

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

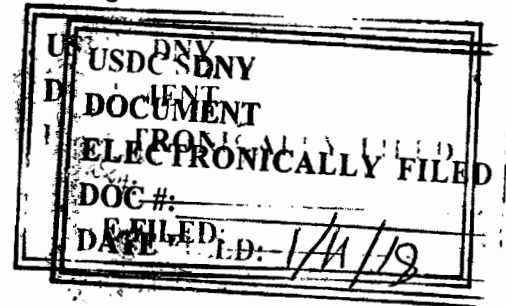
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NOTA MUSIC PUBLISHING, INC., *et al.*

Plaintiffs,

-against-

SIRIUS SATELLITE RADIO INC.,

Defendant.
-----X



07 CV 6307 (AKH)

~~PROPOSED~~ ORDER FOR A FINAL DISTRIBUTION OF
THE NET SETTLEMENT FUNDS

WHEREAS, the Court previously granted final approval of the Stipulation and Agreement of Settlement (“Settlement”) on January 9, 2012 (ECF No. 57);

WHEREAS, the Court previously ordered an initial distribution of the Net Settlement Funds on May 13, 2015 (ECF No. 64);

WHEREAS, the Court-appointed settlement administrator, The Garden City Group (“Garden City”), distributed the Net Settlement Funds to eligible Class members in accordance with this Court’s foregoing distribution order;

WHEREAS, on May 23, 2016 the Court ordered a second distribution of the remaining Net Settlement Funds to eligible Class members (ECF No. 68);

WHEREAS, Garden City completed the second distribution in accordance with the Court’s May 23, 2016 Order;

WHEREAS, monies remain in the Net Settlement Funds following the second distribution;

WHEREAS, Class Counsel has made a motion for a final distribution of the remaining Net Settlement Funds;

WHEREAS, notice of Plaintiffs' requested final distribution of the remaining monies in the Net Settlement Funds was provided to Class members by publication on the official Settlement website;

WHEREAS, the Defendant does not oppose the requested relief; and

WHEREAS, the Court having considered all papers filed and proceedings had herein and otherwise being fully informed in the premises and good cause appearing therefor,

IT IS HEREBY ORDERED, ADJUDGED AND DECREED:

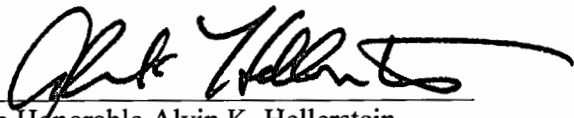
1. The Court hereby directs a final distribution of the remaining monies in the Net Settlement Funds (*i.e.*, \$1,832.69) to The ASCAP Foundation in order to support music education programs throughout the country. The foregoing payment shall be made no later than thirty days after entry of this Order.

2. No earlier than sixty (60) days after the final distribution Garden City shall (a) ~~discard/destroy~~ all copies of the claim forms and any supporting documents and other correspondence, in whatever form or media they are maintained, and (b) close the post office box, disconnect the telephone number and remove the Settlement website and e-mail address from the internet, which were specifically designed and created for the Settlement.

3. Class Counsel and the Settlement Administrator are directed to execute this Order and shall not be liable to Class members for any reason in executing and complying with this Order.

IT IS SO ORDERED.

DATED: Jan. 10, 2018


The Honorable Alvin K. Hellerstein
United States District Court Judge

Alf
Avonport to pls' counsel
to be maintained for three years;
AGB