

**TODD C. BANK, ATTORNEY AT LAW, P.C.**

**119-40 Union Turnpike  
Fourth Floor  
Kew Gardens, New York 11415  
(718) 520-7125**

**www.toddbanklaw.com**

**tbank@toddbanklaw.com**

July 11, 2025

Proskauer Rose LLP  
11 Times Square  
New York, NY 10036  
Attn.: Craig B. Whitney  
Jeffrey Warshafsky  
Nicole Sockett  
Nicole Swanson

**Re: Todd C. Bank v. NFL Properties LLC  
Case 1:25-cv-03981-CM (S.D.N.Y.)**

Counselors:

Yesterday, I emailed a letter to you stating: “As shown in the attachment to this letter, I made a test purchase through the FGM Website. Please let me know by tomorrow if you have a position on my forthcoming request to submit it, along with an explanatory declaration, to the Court. If you have any questions, or would like to see the declaration, please let me know.”

Ms. Swanson responded by email this morning as follows: “The Court has denied your motion for a sur-reply. We believe any such submission is improper and sanctionable. If you insist on such a submission, please include our position.” Please clarify whether you misread my letter, in which I did not state that I would submit a declaration or the attachment to my letter, but, rather, that I would *request permission* to submit them.

Sincerely,

***s/ Todd C. Bank***

Todd C. Bank