

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

SONY BMG MUSIC ENTERTAINMENT,)
et al.,)
Plaintiffs,)
)
v.)
)
JOEL TENENBAUM,)
Defendant.)

Civil Action No. 07cv11446-NG

GERTNER, D.J.:

ORDER
March 26, 2010

On March 2, 2010, this Court granted plaintiffs’ motion under Federal Rule of Civil Procedure 37(a)(5)(A) for an order requiring the defendant and his attorney, Charles Nesson, to pay the reasonable expenses that plaintiffs incurred in filing a motion to compel that the Court granted on June 16, 2009. See Mar. 2, 2010, Order (Case No. 03-cv-11661-NG).¹ The Court also ordered the plaintiffs to submit an itemized statement of the expenses they incurred in connection with their motion to compel. The plaintiffs submitted a declaration from Attorney Eve G. Burton on March 8, 2010, setting forth the plaintiffs’ expenses. See Burton Decl. (document #44-1, Case No. 07-cv-11446-NG). Having reviewed Attorney Burton’s declaration, and having found the expenses listed therein to be reasonable, the Court hereby **ORDERS** the defendant, Joel Tenenbaum, and his attorney, Charles Nesson, to pay plaintiffs Two Thousand Two Hundred Forty Nine And 00/100 Dollars (\$2,249.00) as reasonable expenses incurred in

¹ Since plaintiffs’ motion for costs and fees was filed under Case No. 03-cv-11661-NG, the order granting the motion also appears under that case number. In accordance with its September 28, 2009, order unconsolidating the file-sharing cases pending before this Court, the Court enters this order under Case No. 07-cv-11446-NG, the case number corresponding to the plaintiffs’ suit against Joel Tenenbaum.

making the plaintiffs' motion to compel. Both the defendant and his attorney shall be jointly and severally liable for making this payment to the plaintiffs.

SO ORDERED.

Date: March 24, 2010

/s/ Nancy Gertner

NANCY GERTNER, U.S.D.C.