

Gary P. Adelman, Esq.  
MEISTER SEELIG & FEIN LLP  
*Attorneys for Defendant ReDigi Inc.*  
Two Grand Central Tower  
140 East 45<sup>th</sup> Street, 19<sup>th</sup> Floor  
New York, New York 10017  
(212) 655-3580

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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CAPITOL RECORDS, LLC,

Plaintiff,

Civil Action No: 12 CIV 0095  
(RJS)

- against -

REDIGI, INC. ,

Defendant.

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**NOTICE OF MOTION FOR SUMMARY JUDGMENT**

PLEASE TAKE NOTICE, that upon the accompanying Memorandum of Law dated July 20, 2012, the Declaration of Gary Adelman dated July 20, 2012, and the exhibits annexed thereto, the Declaration of Lawrence S. Rudolph (Rogel), dated July 20, 2012, the Declaration of John Ossenmacher, dated July 20, 2012, the Declaration of Colin Worth, dated July 20, 2012, and the Declaration of Jonathan Lin, dated July 20, 2012, Defendant ReDigi, Inc., will move this Court before the Honorable Richard J. Sullivan, United States District Judge for the Southern District of New York, at the United States Courthouse, 500 Pearl Street, New York, New York 10007, pursuant to Fed. R. Civ. P. 56 for an order granting summary judgment in favor of ReDigi Inc., dismissing all of the Plaintiff's claims with prejudice, as a matter of law, and such other and further relief as is just and proper.

PLEASE TAKE FURTHER NOTICE that Plaintiff respectfully requests that the Court hear oral arguments in connection with this Motion on a date and at a time designated by the Court.

Dated: New York, New York  
July 20, 2012

Respectfully submitted,

MEISTER SEELIG & FEIN LLP

A handwritten signature in black ink, appearing to read 'G Adelman', written over a horizontal line.

Gary Adelman, Esq.  
*Attorneys for Defendant*  
Two Grand Central Tower  
140 East 45th Street, 19th Floor  
New York, New York 10017  
Telephone: (212) 655-3580  
Fax: (888) 316-4595  
E-mail: [gpa@msf-law.com](mailto:gpa@msf-law.com)

TO:

Richard S. Mandel, Esq  
Jonathan Z. Mandel, Esq.  
Cowan, Liebowitz & Latman, P.C.  
1133 Avenue of the Americas  
New York, New York 10036-6799  
[rsm@cll.com](mailto:rsm@cll.com)  
[jzk@cll.com](mailto:jzk@cll.com)