

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)

**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 James C. Dugan In Support Of Defendants’ Brief In Opposition To Plaintiffs’ Motion In Limine To Preclude Defendants From Asserting Privilege Over Communications With Fred von Lohmann Or The Electronic Frontier Foundation (unredacted version) and Exhibit 2 attached thereto;
- Defendants’ Brief In Opposition To Plaintiffs’ Motion In Limine To Preclude Defendants From Asserting Privilege Over Communications With Fred von Lohmann Or The Electronic Frontier Foundation (unredacted version);

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

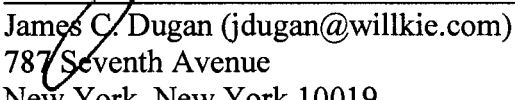
predecessor.

Accordingly, Defendants respectfully request that the above-listed document be maintained under seal until further order of this Court.

Dated: March 3, 2011

Respectfully Submitted,

WILLKIE FARR & GALLAGHER LLP



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James C. Dugan (jdugan@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