

1
2 **UNITED STATES DISTRICT COURT**

3 **SOUTHERN DISTRICT OF CALIFORNIA, SAN DIEGO DIVISION**

4 LIBERTY MEDIA HOLDINGS, LLC
A California Corporation

5 Plaintiff,

6 vs.

7 DOES 1-62,

8 Defendants

) Case No. 11-CV-575-MMA-NLS

) **JOINT MOTION FOR ENTRY OF**
) **CONSENT JUDGMENT**

9
10 **JOINT MOTION FOR ENTRY OF CONSENT JUDGMENT**

11 Plaintiff Liberty Media Holdings (“Liberty”) and Defendant William Sauder move this
12 Court for the entry of a Final Judgment in this case. The parties have reached an agreement that
13 this action should be resolved consistent with the terms that are reflected in the Consent
14 Judgment filed herewith as Exhibit A.

15
16 **Memorandum of Law**

17 Settlements are “highly favored” under the law. *Pearson v. Ecological Science Corp.*,
18 522 F.2d 171, 176 (5th Cir. 1975), *cert. denied*, 425 U.S. 912 (1976). This is also the case in
19 disputes involving intellectual property. *See Flex-Foot, Inc. v. CRP, Inc.*, 238 F.3d 1362, 1370
20 (Fed. Cir. 2001) (“Settlement agreements must be enforced if they are to remain effective as a
21 means for resolving legal disagreements. Upholding the terms of settlement agreements
22 encourages [intellectual property] owners to agree to settlements and promotes judicial
23 economy”).

24
25 The parties have settled this matter on the terms included in the Consent Judgment
26 presented to this Court in Exhibit A. Should the Court approve of the terms, the parties jointly
27 desire that this Court enter a judgment in a form identical, or substantially similar, to that
28

1 presented. *See Donovan v. Robbins*, 752 F.2d 1170, 1177 (7th Cir. 1985) citing *SEC v.*
2 *Randolph*, 736 F.2d 525, 529 (9th Cir. 1984) (finding that a consent decree should be approved
3 unless it is “unfair, inadequate or unreasonable”).

4
5 There has been a meeting of the minds between the parties. As such, they stipulate that
6 the consent judgment is fair, adequate and reasonable, as required by law. Thus, the parties
7 move the Court to enter judgment as presented in Exhibit A.

8 Date: September 26, 2011

9
10 Respectfully Submitted,

11 PLAINTIFF’S COUNSEL

DEFENDANT

12 RANDAZZA LEGAL GROUP

WILLIAM SAUDER

13 s/ Marc J. Randazza



14 Marc J. Randazza

William Sauder

15 6525 W. Warm Springs Road, Suite 100

P.O. Box 237

16 Las Vegas, NV 89118

2004 Spruce Hills Drive

17 888-667-1113 (phone)

Glen Gardner, NJ 08826-0237

18 305-437-7662 (fax)

19

20

21

22

23

24

25

26

27

28