

# United States Court of Appeals For the First Circuit

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Nos. 10-1883; 10-1947; 10-2052

SONY BMG MUSIC ENTERTAINMENT, a Delaware general partnership; WARNER BROS RECORDS INC, a Delaware Corporation; ATLANTIC RECORDING CORPORATION, a Delaware Corporation; ARISTA RECORDS, LLC, a Delaware Limited Liability Company; UMG RECORDINGS INC., a Delaware corporation; UNITED STATES,

Plaintiffs-Appellants/Cross-Appellees,

v.

JOEL TENENBAUM,

Defendant-Appellee/Cross-Appellant.

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## ORDER OF COURT

Entered: September 17, 2010  
Pursuant to 1st Cir. R. 27.0(d)

Appeal Nos. 10-1883 and 10-2052 are consolidated for purposes of briefing and oral argument. See Fed. R. App. P. 3(b)(2). Appeal No. 10-1947 is a cross-appeal to the consolidated cases. Pursuant to Fed. R. App. P. 28.1, it is hereby ordered that the above-named plaintiffs be deemed the appellants/cross-appellees (“appellants”) and that defendant Joel Tenenbaum be deemed the appellee/cross-appellant (“appellee”). The parties are directed to use the above caption on all future filings related to these cases. *The briefing schedule previously set in Appeal Nos. 10-1883 and 10-1947 on August 31, 2010 is hereby vacated.*

The following is the ***new*** briefing schedule for these appeals:

First Brief: Appellants' principal brief and appendix are due on or before **October 27, 2010.**

Second Brief: Appellee's principal/response brief must be filed within 30 days of service of the first brief;

Third Brief: Appellants' response/reply must be filed within 30 days of service of the second brief; and

Fourth Brief: Appellee's reply brief must be filed within 14 days of service of the third brief.

Any party wishing to object to any part of this order must file a written objection by no later than **October 1, 2010**.

By the Court:

/s/ Margaret Carter, Clerk

cc:

Charles Nesson  
Daniel Cloherty  
Diane Cabell  
Eve Burton  
John Palfrey  
Mark Walsh  
Mary Thomas Sullivan  
Matthew Oppenheim  
Matthew Kamholtz  
Matthew Feinberg  
Michelle Bennett  
Theodore Griswold Fletcher  
Timothy Reynolds  
Victoria Steinberg

**CROSS APPEALS**  
**FED. R. APP. P. 28.1**  
**INFORMATION SHEET**

<b>BRIEF</b>	<b>BRIEF COVER</b> Fed. R. App. P. 28.1	<b>LENGTH LIMIT</b> Fed. R. App. P. 28.1(e)	<b>DUE DATE</b> Fed. R. App. P. 28.1(f)
<b><u>First Brief</u></b>  Appellants/Cross-Appellees' PRINCIPAL BRIEF	Blue	30 PAGES <i>or</i> 14,000 WORDS/ 1,300 LINES (monospaced text only)	40 days after record is complete or date set by Clerk's Office
<b><u>Second Brief</u></b>  Appellee/Cross-Appellant's PRINCIPAL/RESPONSE BRIEF	Red	35 PAGES <i>or</i> 16,500 WORDS/ 1,500 LINES (monospaced text only)	30 days later
<b><u>Third Briefs</u></b>  Appellants/Cross-Appellees' RESPONSE/REPLY BRIEF	Yellow	30 PAGES <i>or</i> 14,000 WORDS/ 1,300 LINES (monospaced text only)	30 days later
<b><u>Fourth Brief</u></b>  Appellee/Cross-Appellant's REPLY BRIEF	Grey	15 PAGES <i>or</i> 7,000 WORDS/ 650 LINES (monospaced text only)	14 days later