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Attorneys for Plaintiff
CAPITOL RECORDS, LLC

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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CAPITOL RECORDS, LLC,	:	12 Civ. 0095 (RJS)
	:	
Plaintiff,	:	
	:	
-against-	:	<u>ORDER TO SHOW CAUSE</u>
	:	
REDIGI INC.,	:	
	:	
Defendant.	:	
	:	
----- X		

Upon the Complaint, the annexed Declaration of Alasdair J. McMullan and the exhibits thereto, the annexed Declaration of Richard S. Mandel and the accompanying Memorandum of Law, it is hereby ORDERED:

1. That defendant ReDigi, Inc. ("ReDigi") show cause before this Court before the Hon. Richard J. Sullivan, in Courtroom 21C of the U.S. District Courthouse, 500 Pearl Street, New York, New York 10007-1312, on the _____ day of January, 2012, at _____ o'clock, or as soon thereafter as counsel can be heard, why an order should not be issued, pursuant to Fed. R. Civ. P. 65(a), granting Plaintiff a preliminary injunction enjoining ReDigi and its agents, servants, employees, officers, directors, attorneys, successors, assigns, licensees and all others in active concert or participation with any of them, during the pendency of this action or until further order of this Court, from (a) reproducing, distributing to the public, publicly displaying, publicly performing by digital audio transmission, or otherwise infringing any sound recordings

or associated artwork owned or controlled by Plaintiff, including without limitation the sound recordings and associated artwork listed in Exhibit 1 to the Declaration of Alasdair J. McMullan annexed hereto; or (b) causing, aiding, assisting, enabling, facilitating, encouraging, or inducing users of the ReDigi website or service to reproduce, distribute to the public, display publicly, perform publicly by digital audio transmission, or otherwise infringe any sound recordings or associated artwork owned or controlled by Plaintiff, including without limitation the sound recordings and associated artwork listed in Exhibit 1 to the Declaration of Alasdair J. McMullan annexed hereto.

2. That personal service of a copy of this Order to Show Cause, together with a copy of the papers on which it is based, by ____ p.m. on January __, 2012, upon counsel for ReDigi, Ray Beckerman, Esq. and Morlan Ty Rogers, Esq., Ray Beckerman, P.C., 108-18 Queens Blvd. 4th Fl., Forest Hills, NY 11375, shall be deemed good and sufficient service; and

3. That answering papers be served on Plaintiff and filed with the Court on or before _____ on February __, 2012, and that Plaintiff's reply papers be served on Defendants and filed with the Court on or before February __, 2012.

Dated: New York, New York
January __, 2012

U.S.D.J.