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February 10, 2014

*By ECF*Honorable Nicholas G. Garaufis  
United States District Judge  
United States Courthouse  
225 Cadman Plaza East  
Brooklyn, New York 11201Re: *In re American Express Anti-Steering Rules Antitrust Litig.*, 11-MD-2221 (NGG);  
*Marcus Corp. v. American Express*, 13-CV-07355 (NGG)

Dear Judge Garaufis:

As the Court directed at the February 6, 2014 conference, I am writing on behalf of Class Plaintiffs to transmit: (i) a revised proposed Class Settlement Preliminary Approval Order for the *In re American Express Anti-Steering Rules* class action; and (ii) a revised proposed Supplemental Class Settlement Preliminary Approval Order for the *Marcus* class action. The proposed Orders are attached hereto as Exhibits 1 and 2, respectively. The terms of the proposed Orders have been agreed upon by Class Plaintiffs and American Express.

In crafting our proposed timeline, which is set forth in the chart below, we have sought to ensure that the Court-appointed expert and the Court have sufficient time to review the various submissions of the parties and objecting Class Members. If the Court has any concerns with the proposed dates, we will make ourselves available at any time, in person or by phone.

**PROPOSED SCHEDULE**

Event	Due date	Number of days between relevant events
Epiq completes mailing to Class	Friday, 3/7/14	29 days from 2/6 hearing for Epiq to complete mailing
Class Plaintiffs file motions for final approval and for award of fees and costs	Tuesday, 4/15/14	68 days from 2/6 hearing for Class to move for final approval

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Event	Due date	Number of days between relevant events
Close of objection period	Friday, 6/6/14	91 days from completion of mailing to Class; 52 days from motion for final approval
Submissions to the Court-appointed expert for consideration in connection with report	Friday, 6/6/14	91 days from completion of mailing to Class; 52 days from motion for final approval
Reply papers on motion for final approval	Friday, 7/11/14	35 days from close of objection period
Court-appointed expert to submit report	Monday, 8/11/14	66 days from due date for submissions to expert; 31 days from reply papers on motion for final approval
Responses (if any) to Court-appointed expert's report from parties or objectors	Tuesday, 9/2/14	22 days from submission of expert's report
Final approval hearing	Wednesday, 9/17/14	68 days from reply papers on motion for final approval; 15 days from responses to the expert's report

Respectfully submitted,

*Gary B. Friedman /SHL*

Gary B. Friedman

Enclosures

cc: All counsel, via ECF

*Schedule approved.  
 So ordered.*

s/Nicholas G. Garaufis

*2/11/14*

*V*