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September 16, 2014

Supreme Court, State of New York
Appellate Division, First Department
27 Madison Avenue
New York, New York 10010

RECEIVED
SEP 23 2014
SUP COURT, APP DIV
FIRST DEPT.

Re: Rakofsky, et al. v. The Washington Post Company, et al. / Withdrawal of Motion for enlargement of time to perfect the appeal

Attention: Mr. Dickinson

Dear Sir:

This will confirm that the appellant in this proceeding, has decided to withdraw his motion for an enlargement of time in which to perfect his appeal to this Court.

The reason for the withdrawal is this:

1. While the undersigned, as counsel to Appellant, has recognized that the appeal lacks merit, nonetheless, the motion was made in order to apply for a pre-argument conference for the purpose of assuring certain terms of the dismissal of the appeal—which did not include seeking any compensation in return for the dismissal;
2. To that end, I contacted Ms. Cynthia Crump and requested that the conference be scheduled—included with this correspondence were the notice of appeal and the pre-argument statement;

3. While the motion was pending, Ms. Crump advised that the request for a conference had been denied;
4. As a result, there is no purpose for seeking an enlargement.

Sincerely,

/s/ Herman Kaufman

Herman Kaufman

Attorney for Appellant

HK/ds

Via: Facsimile: 212-952-6581