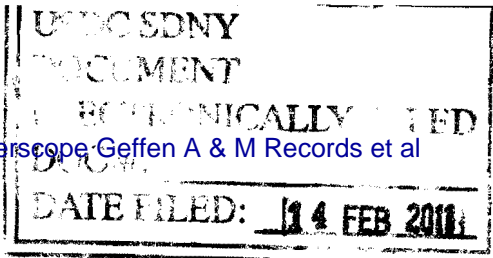


Domino Recording Company, Inc. et al v. Interscope Geffen A &amp; M Records et al

Doc. 42



JENNER &amp; BLOCK

February 14, 2011

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**VIA FACSIMILE**

**SO ORDERED**  
 The conference is adjourned to  
 April 19, 2011 at 9:30 a.m.

Honorable George B. Daniels  
 United States District Court  
 Southern District of New York  
 500 Pearl Street, Room 21D  
 New York, New York 10007

*George B. Daniels* 14 FEB 2011

HON. GEORGE B. DANIELS

Andrew H. Bart  
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**Re: Domino Recording Company, Inc., et al. v. Interscope Geffen A&M Records, et al.,  
 Case No.: 09 CV 8400 (GBD)**

Dear Judge Daniels:

I write on behalf of all parties to respectfully request an adjournment of the status conference, which is scheduled to take place on February 15, 2011 at 9:30 a.m., and an extension of the deadline to complete liability discovery, which is currently February 25, 2011. The parties have been engaged in liability discovery. However, due to the location and other professional commitments of the witnesses involved in this case (foreign nationals and professional musicians currently on tour), the parties will not be able to complete the remaining liability discovery by the current deadline.

As reported in the parties' December 14, 2010 joint letter to the Court, the parties had previously agreed that all of Plaintiffs' outstanding document production, including production of all documents responsive to the September 1, 2010 subpoena issued to Ulrich Schnauss, would be completed by December 31, 2010, and had scheduled the Rule 30(b)(6) depositions of the Plaintiffs to be held in January 2011. Because Plaintiffs were unable to complete their document production by the agreed-upon date, these depositions were postponed.

The parties have reached a new agreement that all of Plaintiffs' outstanding document production, including production of all documents responsive to the September 1, 2010 subpoena issued to Ulrich Schnauss, will be completed by February 18, 2011. Once Plaintiffs have completed their document production, the parties will promptly confer and agree upon new dates for the Rule 30(b)(6) depositions of the plaintiffs, to be held in New York. The parties have further agreed that the deposition of defendant Christopher Pitman will be scheduled for a date that accommodates his schedule, and, if necessary, the depositions of the other defendants on liability issues will be scheduled following Mr. Pitman's deposition.

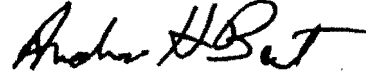
Accordingly, the parties agreed that it would be appropriate to request an extension of liability discovery through April 15, 2011 and an adjournment of the February 15 status conference to Tuesday, April 19, 2011 or some other time that is convenient to the Court. We respectfully submit a Revised Scheduling Order to that effect and jointly request that Your Honor *so order* the Revised Scheduling Order.

38177.1

Honorable George B. Daniels  
February 14, 2011  
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We thank the Court for its consideration.

Respectfully submitted,



Andrew H. Bart

Enclosures

cc: Jonathan Ross, Esq. (*via facsimile w/encls.*)