

United States Court of Appeals For the First Circuit

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.

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

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