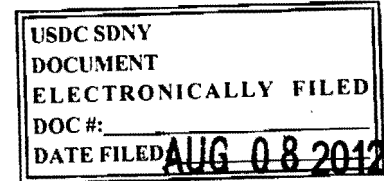


TEL: (516)304-5555  
FAX: (516)304-5556



**BERLINER & PILSON**

ATTORNEYS AT LAW

MAIN OFFICE & MAILING ADDRESS:

80 CUTTER MILL ROAD

SUITE 411

GREAT NECK, NEW YORK 11021

NEW YORK CITY OFFICE:

18 EAST 50TH STREET

4TH FLOOR

NEW YORK, NEW YORK 10022

ERIC BERLINER  
RICHARD J. PILSON

August 7, 2012

**By E-mail**

Hon. Judge Katherine B. Forrest  
United States District Court - SDNY  
500 Pearl Street  
New York, NY 10007

Re: Press Access LLC v. 1-800 Postcards, Inc.  
Index No. 1905/2011

Dear Your Honor,

This law firm represents the Defendant in this action. This letter is being sent as a joint request from both parties.

Attached hereto is a copy of the previous letter sent to the Court on or about August 3, 2012. While your honor did grant an extension, it was for far less than requested.

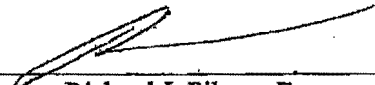
We respectfully request that the Court reconsider and modify its order and grant the extended scheduling order originally requested. Ms. Gates and I will both be going on vacation for the last two weeks of August, she will be going from August 17<sup>th</sup> to the 29<sup>th</sup>, out of the country, and I from August 23<sup>rd</sup> through September 4<sup>th</sup>. September is extremely difficult for both of us, there are numerous Jewish holidays including September 17, which is Rosh Hashanah, and September 24, which is the day before Yom Kippur, which Ms. Gates and I both observe. In September, we both face the usual back-up of work that busy attorneys have when they return from vacation, not to mention numerous already scheduled events on other matters, all of which make it necessary to have the extra time. Since we are both contemplating dispositive motions, we both need to do answering and reply papers.

To complicate things further, we have just as of yesterday, August 6, 2012, received the deposition transcripts and they will not be finalized until thirty (30) days by statute. Moreover, the transcripts request additional document production which were made during the conducting of the depositions.


It is respectfully requested that based upon the circumstances set forth above, the Court reconsider our joint request and grant the briefing schedule which was requested in Ms. Gates letter of August 3, 2012.

This letter is being transmitted by e-mail under permission of your Courtroom Deputy Scott.

Very Truly Yours,  
BERLINER & PILSON, ESQS.

  
By: Richard J. Pilson, Esq.

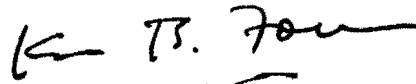
PLATZER, SWERGOLD, KARLIN,  
LEVINE, GOLDBERG & JASLOW, LLP

  
By: Linda M. Gates, Esq.

Ordered

The parties have had ample time to pursue discovery in this case. The original case was filed well over a year ago and this is not a complicated case. Counsel have known about the discovery deadline for some time. There is no requirement for dispositive motions, we can proceed straight to trial. If the parties wish to raise motions, the Court's schedule set on 8/7/12 stands.

8/8/12

  
K. T. Fourn  
U.S.D.J.