

**MORRIS, NICHOLS, ARSHT & TUNNELL LLP**

1201 NORTH MARKET STREET  
P.O. BOX 1347  
WILMINGTON, DELAWARE 19899-1347

(302) 658-9200  
(302) 658-3989 FAX

**STEPHEN J. KRAFTSCHIK**

(302) 351-9378  
(302) 498-6233 FAX  
skraftschik@mmat.com

Original Filing Date: May 3, 2019  
Redacted Filing Date: May 14, 2019

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

*BY ELECTRONIC FILING*

**REDACTED - PUBLIC VERSION**

Re: *Acceleration Bay LLC v. Take-Two Interactive Software, Inc., et al.*  
C.A. No. 16-455 (RGA)

Dear Judge Andrews:

Pursuant to the Court's Oral Order (D.I. 373 in C.A. No. 16-455-RGA), enclosed are two compact discs, each containing an electronic version of Defendants' Opening Brief in Support of Its Motion for Summary Judgment (D.I. 463 in C.A. No. 16-455) with hyperlinks to the declaration, exhibits, transcripts, cases and statutes cited therein. The enclosed compact discs include information that has been designated by the parties as Confidential – Outside Counsel Only under the protective order.

Please note that there is a citation error on page 32 of the brief. On this page, the brief cites to D.I. 356 at 14-15. The correct citation is D.I. 345 at 14-15. The hyperlinked brief leads to the correct exhibit citation. In addition, on page 43 we have a cite to Ex E-5 at 190:9-190:20, which was inadvertently omitted in the original filing. This page has been inserted into the hyperlinked brief and is attached here as Addendum to Exhibit E-5.

Should Your Honor have any questions, counsel are available at the Court's convenience.

Respectfully,

*/s/ Stephen J. Kraftschik*

Stephen J. Kraftschik (#5623)

SJK:nf

Enclosures

cc: Clerk of Court (by hand delivery)  
All Counsel of Record (by e-mail)