

EXHIBIT 10

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US Department of Education Office of Management
Regulatory Information Management Services
ATTN: FOIA Public Liaison
Via fax 202-401-0920

January 21, 2013

**RE: FREEDOM OF INFORMATION ACT REQUEST TO DEPARTMENT OF
EDUCATION (“DoE”)**

Dear FOIA Public Liaison,

This is a FOIA request for the following documents. In May, 2008, DoE entered into Contract or Order No. ED-08-PO-0685 following solicitation believed to be no. ED-08-Q-0008. This FOIA request seeks the contract documents under which DoE was represented or advised by outside counsel under this Contract or Order. Specifically, it is believed that DoE was represented or advised by the law firm of Thacher Proffitt and Wood, LLP (“Thacher”) which was the initial contractor. This request seeks the contract and any orders or modifications given by DoE to Thacher in connection with the subject of the Contract or Order. In addition, it is believed that, at some point, Sonnenschein Nath and Rosenthal, LLP (“Sonnenschein”) came to replace Thacher as DoE’s contractor. This request also seeks all documents reflecting the contract or order or modification or novation or assignment by which Sonnenschein came to replace Thacher as counsel to or advisor to DoE under the referenced contract or order or any successors, including especially any submissions or other documents of any kind that were provided to DoE or any other federal entity to support or justify the change of firms contracting with DoE. It is particularly important to us to receive any records of anything submitted or said by either Thacher or Sonnenschein or any representative of either to DoE to get Sonnenschein to be the contractor for DoE or, if any member of either firm was the contractor or replacement contractor, of any submissions for that purpose.

The name of the requester is Michael E. Geltner, and the address and telephone number during business hours and emails and fax number of the requester are above.

I agree to pay the applicable fees. Please advise if an advance payment is required.

Please call or email if any additional information is needed to process this FOIA request.

Very truly yours,

Michael E Geltner