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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

RIGHTHAVEN LLC, a Nevada limited-liability company,

Plaintiff,

v.

CENTER FOR INTERCULTURAL ORGANIZING, a not-for-profit Oregon entity, and KAYSE JAMA, an individual,

Defendants.

CASE NO.: 2:10-cv-01322

MOTION OF PROFESSOR JASON SCHULTZ TO APPEAR AS AN *AMICUS CURIAE* AT HEARING ON ORDER TO SHOW CAUSE RE FAIR USE

MOTION TO APPEAR AS *AMICUS CURIAE*

Non-party Professor Jason Schultz hereby moves for leave to appear and present oral argument in the above-captioned case at the December 28, 2010 hearing regarding the Court's November 15, 2010 Order To Show Cause ("OSC") why this case should not be dismissed on fair-use grounds. Defendants have consented to Prof. Schultz's appearance. Plaintiff has objected to his appearance.

As this Court is aware, Prof. Schultz is an Assistant Clinical Professor of Law and the co-director of the Samuelson Law, Technology & Public Policy Clinic at the University of California’s Boalt Hall School of Law.¹ On December 15, 2010, this Court granted Prof. Schultz’s motion for leave to file an *amicus curiae* brief, and rescheduled the OSC hearing for December 28, 2010 (Dkt. No. 19). Prof. Schultz respectfully requests the opportunity to make himself available to the Court in case any questions arise from his *amicus curiae* brief, or from the parties’ responses to the brief, and to present a short oral argument regarding the copyright legal and policy issues raised by the Court’s OSC. In the alternative, Prof. Schultz could also be available telephonically.

For the foregoing reasons, Prof. Schultz respectfully requests that the Court grant his motion for leave to appear and present oral argument in the above-captioned case at the December 28, 2010 hearing.

Dated: December 16, 2010

Respectfully submitted,

CHAD A. BOWERS, LTD.

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Attorneys for Amicus Curiae Professor Jason
Schultz

¹ Professor Schultz submits this brief on his own behalf, not on behalf of the Samuelson Law Clinic or the Boalt Hall School of Law. His counsel represents defendants in two other actions pending in this court that have been filed by Righthaven. See Case Nos. 10-cv-01343, 10-cv-01356.