

April 18, 2007

Honorable Robert F. Kelly Senior United States District Judge United States District Court Eastern District of Pennsylvania 601 Market Street, Room 11613 Philadelphia, PA 19106

Scott S. Christie
Partner
T 073 848 5388

T. 973.848.5388 F. 973.297.3981 schristie@mccarter.com

McCarter & English, LLP Four Gateway Center 100 Mulberry Street Newark, NJ 07102 T. 973.622.4444 F. 973.624.7070 www.mccarter.com Re: Healthcare Advocates, Inc. v. Harding, Earley, Follmer & Frailey, et al., Civil Action No. 05-3524

Dear Judge Kelly:

Please accept this letter in lieu of a brief in opposition to Defendant Harding, Earley, Follmer & Frailey's Motion to Strike The "Highly Confidential-Attorneys' Eyes Only" Designation From The Confidential Settlement Agreement reached between Plaintiff, Healthcare Advocates, Inc. and Defendant Internet Archive.

Healthcare Advocates adopts and incorporates by reference Sections I and II of the Brief of Non-Party Internet Archive's Motion for Protective Order and Opposition to Defendants' Motion to Strike filed today.

Healthcare Advocates has previously offered to consent to reducing the designation of the settlement agreement with Internet Archive to "Confidential" from "Highly Confidential-Attorneys' Eyes Only," and remains willing to do so.

Thank you for your consideration.

Respectfully submitted

Jeffrey P. Lewis, Esq. (via electronic mail)

cc: