

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

ARISTA RECORDS LLC; ATLANTIC  
RECORDING CORPORATION; ARISTA  
MUSIC, fka BMG MUSIC; CAPITOL  
RECORDS, INC.; ELEKTRA  
ENTERTAINMENT GROUP INC.;  
INTERSCOPE RECORDS; LAFACE  
RECORDS LLC; MOTOWN RECORD  
COMPANY, L.P.; PRIORITY RECORDS LLC;  
SONY MUSIC ENTERTAINMENT, fka 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; and M.J.G. LIME  
WIRE FAMILY LIMITED PARTNERSHIP,

Defendants.

ECF Case

06 CV 5936 (KMW)(DF)

**DEFENDANTS' NOTICE OF MOTION AND MOTION TO FILE  
CONFIDENTIAL MATERIALS UNDER SEAL**

WILLKIE FARR & GALLAGHER LLP

787 Seventh Avenue  
New York, NY 10019  
Phone: (212) 728-8000

*Attorneys for Defendants*

NOTICE TO THE COURT, PLAINTIFFS AND THEIR COUNSEL OF RECORD:

On motion of the parties, the Court entered an Amended Stipulation and Protective Order on January 6, 2011 (the “Amended Protective Order”), a copy of which is on file with the Court (Dkt. 400). Information produced by a party may be designated under the terms of the Protective Order if it believes in good faith that it reflects proprietary information which is not generally known, or if the party has a good faith belief that such materials are particularly sensitive. *See* Protective Order ¶ 1. Paragraph 15 of the Protective Order requires a party submitting Confidential, Confidential-Attorney’s Eyes Only, or Restricted Confidential-Outside Attorneys’ Eyes Only material to the Court to file such material under seal to protect it from disclosure.

Pursuant to the Amended Protective Order, Defendants Lime Group LLC, Lime Wire LLC, Mark Gorton, and M.J.G. Lime Wire Family Limited Partnership (collectively, “Defendants”) hereby move this Court to place under seal, until further order of this Court, the following documents:

- Declaration of Tariq Mundiya in Support of Defendants’ Memorandum of Law in Opposition to Plaintiffs’ Motion *in Limine* to Preclude Evidence or Argument Inconsistent With Facts Established at Summary Judgment (unredacted version) and Exhibits A, B, C, D, E, and F attached thereto;
- Defendants’ Memorandum of Law in Opposition to Plaintiffs’ Motion *in Limine* to Preclude Evidence or Argument Inconsistent With Facts Established at Summary Judgment (unredacted version);

These documents contain material that has been designated by Plaintiffs as Confidential, Restricted Confidential- Attorney’s Eyes Only, or Restricted Confidential-Outside Attorney’s Eyes Only under the Amended Protective Order and/or its predecessor.

Accordingly, because the information has been designated by Plaintiffs as confidential, Defendants, under the terms of the protective order, request that the above-listed documents be maintained under seal until further order of this Court.

Dated: New York, NY  
March 3, 2011

Respectfully Submitted,

WILLKIE FARR & GALLAGHER LLP



Tariq Mundiya (TMundiya@willkie.com)

787 Seventh Avenue

New York, New York 10019

Phone: (212) 728-8000

Fax: (212) 728-8111

*Attorneys for Lime Group LLC, Lime Wire  
LLC, Mark Gorton, and M.J.G. Lime Wire  
Family Limited Partnership*

To:

Glenn D. Pomerantz  
Munger, Tolles & Olson LLP  
355 South Grande Avenue, 35<sup>th</sup> Floor  
Los Angeles, CA 90071