

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

ARISTA RECORDS LLC; ATLANTIC
RECORDING CORPORATION; BMG MUSIC;
CAPITOL RECORDS, INC.; ELEKTRA
ENTERTAINMENT GROUP INC.;
INTERSCOPE RECORDS; LAFACE
RECORDS LLC; MOTOWN RECORD
COMPANY, L.P.; PRIORITY RECORDS LLC;
SONY BMG MUSIC ENTERTAINMENT;
UMG RECORDINGS, INC.; VIRGIN
RECORDS AMERICA, INC.; and
WARNER BROS. RECORDS INC.,

Plaintiffs/Counterclaim Defendants,

v.

LIME GROUP LLC; LIME WIRE LLC; MARK
GORTON; and GREG BILDSON, and M.J.G.
LIME WIRE FAMILY LIMITED
PARTNERSHIP

Defendants.

ECF Case

06 CV. 5936 (GEL)

**NOTICE OF DEFENDANTS'
MOTION TO EXCLUDE THE
DECLARATIONS OF THOMAS
SEHESTED, ANDREW KEMPE,
AND KATHERYN COGGON
FOR PLAINTIFFS' FAILURE TO
DISCLOSE FACTUAL
WITNESSES**

Oral Argument Requested

PLEASE TAKE NOTICE that Defendants Lime Wire Group LLC, Lime Wire LLC, Mark Gorton, and M.J.G. Lime Wire Family Limited Partnership (collectively "Defendants"), by their undersigned counsel, hereby request that this Court, before the Hon. Gerard E. Lynch, at the United States Courthouse, 500 Pearl Street, Courtroom 6B, New York, New York, grant this Motion to Exclude the Declarations of Thomas Sehested, Andrew Kempe, and Katheryn Coggon For Plaintiffs' Failure to Disclose Factual Witnesses.

PLEASE TAKE FURTHER NOTICE that in support of this motion, Defendants rely upon the accompanying Memorandum of Law.

Dated: November 7, 2008.

Respectfully Submitted,

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CERTIFICATE OF SERVICE

This is to certify that the foregoing pleading was filed by means of the Court's ECF system on November 7, 2008. Accordingly, it is assumed that all counsel of record received notice of this filing from the ECF system. Lead counsel, listed below, will also receive a courtesy copy via email.

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