

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

<p>THE FOOTBALL ASSOCIATION PREMIER LEAGUE LIMITED, BOURNE CO. (together with its affiliate MURBO MUSIC PUBLISHING, INC.), CHERRY LANE MUSIC PUBLISHING COMPANY, INC., CAL IV ENTERTAINMENT LLC, ROBERT TUR d/b/a LOS ANGELES NEWS SERVICE, NATIONAL MUSIC PUBLISHERS' ASSOCIATION, THE RODGERS & HAMMERSTEIN ORGANIZATION, STAGE THREE MUSIC (US), INC., EDWARD B. MARKS MUSIC COMPANY, FREDDY BIENSTOCK MUSIC COMPANY d/b/a BIENSTOCK PUBLISHING COMPANY, ALLEY MUSIC CORPORATION, X-RAY DOG MUSIC, INC., FÉDÉRATION FRANÇAISE DE TENNIS, THE MUSIC FORCE LLC, and SIN-DROME RECORDS, LTD. on behalf of themselves and all others similarly situated,</p> <p style="text-align: center;">Plaintiffs,</p> <p style="text-align: center;">v.</p> <p>YOUTUBE, INC., YOUTUBE, LLC and GOOGLE, INC.,</p> <p style="text-align: center;">Defendants.</p>	<p>Case No. 07 Civ. 3582 (LLS)</p> <p>(related case no. 07 Civ. 2103 (LLS), the "<i>Viacom</i> action")</p> <p style="text-align: center;"><u>ECF CASE</u></p>
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**MEMORANDUM OF LAW IN SUPPORT
OF MOTION FOR LEAVE TO FILE BRIEF OF *AMICI CURIAE*
AMERICAN SOCIETY OF COMPOSERS, AUTHORS AND PUBLISHERS,
BROADCAST MUSIC, INC., SESAC, INC. AND THE SPORTS
RIGHTS OWNERS COALITION IN SUPPORT OF PLAINTIFFS**

The American Society of Composers, Authors and Publishers ("ASCAP"), Broadcast Music, Inc. ("BMI"), SESAC, Inc. and The Sports Rights Owners Coalition ("SROC") (collectively, the "Amici") seek permission to file in the record of the above-captioned case (the "Class Action") a true and correct copy of an *amici curiae* memorandum of law already accepted

for filing in the related case, Viacom International, Inc., et al. v. YouTube, Inc., et al., no. 07 Civ. 2103 (LLS) (the “Viacom Action”) and already approved for filing in this Class Action by docket entry 231, dated May 11, 2010. A true and correct copy of that *amici curiae* memorandum of law is annexed as Exhibit A to the Declaration of Thomas C. Moore submitted herewith (“Exhibit A”). The contents of the Declaration of Thomas C. Moore and Exhibit A are incorporated herein by reference as if fully set forth.

Local Rule 7.1 of the Southern and Eastern District of the United States District Court requires all motions to be accompanied by a memorandum of law, except as otherwise permitted by the Court. It is submitted that Local Rule 7.1 is satisfied by this memorandum, incorporating the points and authorities of Exhibit A and the facts set forth in the Declaration of Thomas C. Moore.

WHEREFORE, Amici respectfully request that the Court grant their motion and permit the filing in this Class Action of this Memorandum and Exhibit A, taken together, as an *amicus curiae* brief in support of Plaintiffs.

Dated: May 18, 2010
New York, N.Y.

Hoffman & Pollok LLP



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