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Proposed Counsel to the Debtors and Debtors in Possession

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

In re:)	Chapter 11
ATARI, INC., <i>et al.</i> , ¹)	Case No. 13-10176 (JMP)
)	
Debtors.)	Jointly Administered
)	

**NOTICE OF DEBTORS' MOTION PURSUANT TO
11 U.S.C. §§ 105, 327, 328, 330 AND 331 FOR ENTRY OF AN ORDER
NUNC PRO TUNC TO THE PETITION DATE AUTHORIZING RETENTION
OF PROFESSIONALS UTILIZED IN THE ORDINARY COURSE OF BUSINESS**

PLEASE TAKE NOTICE that on February 20, 2013, the above-captioned debtors and debtors in possession (collectively, the "Debtors") filed the *Debtors' Motion Pursuant to 11 U.S.C. §§ 105, 327, 328, 330 and 331 for Entry of an Order Nunc Pro Tunc to the Petition Date Authorizing Retention of Professionals Utilized in the Ordinary Course of Business* (the "Motion").

¹ The Debtors are Atari, Inc., Atari Interactive, Inc., Humongous, Inc., and California U.S. Holdings, Inc.

PLEASE TAKE FURTHER NOTICE that a hearing to consider the Motion shall be held on **March 6, 2013 at 10:00 a.m. (prevailing Eastern Time)** before the Honorable James M. Peck, United States Bankruptcy Judge, at the United States Bankruptcy Court for the Southern District of New York, Alexander Hamilton Custom House, One Bowling Green, Courtroom Number 601, New York, New York 10004 (the "Bankruptcy Court").

PLEASE TAKE FURTHER NOTICE that objections, if any, to the relief requested in the Motion (i) must be in writing; (ii) shall conform to the Federal Rules of Bankruptcy Procedure and the Local Bankruptcy Rules for the Southern District of New York; (iii) be filed in accordance with General Order M-399 of the Bankruptcy Court, which can be found at www.nysb.uscourts.gov; (iv) shall set forth the name of the objecting party and the basis for the objection and the specific grounds therefore; (v) shall be filed with the Clerk of the Bankruptcy Court (with a courtesy copy delivered directly to the Chambers of the Honorable James M. Peck), together with the proof of service thereof; and (vi) shall be served in a manner so as to actually be received by (a) Akin Gump Strauss Hauer & Feld LLP, proposed counsel to the Debtors, One Bryant Park, New York, New York 10036 (Attn.: Ira S. Dizengoff, Esq. and Kristine Manoukian, Esq.), 1333 New Hampshire Avenue, N.W., Washington, D.C. 20036, (Attn.: Scott L. Alberino, Esq.); (b) the Office of the United States Trustee for the Southern District of New York, 271 Cadman Plaza East, Suite 4529, Brooklyn, New York 11201 (Attn.: Richard C. Morrissey, Esq.); (c) Cooley LLP, proposed counsel to the Official Committee of Unsecured Creditors, 1114 Avenue of the Americas, New York, New York 10036 (Attn.: Cathy Hershcopf, Esq. and Jeffrey Cohen, Esq.); and (d) Bracewell & Giuliani, counsel to the DIP Lender, 1251 Avenue of the Americas, 49th Floor, New York, New York 10020 (Attn.: Robert G.

Burns, Esq. and Andrew Schouder, Esq.) no later than **4:00 p.m. (prevailing Eastern Time) on February 27, 2013.**

PLEASE TAKE FURTHER NOTICE that if you fail to file and serve a timely response to the Motion in accordance with the above requirements, the Bankruptcy Court may grant the relief requested in the Motion without further notice or hearing.

PLEASE TAKE FURTHER NOTICE that copies of the Motion may be obtained from the Debtors' claims and noticing agent, BMC Group, Inc., by visiting <http://www.bmcgroup.com/atari>. Copies of the Motion also may be obtained by accessing the Bankruptcy Court's website at www.nysb.uscourts.gov through an account obtained from Pacer Service Center at 1-800-676-6856.

New York, New York
Dated: February 20, 2013

AKIN GUMP STRAUSS HAUER & FELD LLP

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