

**United States Court of Appeals**  
Eleventh Circuit  
56 Forsyth Street, N.W.  
Atlanta, Georgia 30303

Thomas K. Kahn  
Clerk

VIA FACSIMILE

May 17, 2001

NOTICE TO ALL COUNSEL OF RECORD

RE: 01-12200 - Suntrust Bank v. Houghton Mifflin Company

Dear Counsel,

The above-referenced case is scheduled for oral argument as the last case on Friday, May 25, 2001, in Atlanta, Georgia.

The parties and amici curiae are directed to submit letter briefs not to exceed four pages discussing the issues and legal concerns set out in Cable News Network v. Video Monitoring Services, 940 F.2d 1471 (11th Cir. 1991), vacated and reh'g en banc granted, 949 F.2d 378 (11th Cir. 1991), appeal dismissed, 959 F.2d 188 (11th Cir. 1992) (en banc). The court understands the opinion is not binding precedent and is familiar with the factual differences. Accordingly, the parties and amici should focus their discussion on jurisprudential principles. The briefs shall be received by the clerk on or before noon on Wednesday, 23 May 2001.

Thank you for your cooperation with this matter.

Sincerely,

THOMAS K. KAHN, Clerk

By Matt Davidson  
Calendar Clerk

- Miles J. Alexander, Esq.
- Leon Friedman, Esq.
- Peter Canfield, Esq.
- Gregg Thomas, Esq.
- Thomas Rubin, Esq.
- E. Edward Bruce, Esq.
- Jed Rubenfield, Esq.
- Hollie Manheimer, Esq.
- William B. Smith, Esq.
- Rick Kurnit, Esq.