## UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF GEORGIA ATLANTA DIVISION

CAMBRIDGE UNIVERSITY PRESS;	)	
OXFORD UNIVERSITY PRESS, INC.;	)	
SAGE PUBLICATIONS, INC.,	)	
Plaintiffs	) ) )	CIVIL ACTION NO. 1:08-CV-1425-ODE
V.	)	
	)	
MARK P. BECKER, in his official	)	
capacity as President of Georgia State	)	
University, et al.	)	
	)	
Defendants	)	

## DEFENDANTS' MOTION FOR LEAVE TO FILE A SUR-REPLY IN OPPOSITION TO PLAINTIFFS' REQUEST FOR INJUNCTIVE RELIEF

Defendants respectfully request that this Court grant leave for Defendants to

file a sur-reply in opposition to Plaintiffs' Request for Injunctive Relief.

Defendants request a sur-reply to respond to the arguments concerning

Defendants' revised Copyright Policy raised by Plaintiffs in their reply brief.

Defendants submit that a sur-reply is consistent with this Court's May, 2012 Order

providing Defendants' an opportunity to respond to Plaintiffs' arguments. See Dkt.

No. 423 at 339. Attached hereto as Exhibit A is a copy of Defendants' Proposed

Sur-Reply.

Respectfully submitted this 5th day of July, 2012.

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<u>/s/ Stephen M. Schaetzel</u> Anthony B. Askew Georgia Bar No. 025300 Special Assistant Attorney General Stephen M. Schaetzel Georgia Bar No. 628653 Robin L. Gentry Georgia Bar No. 289899 McKeon, Meunier, Carlin & Curfman, LLC 817 W. Peachtree Street, N.W., Suite 900 Atlanta, Georgia 30308 Phone: (404) 645-7700 Fax: (404) 645-7707 Email: taskew@m2iplaw.com sschaetzel@m2iplaw.com Katrina M. Quicker Special Assistant Attorney General Georgia Bar No. 590859 Richard W. Miller Georgia Bar No. 065257 BALLARD SPAHR LLP 999 Peachtree Street, Suite 1000 Atlanta, GA 30309-3915 Telephone: (678) 420-9300 Facsimile: (678) 420-9301 Email: quickerk@ballardspahr.com

Counsel for Defendants

#### **CERTIFICATE OF COMPLIANCE**

I hereby certify, pursuant to L.R. 5.1B and 7.1D of the Northern District of

Georgia, that the foregoing **DEFENDANTS' MOTION FOR LEAVE TO FILE** 

A SUR-REPLY complies with the font and point selections approved by the Court

in L.R. 5.1B. The foregoing pleading was prepared on a computer using 14-point

Times New Roman font.

<u>/s/ Stephen M. Schaetzel</u> Stephen M. Schaetzel Georgia Bar No. 628653 McKeon, Meunier, Carlin & Curfman, LLC 817 W. Peachtree Street, N.W., Suite 900 Atlanta, Georgia 30308 Phone: (404) 645-7700 Fax: (404) 645-7707 Email: taskew@m2iplaw.com

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	)	
Defendants	)	

# **CERTIFICATE OF SERVICE**

The undersigned hereby certifies that, on this 15th day of June 2012, I have

electronically filed the foregoing **DEFENDANTS' MOTION FOR LEAVE TO** 

FILE A SUR-REPLY with the Clerk of the Court using the CM/ECF system,

which will automatically send e-mail notification

of such filing to the following attorneys of record:

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