

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,

v.

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

Defendants.

No.: 06 CIV. 5936 (GEL)

NOTICE OF MOTION

PLEASE TAKE NOTICE that upon the annexed Declarations of Herbert F. Kozlov, Esq. dated March 17, 2008 and Allan Klepfisz dated March 14, 2008 and the exhibits provided therewith and the accompanying Memorandum of Law, the undersigned will move this Court before the Honorable Gerald E. Lynch, United States District Judge for the Southern District of New York, at the United States Courthouse, 500 Pearl Street, New York New York 10007, on a date and time to be determined by the Court, for an Order pursuant to Federal Rule of Civil Procedure 45(c)(3): (i) quashing the Subpoena issued by Defendants and served upon non-party QTrax, Inc. on March 6, 2008, which commanded QTrax’s CEO, Mr. Allan Klepfisz to appear for deposition and produce documents on March 21, 2008 in New York, NY; (ii) granting QTrax, Inc. its costs and attorneys fees in connection with the instant application; and (iii) for such other relief as the Court deems necessary and proper.

PLEASE TAKE FURTHER NOTICE that, pursuant to Local Rule 6.1(a), opposition papers, if any, must be served so as to be received no later than March 21, 2008.

Dated: New York, New York
March 17, 2008

REED SMITH LLP

By: S/ Lawrence J. Reina
Lawrence J. Reina, Esq. (LR 7327)
Herbert F. Kozlov, Esq. (HK 4983)
599 Lexington Avenue
22nd Floor
New York, NY 10022-7650
Telephone: 212.521.5400
Facsimile: 212.521.5450

Attorneys for Non-Party QTrax, Inc.

To:

Charles S. Baker, Esq.
Joseph D. Cohen, Esq.
Porter & Hedges, LLP
Reliant Energy Plaza
1000 Main Street, 36th Floor
Houston, TX 77002
Attorneys for Defendants

Joseph Maddaloni, Jr., Esq.
Lauren Handler, Esq.
Porzio, Bromberg & Newman P.C.
100 Southgate Parkway
Morristown, NJ 07962
Attorneys for Defendants

Katherine B. Forrest, Esq.
Teena-Ann V. Sankoorikal, Esq.
Cravath, Swaine & Moore LLP
825 Eighth Avenue
New York, NY 10019
Attorneys for Plaintiffs

Karyn Annise Temple, Esq.
Kenneth Lewinn Doroshow, esq.
Recording Industry Association of America
1025 F Street, NW
Washington, DC 2004
Attorneys for Plaintiffs