

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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UMG RECORDINGS, INC., et al.,

05 CV 1095 (DGT)(RML)

Plaintiffs,

- against

MARIE LINDOR,

Defendant
-----X

NOTICE OF MOTION

PLEASE TAKE NOTICE that, upon the annexed declaration of Richard L. Gabriel, Esq., the exhibits attached thereto, the declaration of Bradley A. Buckles, Esq., the accompanying Memorandum of Law, and all prior papers and proceedings herein, the undersigned will move before the Honorable Robert M. Levy, United States Magistrate Judge for the United States District Court for the Eastern District of New York, 225 Cadman Plaza East, Brooklyn, New York 11201, for a protective order, pursuant to Rule 26(c) of the Federal Rules of Civil Procedure, prohibiting defendant from obtaining discovery of plaintiffs' contract with MediaSentry, the terms thereof, or the instructions and parameters provided by plaintiffs to MediaSentry for conducting on-line investigations into the illegal infringement of plaintiffs' copyrighted works.

PLEASE TAKE FURTHER NOTICE that, pursuant to this Court's bench order, dated August 28, 2006, opposing affidavits and memoranda of law, if any, must be served on or before October 27, 2006, and reply memoranda, if any, must be served on or before November 10, 2006, with oral argument on this motion scheduled for November 30, 2006 at 2:15 P.M. Unless

opposing affidavits and memoranda of law are timely served, the relief sought herein may be granted.

AND PLEASE TAKE FURTHER NOTICE that, pursuant Rule 26(c) of the Federal Rules of Civil Procedure, undersigned counsel hereby certifies that he has conferred in good faith with counsel for defendant regarding this motion and that the parties have been unable to resolve this dispute.

DATED: Denver, Colorado
September 27, 2006

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