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February 25, 2009

VIA FAX: (914) 390-4179

MEMO ENDORSED

Hon. Stephen C. Robinson, United States District Judge Federal Building and United States Courthouse 300 Quarropas Street White Plains, New York 10601-4150

Re:

Elektra Entertainment, et al. v. Santangelo, et al., 7:06-cv-11520 (SCR)

Settlement-in-Principal Reached; Papers Being Drafted

Joint Request for Stay on All Open Motions

Your Honor:

I represent the Defendants in the above-captioned matter and send this letter on joint consent of counsel. The parties have reached a Settlement-in-Principal and the underlying paperwork is being prepared for signature. All aspects of the settlement are expected to be concluded and filed with the Court by March 18, 2009.

The parties are in the middle of a Summary Judgment motion sequence, with the Defendant's answer due yesterday (Tuesday), but application was made on Monday seeking a three-day adjournment as settlement discussions proved meaningful. Yesterday, counsel jointly notified Chambers by telephone that a settlement-in-principal had been reached and we follow up with this letter today.

The nature of this joint request is for the completion of the settlement in this action, and is not made for delay or any improper purpose. We therefore ask that the Court grant the requested stay. I remain,

USDC SDNY DOCUMENT ELECTRONICALLY FILED

Decr E Filimothy Reynolds, Esq. by email (pdf)

Respectfully,

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HON. STEPHEN C. ROBINSION