

October 11, 2024

**VIA ELECTRONIC FILING AND EMAIL**

The Honorable Jennifer G. Schechter  
Justice New York Supreme Court  
Commercial Division  
Part 54  
60 Centre Street, Room 626  
New York, New York 10007

**Re: *AT&T Services, Inc. v. Broadcom Inc., as successor-in-interest to VMware, Inc., and VMware, Inc.*, Index No. 654490/2024**

Dear Justice Schechter,

We write jointly on behalf of Plaintiff AT&T Services, Inc. and Defendants Broadcom Inc., as successor-in-interest to VMware, Inc., and VMware, Inc. to notify the Court that the parties have been engaging in settlement discussions and believe enough progress has been made to warrant an adjournment of the October 15, 2024 oral argument on Plaintiff's motion for preliminary injunction to permit the parties additional time to seek a resolution. Accordingly, the parties respectfully request that the October 15 oral argument be adjourned to October 22, 2024, or to the earliest date thereafter that is convenient for the Court.

Consistent with Defendants' prior agreement to temporarily extend support services to October 21, 2024, Defendants agree to continue providing the support services at issue through the to-be-scheduled hearing date and for one week thereafter, assuming the hearing is scheduled to take place within the next 30 days. If that is not feasible due to the Court's schedule, the parties jointly request a virtual scheduling conference on October 15, 2024, to discuss an alternative date for oral argument on AT&T's motion should it be necessary.

Because the foregoing reflects an agreement between the parties to adjourn the hearing on Plaintiff's motion for preliminary injunction and Defendants' agreement to continue providing the support services at issue (to the extent described above), the parties respectfully request that the Court "So Order" the terms set forth in this letter and adjourn the hearing to October 22, 2024, or to the earliest date thereafter that is convenient for the Court. If the hearing cannot be scheduled to take place within the next 30 days, the parties respectfully request that the Court order a virtual scheduling conference to take place on October 15, 2024.

The Honorable Jennifer G. Schechter

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Respectfully submitted,

**BAKER & HOSTETLER**

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*Attorneys for Defendants Broadcom Inc., as  
successor-in-interest to VMware, Inc. and  
VMware, Inc.*

SO ORDERED:



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Jennifer Schechter, JSC 10/15/24

cc: Counsel of record (By NYSCEF.)