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11 **UNITED STATES DISTRICT COURT**
12 **DISTRICT OF NEVADA**

13 RIGHTHAVEN LLC, a Nevada limited-
14 liability company,
15 Plaintiff,
16 vs.
17 PAHRUMP LIFE, an entity of unknown origin
and nature; MAREN SCACCIA, an individual; and
18 MICHAEL SCACCIA, an individual,
19 Defendants.

Case No.: 2:10-cv-01575-JCM-PAL
**JOINT STIPULATION AND
ORDER TO ALLOW
SUPPLEMENTAL BRIEFING FOR
RIGHTHAVEN LLC'S MOTION FOR
LEAVE TO FILE AN AMENDED
COMPLAINT**

21 IT IS HEREBY STIPULATED BETWEEN Righthaven LLC ("Righthaven"), by and
22 through its counsel; Defendant Michael Scaccia, pro se; Amicus Democratic Underground, LLC, by
23 and through its counsel; Amicus Media Bloggers Association, by and through its counsel; Amicus
24 Jason Schultz, by and through his counsel; and Amicus Citizens Against Litigation Abuse
25 Incorporated, by and through its counsel, as follows:

- 26 1. On June 23, 2011, Righthaven moved the Court for leave to file an amended
27 complaint alleging what it asserts to be recent facts related to its ownership of the copyright at issue.
28

1 (Dkt. 45.) Prior to filing its motion to amend, Righthaven submitted an omnibus response to the
2 amicus curiae briefs filed by Democratic Underground and Professor Jason Schultz (the “Omnibus
3 Response”). In that brief, Righthaven addressed what it asserts to be the basis for its standing to sue
4 for copyright infringement under the Clarification and Amendment to Strategic License Agreement
5 (“Amendment”). (See Dkt. 44, Righthaven’s Omnibus Response to the *Amicus Curiae* Briefs of
6 Democratic Underground and Professor Jason Schultz.)

7 2. On July 11, 2011, Righthaven filed a supplemental memorandum in support of its
8 motion for leave to amend, apprising the Court of the Amended and Restated Strategic Alliance
9 Agreement (“Restated and Amended SAA”), which was executed on July 7, 2011. Righthaven and
10 Stephens Media assert that they executed the Restated and Amended SAA in order to address the
11 concerns raised in *Righthaven LLC v. Hoehn*, where the Court in that case found that Righthaven
12 lacked standing to sue under the Amendment. Doc. # 28, Case. No. 2:11-CV-00050-PMP-RJJ (D.
13 Nev.) (Pro, J.)

14 3. The hearing on both Righthaven’s motion for leave to file an amended complaint and
15 the Court’s Order to Show Cause regarding Righthaven’s standing is currently scheduled for July 27,
16 2011.

17 4. *Amici* would like the opportunity to address Righthaven’s standing under the Restated
18 and Amended SAA and Righthaven would like the opportunity to respond. Therefore, the parties
19 agree to, and respectfully request, a revised briefing schedule as follows:

- 20 • *Amici* shall have until July 20, 2011 to file additional memoranda in opposition to
21 Righthaven’s motion for leave to amend in order to address whether Righthaven has
22 standing to sue under the Restated and Amended SAA.
- 23 • Righthaven shall have until July 25, 2011 to submit an omnibus reply to all such
24 oppositions.

1 Dated this 20th day of July, 2011.

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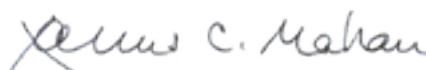
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24 **IT IS SO ORDERED:**

25 
26 **UNITED STATES DISTRICT COURT JUDGE**

27 **DATED:** July 25, 2011
28 _____