



VENABLE LLP | 1290 AVENUE OF THE AMERICAS
20TH FLOOR | NEW YORK, NY 10104
T +1 212.218.2100 F +1 212.218.2200 Venable.com

September 20, 2021

Edward P. Boyle

T 212.808.5675
F 212.218.2200
EPBoyle@Venable.com

VIA ECF

The Honorable Peggy Kuo, U.S.M.J.
Eastern District Of New York
225 Cadman Plaza East, Courtroom 11C South
Brooklyn, New York 11201

Re: **Rosenfeld v. AC2T, Inc. et al., Case No. 1:20-cv-04662-FB-PK**
Request to Schedule Settlement Conference

Dear Judge Kuo:

My firm represents Defendant AC2T, Inc. in the action referenced above. I write jointly on behalf of AC2T, Inc. and Plaintiff Kalman Rosenfeld (together, the "Parties") pursuant to Your Honor's September 15, 2021 Order directing the Parties to jointly propose a date for the settlement conference that had been scheduled for September 24, 2021. Counsel for Plaintiff reviewed and approved this letter before it was filed with the Court.

The Parties have conferred and agree that, based on information available now, a settlement conference likely would not be productive until after the Court's ruling on Plaintiff's anticipated motion for class certification. Accordingly, the Parties respectfully request that the Court schedule the settlement conference for 30 days after a decision on such motion.

We appreciate the Court's consideration.

Respectfully,

/s/ Edward P. Boyle

Edward P. Boyle

cc: All counsel of record (via ECF)