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February 19, 2016

The Honorable Richard G. Andrews
United States District Court
For the District of Delaware
844 North King Street
Wilmington, DE 19801

Re: *Acceleration Bay LLC. v. Activision Blizzard, Inc.*, Civil Action
No. 15-228-RGA; *Acceleration Bay LLC. v. Electronic Arts Inc.*,
Civil Action No. 15-282-RGA; *Acceleration Bay LLC. v. Take-
Two Interactive Software, Inc. et al.* Civil Action No. 15-311-RGA

Dear Judge Andrews:

Subsequent to the February 12, 2016 discovery conference in the above-referenced actions, Kramer Levin Naftalis & Frankel LLP has been retained by Hamilton Capital XXI LLC (“Hamilton Capital”) to respond to Defendants’ subpoenas in these matters.

During the discovery conference, the Court asked Hamilton Capital to inform it of any independent objections to the production of the loan agreement between Acceleration Bay and Hamilton Capital. Hamilton Capital hereby notifies the Court that it objects to the production of the loan agreement on the same grounds asserted by Acceleration Bay, including that the loan agreement is not relevant to any claim or defense in these cases. *See* C.A. 15-cv-282-RGA, D.I. 80 at 2-3. Notwithstanding and without waiver of these objections and objections to any further discovery by Defendants, Hamilton Capital will not seek to disturb the Court’s ruling that Acceleration Bay will only produce the loan agreement in the Court-approved redacted form.

Respectfully,

/s/ Paul Andre

Paul Andre

cc: All Counsel of Record (Via ECF Filing, Electronic Mail)

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