

**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

**Motion for:** an order permitting the filing of a single joint appendix and of any amicus brief with two captions, and considering the physical filing of the joint appendix or amicus brief in one docket as filed in both.

**Set forth below precise, complete statement of relief sought:**

The parties are jointly seeking an order permitting (1) the preparation of a single joint appendix containing both captions; (2) any amici filing otherwise permitted briefs to file a single double-captioned brief; (3) the physical hard-copy filing of the joint appendix or an amicus brief in docket No. 10-3270 to be deemed as also filed in docket No. 10-3342, while the joint appendix and amicus briefs would be e-filed in both dockets; and (4) each party may submit, on CDROM, its brief with hyperlinks to record citations a week after the un-hyperlinked brief is filed.

**MOVING PARTY:** Viacom Int'l Inc., et al.

☒ Plaintiffs                      ☐ Defendant  
☒ Appellant/Petitioner        ☐ Appellee/Respondent

**MOVING ATTORNEY:**

Susan J. Kohlmann  
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Counsel for the Viacom appellants

Caption [use short title]:

VIACOM INT'L INC., et al.  
Plaintiffs-Appellants,  
v.    10-3270-cv  
YOUTUBE, INC., et. al.,  
Defendants-Appellees.

THE FOOTBALL  
ASSOCIATION PREMIER  
LEAGUE LTD., et al.  
Plaintiffs-Appellants,  
v.    10-3342-cv  
YOUTUBE, INC., et. al.,  
Defendants-Appellees.

**OPPOSING PARTY:** YouTube, Inc et. al., and The Football Association Premier League Ltd., et al.

**OPPOSING ATTORNEY:**

Andrew H. Schapiro (for appellees)  
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Court-Judge/Agency appealed from: United States District Court, Southern District of New York; Honorable Louis L. Stanton

**Please check appropriate boxes:**

Has movant notified opposing counsel (required by Local Rule 27.1):  
☒ Yes   ☐ No (explain): \_\_\_\_\_

Opposing counsel's position on motion:

☒ Unopposed   ☐ Opposed   ☐ Don't Know

Does opposing counsel intend to file a response:

☐ Yes   ☒ No   ☐ Don't Know

**FOR EMERGENCY MOTIONS, MOTIONS FOR STAYS AND INJUNCTIONS PENDING APPEAL:**

Has request for relief been made below?                      ☐ Yes   ☐ No  
Has this relief been previously sought in this Court?                      ☐ Yes   ☐ No  
Requested return date and explanation of emergency: \_\_\_\_\_

Is oral argument on motion requested?

☐ Yes

☒ No

(requests for oral arguments will not necessarily be granted)

Has argument date of appeal been set:

☐ Yes

☒ No

If yes, enter date: \_\_\_\_\_

Signature of Moving Attorney:

/s Susan J. Kohlmann \_\_\_\_\_

Date: 11/4/10

Has service been effected?

☒ Yes

☐ No [Attach proof of service]

**ORDER**

**IT IS HEREBY ORDERED THAT** the motion is **GRANTED DENIED.**

**FOR THE COURT:**

CATHERINE O'HAGAN WOLFE, Clerk of Court

Date: \_\_\_\_\_

By: \_\_\_\_\_