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December 9, 2020

The Honorable Richard G. Andrews  
United States District Court  
844 N. King Street  
Wilmington, DE 19801

VIA ELECTRONIC FILING

Re: *Wonderland Switzerland AG v. Evenflo Company, Inc., et al.*  
C.A. No. 18-1990-RGA

Dear Judge Andrews:

On behalf of the parties in the above action, I am writing in joint response to the Court's December 2, 2020 oral order (D.I. 147) requesting that the parties advise whether they will mutually agree to convert the February 1, 2021 jury trial in this case to a bench trial.

Ms. Selmyer informed counsel of Your Honor's willingness to allow participation by three attorneys per side, which the parties greatly appreciate, and the parties hereby mutually agree to proceed via bench trial on February 1. Although that agreement is not contingent on the format of the trial, the parties do respectfully request, for the safety of all concerned, that the trial be entirely virtual. If Your Honor is not comfortable attempting an entirely virtual trial, then the parties will proceed in person, with our thanks once again for the accommodation regarding the number of participants. However, if the Court is willing to proceed remotely, it would relieve some considerable COVID-related anxiety associated with an in-person proceeding.

For planning purposes, we would appreciate hearing at the Court's earliest convenience how Your Honor intends to proceed.

Respectfully,

*/s/ Steven J. Balick*

Steven J. Balick (#2114)

SJB/nlm

cc: All Counsel of Record (via electronic mail)