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September 1, 2009

BY HAND

The Honorable Shira A. Scheindlin
United States District Judge
Southern District of New York
500 Pearl Street
New York, New York 10007

Re: *In re South Africa Apartheid Litigation, Nos. 02 MKL 1499, et al.*
(S.D.N.Y.) (SAS); Nos. 09-2785-cv, 09-2801-cv, et al. (2d Cir.)

Dear Judge Scheindlin:

This law firm represents the Republic of South Africa in the United States in connection with the above-referenced South Africa Apartheid Litigation matters, which are currently pending before Your Honor and the United States Court of Appeals for the Second Circuit. This law firm filed an *amicus curiae* brief on behalf of the Republic of South Africa in the Court of Appeals in the prior appeal, Nos. 05-2141-cv and 05-2326-cv. We have not entered an appearance in the District Court.

On behalf of the Republic of South Africa, I have been authorized to transmit to Your Honor the attached letter from Jeffrey Thamsanqa Radebe, MP and Minister of Justice and Constitutional Development of the Republic of South Africa. Said letter is also being copied to the Clerk of the Court of Appeals.

Nothing herein or in the attached letter is, is intended to be, or should be construed as a waiver of, the Republic of South Africa's sovereign immunity in the courts of or in the United States, including as it may relate to discovery or other judicial process.

Sincerely,

A handwritten signature in black ink, appearing to read "David B. Goldstein", with a long, sweeping horizontal stroke extending to the right.

David B. Goldstein

cc: Clerk, United States Court of Appeals, Second Circuit (By Hand)
Robert M. Loeb, Department of Justice (by electronic mail and U.S. Mail)
Sri Srinivasan (Counsel for Defendants, by electronic mail and U.S. Mail)
Paul L. Hoffman (Counsel for Plaintiffs, by electronic mail and U.S. Mail)
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