

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

LIBERTY MEDIA HOLDINGS, LLC,

Plaintiff,

v.

SWARM SHARING HASH FILE AE3 et al,

Defendants.

Civil Action No. 11-cv-10801-WGY

**JOINT STATEMENT OF THE PARTIES PURSUANT TO LOCAL RULE 16.1(D)**

Pursuant to Rule 16.1(d) of the Local Rules of the United States District Court for the District of Massachusetts and Rule 26(f) of the Federal Rules of Civil Procedure, Plaintiff Liberty Media Holdings, LLC and Defendant Gisele Azar hereby submit this Joint Statement in connection with the Scheduling Conference to be held on March 7, 2012:

1. Proposed Discovery Plan

- a. No later than March 30, 2012, all parties shall serve their initial disclosures pursuant to Fed. R. Civ. P. 26(a)(1) and Local Rule 26.2(a).
- b. All fact discovery shall be concluded on or before September 30, 2012.
- c. All non-expert depositions shall be concluded on or before September 30, 2012.

- c. Designation of all expert witnesses, and the information described in Fed. R. Civ. P. 26(a)(2) concerning each expert, shall be concluded on or before December 31, 2012.
- e. Rebuttal of all expert reports shall be concluded on or before February 15, 2013.
- f. All expert depositions shall be concluded on or before March 31, 2013.
- g. Dispositive motions shall be filed on or before May 31, 2013.
- h. Subject to the Court's schedule, the parties anticipate trial to occur during August 2013.

2. Certification

The certifications required by Local Rule 16.1(d)(3) will be filed on or before March 23, 2012.

3. Trial by Magistrate Judge

The parties do not consent to a trial by a Magistrate Judge at this time.

4. Settlement

Pursuant to Local Rule 16.1(c), the Plaintiff is seeking damages for the copyright infringement of an original motion picture created and owned by the Plaintiff. Alternately, the Plaintiff is seeking damages for negligence associated with the defendants allowing their computer networks to be used for the infringement of Plaintiff's motion picture. Plaintiff is seeking an injunction and statutory or actual damages from the infringement of Plaintiff's copyright.

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Dated: February 28, 2012

Respectfully submitted,


Liberty Media Holdings, LLC

By its attorneys,

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**CERTIFICATE OF SERVICE**

I hereby certify that on February 28, 2012, the foregoing document, filed through the ECF system, will be sent electronically to the registered participants as identified on the Notice of Electronic Filing, and paper copies will be served via first-class mail to those indicated as non-registered participants.

/s/ Aaron Silverstein  
Aaron Silverstein