

UNITED STATES COURT OF APPEALS FOR THE SECOND CIRCUIT
Thurgood Marshall U.S. Courthouse 40 Foley Square, New York, NY 10007 Telephone: 212-857-8500

MOTION INFORMATION STATEMENT

Docket Number(s): 10-3270; 10-3342 Caption [use short title]

Motion for: Consolidation Viacom International Inc., et al. v. YouTube, Inc., et al. (10-3270); The Football Association Premier League Ltd. v. YouTube, Inc., et al.

Set forth below precise, complete statement of relief sought: Appellee YouTube seeks to consolidate the two above-captioned cases for all purposes on appeal, including briefing and oral argument. In the alternative, YouTube seeks to file a single brief not to exceed 28,000 words.

MOVING PARTY: YouTube, Inc. OPPOSING PARTY: Viacom; The Premier League
Plaintiff Defendant
Appellant/Petitioner Appellee/Respondent

MOVING ATTORNEY: Andrew H. Schapiro OPPOSING ATTORNEY: Paul Smith (Viacom) / Charles Sims (PL)
Mayer Brown LLP Jenner & Block LLP / Proskauer Rose LLP
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New York, NY 10019 Washington, D.C. 20001 / New York, NY 10036
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Court-Judge/Agency appealed from: U.S. District Court for the Southern District of New York; Hon. Loius L. Stanton, USDJ

Please check appropriate boxes: FOR EMERGENCY MOTIONS, MOTIONS FOR STAYS AND INJUNCTIONS PENDING APPEAL:
Has movant notified opposing counsel (required by Local Rule 27.1): Has request for relief been made below?
Opposing counsel's position on motion: Does opposing counsel intend to file a response?

Is oral argument on motion requested? Has argument date of appeal been set?

Signature of Moving Attorney: Date: 10/5/10 Has service been effected?

ORDER

IT IS HEREBY ORDERED THAT the motion is GRANTED DENIED.

FOR THE COURT: CATHERINE O'HAGAN WOLFE, Clerk of Court

Date: By: