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March 12, 2015

**VIA FACSIMILE - 212-805-7933**

The Honorable Andrew J. Peck  
United States Magistrate Judge  
United States Courthouse, Courtroom 20D  
500 Pearl Street  
New York, NY 10007-1312

*Re: Beacon Associates LLC I, et al. v. Beacon Associates Management Corp.  
Civil Case No: 14-cv-2294 (AJP)*

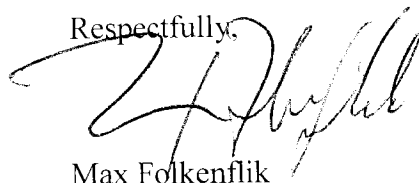
Dear Judge Peck:

With respect to the scheduled briefing on the "holdback" issues, currently scheduled for submission today, with the consent of Mr. Hurley, counsel for the Aijed entities Mr. Jakoby, counsel for the Beacon Funds, and Mr. Whitely, counsel for the Income Plus parties. I am writing to request a one day further adjournment of the date for submission of opening briefs only, until Friday, March 13. The date for submitting answering briefs would remain as currently scheduled, at March 23, and therefore there would be no impact from this change on the speed of resolution of the issues in dispute.

This request is necessitated because, I was required to be in California for a hearing at the beginning of this week and unfortunately, due to the move on Friday, my offices were less operational than I had hoped when I returned yesterday.

I appreciate the courtesy shown by my colleges and respectfully request that the short requested adjournment be granted.

Respectfully,



Max Folkenflik

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MF/ec

cc: Arthur Jakoby, Esq. (*via email*)  
Brian Whitely, Esq. (*via email*)  
Leah Kelman, Esq. (*via email*)  
Rachel Presa, Esq. (*via email*)  
Mitchell Hurley, Esq. (*via email*)