

UNITED STATES DISTRICT COURT FOR THE
DISTRICT OF COLUMBIA

FOX TELEVISION STATIONS, INC., et al.

Plaintiffs,

v.

AEREOKILLER LLC, et al.

Defendants.

Civil Action No. 1:13-cv-00758-RMC
Hon. Rosemary M. Collyer**MOTION FOR PRELIMINARY INJUNCTION AND REQUEST FOR HEARING**

Plaintiffs Fox Television Stations, Inc., Twentieth Century Fox Film Corporation, Fox Broadcasting Company, NBC Subsidiary (WRC-TV) LLC, NBC Studios LLC, Universal Network Television, LLC, Open 4 Business Productions LLC, Telemundo Network Group LLC, American Broadcasting Companies, Inc., Disney Enterprises, Inc., CBS Broadcasting Inc., CBS Studios Inc., Allbritton Communications Company, and Gannett Co., Inc. (collectively, “Plaintiffs”) respectfully move this Court pursuant to Federal Rule of Civil Procedure 65 and Local Rule 65.1 for a preliminary injunction. A Proposed Order is attached.

For the reasons set forth in the accompanying Memorandum of Points and Authorities (with supporting declarations and exhibits), Plaintiffs seek a preliminary injunction prohibiting defendants FilmOnX LLC (formerly known as Aereokiller LLC), FilmOn.TV Networks, Inc., FilmOn.TV, Inc., and FilmOn.Com, Inc. (collectively “Defendants”) from retransmitting Plaintiffs’ copyrighted television programming over the Internet without authorization and in violation of the Copyright Act. The accompanying Memorandum establishes that the requested relief should be granted because Plaintiffs are likely to succeed on the merits of their copyright

infringement claims; they are likely to suffer irreparable harm in the absence of preliminary relief; the balance of equities tips in their favor; and an injunction is in the public interest.

Plaintiffs respectfully request a hearing on this Motion. Consistent with Local Rule 7(m), Plaintiffs' counsel conferred with Defendants' counsel and advised that Plaintiffs intend to file this Motion. Defendants' counsel opposes this Motion. The parties have agreed upon a proposed briefing and hearing schedule for this Motion and are submitting a stipulation setting forth their agreement concurrently with the filing of this Motion.

Dated: August 1, 2013

Respectfully submitted,

/s/ Paul Smith

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Gannett Co., Inc.*

**Pro hac vice admission to be sought*