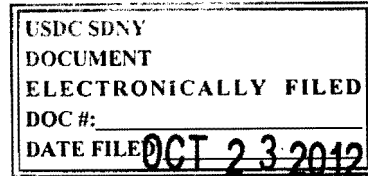


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October 22, 2012

VIA ELECTRONIC MAIL

Honorable Katherine B. Forrest
United States District Court
Southern District of New York
500 Pearl Street
New York, NY 10174

Re: Wu v. Pearson Education, Inc., No. 1:09-CV-06557-KBF (*Wu I*)

Dear Judge Forrest:

We represent Defendant Pearson Education, Inc. ("Pearson") in the above-referenced action. I am lead trial counsel for Pearson and write to request an adjournment of the status conference scheduled for October 25, 2012.

Although I had planned to attend the conference previously set for October 26, 2012, due to a medical procedure scheduled for October 24, I will not be able to travel and attend the conference rescheduled for October 25. See Docket No. 157.

In accordance with your Honor's Individual Practices, we contacted the Court last week and earlier today to inquire about other possible dates over the next two weeks and then reached out to Plaintiff's counsel to determine their availability. Plaintiff's counsel indicated that they do not oppose an adjournment, but that they have conflicts through November 7, with multiple filings and conferences until then.

Therefore, we respectfully request that the Court adjourn the conference until a date after November 7, 2012 that is convenient for the Court.

Respectfully,

J. Gordon Cooney, Jr. / EC

J. Gordon Cooney, Jr.

Ordered
Conference adjourned to
Nov. 13 at 1:30 p.m.

cc: Danial A. Nelson, Esq. (via email)
Kevin P. McCulloch, Esq. (via email)

K B. For
USDJ *10/23/12*