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February 9, 2024

**BY ECF**

Hon. Sidney H. Stein  
United States District Court for the Southern District of New York  
500 Pearl St.  
New York, New York 10007

***Atari Interactive, Inc. v. Printify, Inc. et al., 23-cv-08926 (SHS) (KHP)***

Dear Judge Stein:

Defendants Printify, Inc. and Janis Berdigans (collectively, “Printify”) respectfully request oral argument on Atari’s Motion to Dismiss Printify’s Counterclaim (ECF No. 93; the “Motion to Dismiss”).

Printify acknowledges that the Court’s Individual Rule 2(F) ordinarily requires parties to request oral argument at the time their papers are filed. However, in light of Atari’s substantive reframing of its timeliness argument to acknowledge (for the first time on reply) the provisions of the 2020 Trademark Modernization Act, Printify believes oral argument would aid the Court in addressing the scope of 15 U.S.C. § 1127 and its subparts, as well as any other issues raised in the parties’ briefing on which the Court has questions.

Respectfully submitted,

*/s/ Megan K. Bannigan*

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cc All counsel of record (via ECF)