

**IN THE UNITED STATES COURT OF APPEALS  
FOR THE SECOND CIRCUIT**

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The Authors Guild, Inc., Associational  
Plaintiff, Betty Miles, Joseph Goulden, and  
Jim Bouton, individually and on behalf of  
all others similarly situated,

Plaintiffs-Appellees,

v.

Google Inc.,

Defendant-Appellant.

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Case No. 12-3200

**PLAINTIFFS-APPELLEES' RESPONSE TO GOOGLE'S UNOPPOSED  
MOTION TO STAY DISTRICT COURT PROCEEDINGS PENDING  
APPEAL OF CLASS CERTIFICATION ORDER**

Plaintiffs-Appellees file this response to Google's stay motion. Plaintiffs-Appellees do not oppose a stay of the district court proceedings pending resolution of this appeal, and agree that a stay in the present circumstances will promote the orderly disposition of this case. Plaintiffs-Appellees disagree strongly, however, with Google's arguments opposing the class, and believe that upon appellate review the district court's class certification order will be affirmed. So as not to burden the Court with a point-by-point recitation of counter-arguments, Plaintiffs-Appellees incorporate by reference Plaintiffs' Answer in Opposition to

Defendant's Petition for Permission to Appeal Pursuant to Federal Rule of Civil  
Procedure 23(f), filed on June 27, 2012.

Dated: September 12, 2012

Respectfully submitted,

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