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**BY CM/ECF**

The Honorable Richard G. Andrews  
United States District Court for the District of Delaware  
J. Caleb Boggs Federal Building  
844 N. King Street  
Wilmington, DE 19801

**Re: *Sprint Communications Company, L.P. v. Charter Communications, Inc., et al.*,  
C.A. No. 17-1734-RGA**

Dear Judge Andrews:

I write on behalf of Charter with respect to the pending October 5 trial date in this case. The parties are currently working on the Pre-Trial Order and will be prepared to participate in a Pre-Trial Conference on September 25, 2020 as scheduled. The parties previously set forth their positions on whether or not the trial should go forward (D.I. 541, 542). It remains Charter's position that it is untenable to move forward with a case of this size, complexity and geographic diversity amidst the uncertainties presented by the pandemic.

However, given that trial is just over 30 days away, Charter would appreciate guidance regarding whether the Court intends to proceed with a jury trial and, if so, under what restrictions. If trial is going forward, witnesses and counsel from around the country will need to navigate all the issues associated with traveling to and being together in Delaware at this time, including possible self-quarantines, all of which will require additional time and planning. In addition, if the Court will be enforcing restrictions on attendance and participation at the trial, those restrictions may have a material impact on ongoing trial preparations and we will need additional time to plan our trial presentation in light of any restrictions.

We understand that the Court has many factors to consider about upcoming jury trials and appreciate the consideration of this request. If a teleconference would be helpful, counsel remains available at the convenience of the Court.

Respectfully,

*/s/ Kelly E. Farnan*

Kelly E. Farnan (#4395)

cc: Counsel of Record (via CM/ECF)

