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Via ECF

October 23, 2019

Hon. Valerie E. Caproni
United States District Court
Southern District of New York
40 Foley Square, Room 240
New York, NY 10007

Re: *Chronicle Books et. al. v. Audible, Inc.*, 19 Civ. 7913 (VEC)

Dear Judge Caproni:

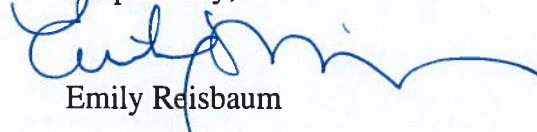
We represent Defendant Audible in the above-named matter.

The Court directed the parties, by order dated October 3, 2019 that, should the parties “come to an agreement on next steps, including the need to resolve the pending motions, they must promptly inform the Court.” (Dkt. No. 59.) We write pursuant to that directive.

Audible has made a proposal to plaintiffs concerning a potential final resolution of the lawsuit. Audible believes this proposal moots the lawsuit. Plaintiffs are considering that proposal but have not yet responded. Accordingly, we respectfully request that the Court suspend its consideration of the pending motions for a week, in order to preserve the status quo pending the parties’ discussions. We will advise the Court of the progress of those discussions on or before October 30, 2019.

We thank the Court for its consideration of this matter.

Respectfully,



Emily Reisbaum

cc: All counsel, by ECF