

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NEW YORK**

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Sony BMG Music Entertainment, *et al.*,

Plaintiffs,

08-CV-6291-CJS

-vs-

ORDER

Bria Stade,

Defendant.

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On November 7, 2008, the Clerk entered Defendant's default, and on November 21, 2008, Plaintiffs moved for entry of judgment on the default. The Court requested that Plaintiffs present it with a proposed order granting the application, but subsequently became aware of defense counsel's Notice of Appearance and his request to move to vacate the default made in a letter dated November 25, 2008. In view of the circumstances described in defense counsel's letter, stating that his client is out of the country for a semester overseas and will be returning in November, the Court will entertain counsel's application prior to deciding the motion for entry of default judgment. Accordingly, it is hereby

ORDERED, that any application to vacate the default or otherwise oppose entry of a default judgment shall be filed and served by December 19, 2008; and it is further

ORDERED, that any responding papers submitted in connection with Defendant's motion be filed and served on or before January 9, 2009; and it is further

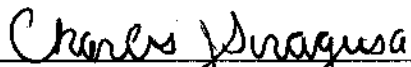
ORDERED, that unless a different date is specified in this Order, the time for service and the content of papers must be in accordance with Local Rules of Civil Procedure, Rules 7.1 and 5.2 (papers not in compliance will not be considered); and it is further

ORDERED, that oral argument will be heard before the undersigned on January 22, 2009 at 3:45 p.m. at 1360 United States Courthouse, 100 State Street, Rochester, New York; and it is further

ORDERED, THAT ONE COURTESY COPY OF EACH FILING BE PROVIDED TO THE COURT.

Dated: December 4, 2008  
Rochester, New York

ENTER:



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CHARLES J. SIRAGUSA  
United States District Judge