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DATE FILED: 6/23/10

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

VIACOM INT'L INC., ET AL.,	)	
	)	
Plaintiffs,	)	ECF Case
v.	)	
	)	Civil No. 07-CV-2103 (LLS)
YOUTUBE, INC., ET AL.,	)	
	)	
Defendants.	)	
<hr/>		
THE FOOTBALL ASS'N PREMIER	)	
LEAGUE LTD., ET AL., on behalf of	)	
themselves and all others similarly	)	ECF Case
situated,	)	
	)	Civil No. 07-CV-3582 (LLS)
Plaintiffs,	)	
v.	)	
	)	
YOUTUBE, INC., ET AL.,	)	
	)	
Defendants.	)	
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STIPULATION AND ORDER

Viacom International, Inc. et al v. Youtube, Inc. et al

Doc. 363

WHEREAS on March 5, 2010, this Court issued a Memorandum Endorsement in the action *Viacom International, Inc., et al. v. YouTube, Inc., et al.*, Civil No. 07-CV-2103 (LLS) directing the parties to comply with the protocol set forth therein with respect to the filing of materials relating to the parties' summary judgment motions under seal;

WHEREAS the parties in the related action *The Football Association Premier League Limited, et al. v. YouTube, Inc. et al.*, Civil No. 07-CV-3582 have agreed to proceed in accordance with the Memorandum Endorsement and any related agreements reached by the parties in the *Viacom* action;

WHEREAS, pursuant to the Memorandum Endorsement, the parties and relevant third parties have objected to those portions of the filings they contend should remain under seal;

WHEREAS, pursuant to the Memorandum Endorsement, those portions not identified by parties as those which should remain under seal shall promptly be unsealed;

WHEREAS, on March 17, 2010, and on May 21, 2010, the Court SO ORDERED stipulations (“March 17, 2010 and May 21, 2010 Stipulations and Orders”) regarding the implementation of the unsealing of the materials relating to the parties’ summary judgment motions in the above referenced actions,

NOW THEREFORE IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned counsel of record, for the parties hereto, that, consistent with the March 17, 2010 and May 21, 2010 Stipulations and Orders, the unsealing of materials relating to the parties’ replies to summary judgment motions and certain documents from their motions for summary judgment in the above referewnced actions shall be implemented as follows:

1. To the extent practicable and with the express exception of exhibits in a format that cannot be filed via ECF and overly voluminous exhibits (e.g., large Excel spreadsheets), the parties intend to file all materials related to the parties’ summary judgment motions via simultaneous ECF submissions on Friday, June 25, 2010 at 1pm EDT with those portions of the materials the parties contend should remain under seal redacted;

2. To the extent any ECF “filing event” that occurs pursuant to Paragraph 1 would exceed 15MB, the parties will, unless they are unable to, break it into subparts with subsequent parts clearly identified. Those materials shall remain on the ECF system to allow continued public access.

3. To the extent the parties are unsealing certain additional documents from their summary judgment motions because redactions were approved by the Court or have been withdrawn, the parties shall only file those additional documents.

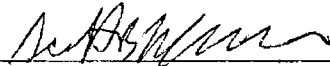
4. So as to further facilitate public access to the parties’ summary judgment submissions, the parties shall also file a complete set of all materials related to the parties’ summary judgment motions being filed via ECF on June 25, 2010, with those portions of the materials the parties contend should remain under seal redacted, manually with the Clerk of the Court in hard copy to the extent possible and CD/DVD as necessary, promptly after this Stipulation and Order is so-ordered by the Court, but in no event earlier than the filing in Paragraph 1;

5. The original materials filed under seal in connection with the parties’ summary judgment motions shall remain under seal unless the Clerk of the Court is otherwise directed by the Court;

AGREED and STIPULATED

*Attorney for Viacom International Inc.,  
Comedy Partners, Country Music  
Television, Inc., Paramount Pictures  
Corporation, and Black Entertainment  
Television, LLC*

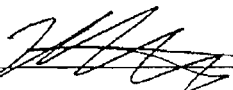
June 22, 2010

By: 

AGREED and STIPULATED

*Attorneys for Lead Plaintiffs The  
Football Association Premier League  
Limited and Bourne Co., Named  
Plaintiffs Murbo Music Publishing,  
Inc., Cherry Lane Music Publishing  
Company, Inc., Robert Tur d/b/a Los  
Angeles News Service, X-Ray Dog  
Music, Inc., and Fédération Française  
de Tennis*

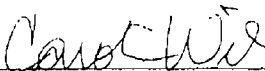
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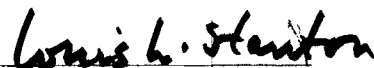
AGREED and STIPULATED

*Attorney for YouTube, Inc., YouTube,  
LLC and Google Inc.*

June 22, 2010

By: 

SO ORDERED:

  
Hon. Louis L. Stanton  
United States District Judge

6/23/10