

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

MAJOR LEAGUE BASEBALL PROPERTIES,  
INC.,

Plaintiff,

—against—

THE UPPER DECK COMPANY, LLC,

Defendant.

10 Civ. 0732 (RWS)

ECF Case

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**NOTICE OF CROSS-MOTION**

PLEASE TAKE NOTICE that upon the accompanying Memorandum of Law and all pleadings and papers so far filed in this action, Defendant The Upper Deck Company, LLC through its attorneys Quinn Emanuel Urquhart Oliver & Hedges, LLP, shall cross-move this Court on February 12, 2010 for an order bifurcating and staying discovery with respect to Plaintiff Major League Baseball Properties, Inc.'s claims for trademark damages pursuant to Rule 42(b) of the Federal Rules of Civil Procedure.

DATED: New York, New York  
February 10, 2010

QUINN EMANUEL URQUHART  
OLIVER & HEDGES, LLP

By: /s/ Robert L. Raskopf  
Robert L. Raskopf  
Jessica A. Rose  
Todd Anten  
51 Madison Avenue, 22nd Floor  
New York, NY 10010  
Telephone: (212) 849-7000  
Facsimile: (212) 849-7100  
Email: [robertaskopf@quinnemanuel.com](mailto:robertaskopf@quinnemanuel.com)

*Attorneys for Defendant  
The Upper Deck Company, Inc.*

*Motion denied  
as set forth in  
open court.  
So ordered  
D. J. T.  
0505  
2.16.10*

To: Brendan J. O'Rourke  
Proskauer Rose, LLP  
1585 Broadway  
New York, NY 10036  
*Attorneys for Major League Baseball Properties, Inc.*