

# United States Court of Appeals For the First Circuit

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No. 09-1090

IN RE: SONY B,G MUSIC ENTERTAINMENT; WARNER  
BROS. RECORDS, INC.; ATLANTIC RECORDING  
CORPORATION; ARISTA RECORDS, LLC; UMG RECORDINGS, INC.

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## CALENDARING NOTICE

Issued: March 10, 2009

PLEASE BE ADVISED that the date of oral argument of the above noted matter has changed. This case is now scheduled to be called for oral argument on **April 08, 2009** at **9:00 a.m.** in **Boston, MA**.

Within two weeks of the date of this notice, counsel for each party should advise this office, **by completing and returning the enclosed designation form**, of the name of the person who will be presenting oral argument. If counsel presenting oral argument has not yet entered an appearance, counsel must file an appearance and motion in accordance with 1st Cir. R. 12.0(a) with the designation form.

There will be no continuance except for grave cause.

Recordings of all proceedings in cases by parties before the court will be made available online unless the court orders otherwise or the court closes the proceedings to the public. Counsel therefore should consider the privacy implications of this before argument.

All counsel presenting oral argument must arrive at least 15 minutes before court convenes. Arguing counsel should proceed directly to the courtroom and check-in with the courtroom deputy.

On occasion, cases scheduled for oral argument are removed from the calendar before the scheduled date. The oral argument calendar is frequently prepared before the judges have completed their review of the briefs. Therefore, if the panel ultimately concludes that argument is not warranted in a particular case, that case will be removed from the argument calendar. In such circumstances, the clerk's office will endeavor to notify counsel as promptly as possible.

Richard Cushing Donovan , Clerk

UNITED STATES COURT OF APPEALS

FOR THE FIRST CIRCUIT

John Joseph Moakley  
United States Courthouse  
1 Courthouse Way, Suite 2500  
Boston, MA 02210  
Laura Michalski, Calendar Clerk (617)748-9069

cc:

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Susan E. Weiner  
Ronald N. Whitney  
Kurt Wimmer  
Seth M. Yurdin  
Steven D. Zansberg  
Colin J. Zick

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## Designation of Attorney Presenting Oral Argument

**Counsel who intend to present oral argument to the court must complete this form and return it to the clerk's office no later than March 24, 2009.**

Counsel presenting oral argument must be admitted to practice before this court and must have entered an appearance in the case. Counsel who have not entered an appearance must file an appearance and a motion for leave pursuant to Loc. R. 12.0(a) with this designation by the due date above.

Appeal No.: 09-1090

Case Name: IN RE: Sony BMG Music Entertai

Date of Argument: Wednesday, April 08, 2009

Location: Boston, MA

Name and appellate designation of the party(ies) you will be arguing on behalf of:

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Attorney Name: \_\_\_\_\_ First Circuit Bar No. \_\_\_\_\_

Phone Number: \_\_\_\_\_ Fax Number: \_\_\_\_\_

Email: \_\_\_\_\_

Check the box that applies:

I have already filed an appearance in this matter.

I have attached my appearance form and a motion in accordance with Loc. R. 12.0(a).

Signature: \_\_\_\_\_ Date: \_\_\_\_\_

PLEASE NOTE: Only arguing counsel will be notified by phone when the opinion is released.