conversations directed towards our shared goal of submitting a joint procedure to the Court. As indicated earlier, the parties have resolved all but a few substantive issues with respect to injunctive relief, and expect that further discussion will resolve all but potentially one. In the last two weeks, the parties have had a further productive exchange of proposals regarding the resolution of claims for damages and attorneys' fees. The parties are cautiously optimistic that this will be the last extension request.

Accordingly, the parties respectfully request that the Court issue an order extending the deadline to submit a proposal for the appropriate procedure to determine the judgment to be entered in this case to **June 23, 2023**.

We appreciate the Court's time and attention to this matter.

Respectfully submitted,

MORRISON & FOERSTER LLP

/s/ Joseph C. Gratz

Joseph C. Gratz (Pro Hac Vice)  
Jessica E. Lanier (Pro Hac Vice)  
Aditya V. Kamdar (Pro Hac Vice)  
Annie A. Lee (Pro Hac Vice)  
425 Market Street  
San Francisco, CA 94105

DAVIS WRIGHT TREMAINE LLP

/s/ Elizabeth A. McNamara

Elizabeth A. McNamara  
Linda Steinman  
John M. Browning  
Jesse Feitel  
Carl Mazurek  
1251 Avenue of the Americas, 21st Floor

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Phone: (415) 268-7000  
Email: JGratz@mofocom  
JLanier@mofocom  
AKamdar@mofocom  
AnnieLee@mofocom

New York, NY 10020  
Phone: (212) 489-8230  
Email: lizmcnamara@dwt.com  
lindasteinman@dwt.com  
jackbrowning@dwt.com  
jessefeitel@dwt.com  
carlmazurek@dwt.com

ELECTRONIC FRONTIER  
FOUNDATION

Corynne McSherry (*Pro Hac Vice*)  
Kit Walsh (*Pro Hac Vice*)  
Cara Gagliano (*Pro Hac Vice*)  
815 Eddy Street  
San Francisco, CA 94109  
Phone: (415) 436-9333  
Email: corynne@eff.org  
kit@eff.org  
cara@eff.org

*Attorneys for Defendant*

OPPENHEIM + ZEBRAK, LLP

Matthew J. Oppenheim  
Scott A. Zebrak  
Danae Tinelli  
4530 Wisconsin Avenue, NW, 5th Floor  
Washington, DC 20016  
Phone: (202) 480-2999  
Email: matt@oandzlaw.com  
scott@oandzlaw.com  
danae@oandzlaw.com

*Attorneys for Plaintiffs*

cc: All Counsel (via ECF)