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May 19, 2011  
VIA E-MAIL AND U.S. MAIL [PATENTS@POBOX.COM](mailto:PATENTS@POBOX.COM)

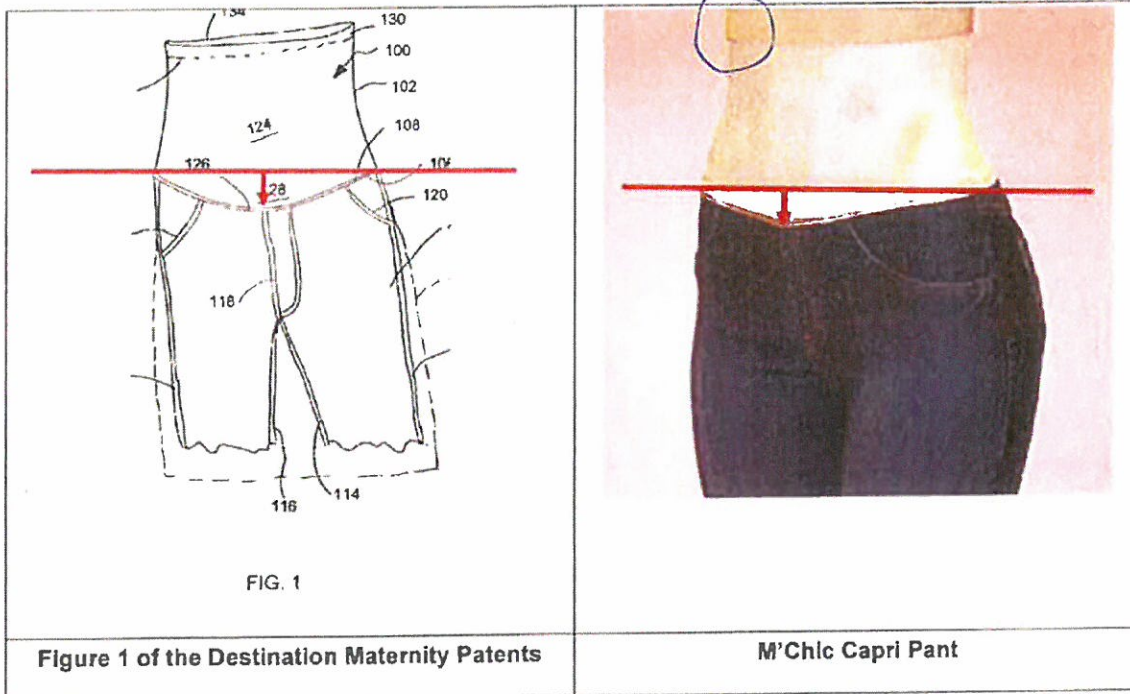
YOUR FILE NO. 6814-1  
OUR FILE NO. DMC-1-R

Norman E. Lehrer, Esq.  
Norman E. Lehrer P.C.  
1205 North Kings Highway  
Cherry Hill, NJ 08034-1982

Re: Destination Maternity Corporation – M'Chic LLC

Dear Mr. Lehrer:

Thank you for your May 17, 2011 letter in which you assert that M'Chic does not infringe because its jeans do not recede downward. Destination Maternity disagrees. M'Chic's jeans recede downward in the same manner as shown in Destination Maternity's patent figures:



Target Corp.

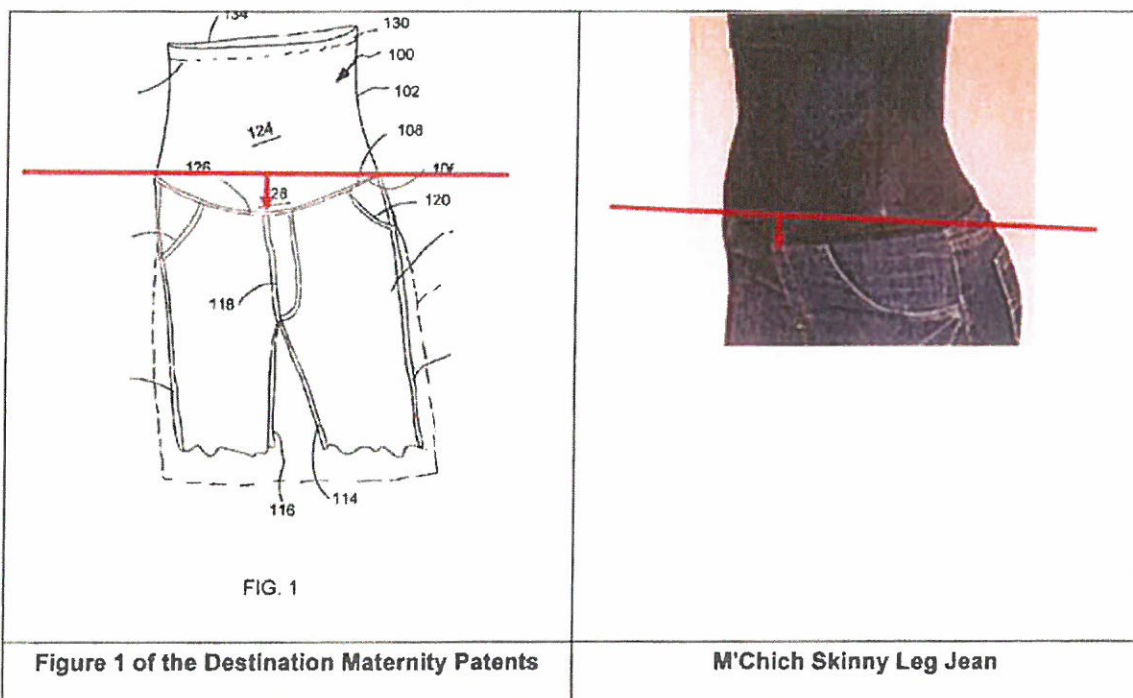
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EXHIBIT

45-A



Norman E. Lehrer, Esq.  
May 19, 2011  
Page Two

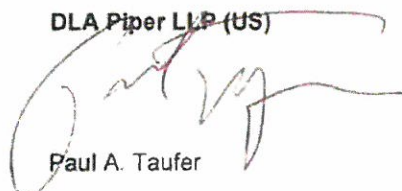


Importantly, the portion of clothing that recedes downward may be either shallow or more pronounced. See U.S. Patent No. 7,814,575 col. 3 Ins. 1-2; U.S. Patent No. 7,900,276 col. 3 Ins. 7-8. As such, even a small dip is covered by the Destination Maternity patents.

In light of the above information, we request that you provide on or before **May 27, 2011** a detailed explanation that is sufficient to remove the M'Chic products from the ambit of the claims of the Destination Maternity patents. Destination Maternity seeks assurance that its intellectual property rights are not being infringed.

Very truly yours,

**DLA Piper LLP (US)**

  
Paul A. Taufer  
Partner

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