

# United States Court of Appeals For the First Circuit

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No. 09-1071

BENJAMIN LIGERI

Plaintiff - Appellant

v.

YOUTUBE, LLC; GOOGLE, INC.

Defendants - Appellees

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## ORDER OF COURT

Entered: **May 12, 2009**  
Pursuant to 1st Cir. R. 27.0(d)

The brief filed by Google, Inc. And You Tube on may 11, 2009 is not in compliance with the following Federal Rules of Appellate Procedure and/or Local Rules of this Court:

- **Fed. R. App. P. 32(a)(2)(C)**, requiring that the front cover of the brief contain the title of the case (see Rule 12(a)). The caption on the brief does not match the caption used by this court. Any party who believes that this court's caption does not accurately reflect the parties on appeal must file a motion to correct the caption, along with supporting documentation.
- **Fed. R. App. P. 32(a)(2) and 32(b)**, requiring that the front cover of the appendix contain the title of the case (see Rule 12(a)). The caption on the appendix does not match the caption used by this court. Any party who believes that this court's caption does not accurately reflect the parties on appeal must file a motion to correct the caption, along with supporting documentation.

Google, Inc. And YouTube are ordered to file a conforming brief and appendix by **May 26, 2009**. Two copies of the corrected brief must be served on each unrepresented party and on opposing counsel for each separately represented party. The due date for the appellant's reply brief shall run from service of the corrected brief, in accordance with Fed. R. App. P. 31. The nonconforming brief will be held at the clerk's office until **May 26, 2009**, should appellees wish to make arrangements to have it returned.

By the Court:

/s/ Richard Cushing Donovan, Clerk

cc: Michael A. Berta  
Jill Brenner Meixel  
James B. Conroy  
Peter E. Gelhaar  
Anne Marie Nicpon  
Benjamin Ligeri