



**DLA Piper LLP (US)**  
1251 Avenue of the Americas  
New York, New York 10020-1104  
T 212.335.4500  
F 212.335.4501  
W [www.dlapiper.com](http://www.dlapiper.com)

JOHN J. CLARKE, JR.  
[john.clarke@dlapiper.com](mailto:john.clarke@dlapiper.com)  
T 212.335.4920 F 212.884.8520

February 12, 2016

By ECF

Hon. James L. Garrity  
United States Bankruptcy Judge  
United States Bankruptcy Court for the  
Southern District of New York  
One Bowling Green  
New York, New York 10004-1408

Re: In re Atari, Inc. et al., Case No. 13-10176 (JLG)

Dear Judge Garrity:

We represent Alden Global Capital LLC, as investment adviser for Alden Global Value Recovery Master Fund L.P. ("Alden"). Briefing is ongoing with respect to Alden's pending motion to reopen the referenced chapter 11 case, which is scheduled for hearing on March 10, 2016.

A discovery dispute has arisen between Alden and Atari, S.A., one of the entities that has objected to the motion to reopen. Despite good faith efforts, the parties have been unable to resolve their disagreements. In accordance with the Local Bankruptcy Rules and this Court's individual practices, therefore, I am writing to request that the Court schedule an informal conference concerning the discovery dispute as contemplated by Local Bankruptcy Rule 7007-1(b).

Subject to the Court's availability, counsel for Alden and for Atari, S.A. would be generally available for a conference during the week of February 15<sup>th</sup> (after the Presidents' Day holiday).

Respectfully submitted,

A handwritten signature in blue ink, appearing to read 'John J. Clarke, Jr.', written over a horizontal line.

John J. Clarke, Jr.

cc.: Daniel J. Saval, Esq.