

:DURIE TANGRI To:Honorable Denny Chin (12128572346)

19:06 09/24/12 EST Pg 7-12

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: 10/11/12

-----X
THE AMERICAN SOCIETY OF MEDIA :
PHOTOGRAPHERS, INC., GRAPHIC ARTISTS :
GUILD, PICTURE ARCHIVE COUNCIL OF :
AMERICA, INC., NORTH AMERICAN NATURE :
PHOTOGRAPHY ASSOCIATION, :
PROFESSIONAL PHOTOGRAPHERS OF :
AMERICA, LEIF SKOOGFORS, AL :
SATTEWHITE, MORTON BEEBE, ED KASHI, :
JOHN SCHMELZER, SIMMS TABACK, :
LELAND BOBBE, JOHN FRANCIS FICARA, :
and DAVID W. MOSER, :
on behalf of themselves and all others :
similarly situated, :
:

Case No. 10-CV-02977 (DC)

Plaintiffs,

-against-

GOOGLE, INC.,

Defendant.
-----X

DC ~~PROPOSED~~ THIRD AMENDED SCHEDULING ORDER

CHIN, Circuit Judge

The Court has received the parties' letter request to modify the Second Amended Scheduling Order, dated July 9, 2012 (Docket No. 54), and stay certain portions of this proceeding, and adopts the schedule set forth therein.

The following deadlines shall apply:

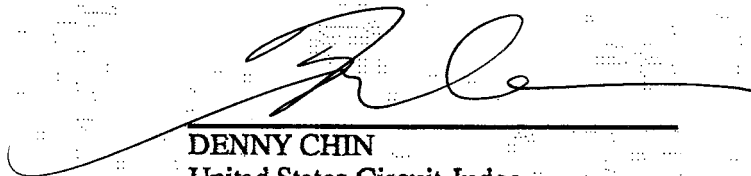
- (a) Merits-related fact discovery shall be completed by March 15, 2013.
- (b) Merits-related expert discovery shall be completed by May 17, 2013.

All other aspects of the proceeding are stayed pending a decision by the United States Court of Appeals for the Second Circuit in Google, Inc.'s pending appeal, *Authors Guild v. Google*, No. 12-3200 (2d. Cir. filed August 14, 2012). After said decision, the parties will have a further two (2) month period, if necessary, to complete any additional fact or expert discovery related solely to the issues of class certification and damages.

SO ORDERED.

Dated: New York, New York
~~September~~, 2012

10-11-12



DENNY CHIN
United States Circuit Judge
Sitting by Designation