

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF MICHIGAN**

MALIBU MEDIA, LLC,)	
)	
Plaintiff,)	Civil Action Case No.: 1:13-cv-00360-RJJ
v.)	HON. ROBERT J. JONKER
)	MAG. JUDGE: RAY KENT
JESSE RALEIGH,)	
)	
Defendant.)	
_____)	

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**DEFENDANT'S MOTION FOR ENTRY OF JUDGMENT,
TO SCHEDULE ORAL ARGUMENT FOR DEFENDANT'S
ATTORNEY'S FEES AND ADJOURN SETTLEMENT CONFERENCE**

COMES NOW Defendant, Jesse Raleigh, and files this Motion for Entry of Judgment, to Schedule Oral Argument for Defendant's Attorney Fees and Adjourn Settlement Conference and Brief in Support, based on Plaintiff's failure to have new counsel appear on its behalf, in violation of this Court's Order. (Doc. No. 153). All of the evidence in the record indicates that Defendant did not violate the copyright act. Further, Defendant requests that this Court enter an Order to set a date and time for a

hearing to award Defendant attorneys' fees for having to spend almost three years defending an action for which there has never been any evidence to support Plaintiff's claims. Finally, Defendant requests that the Settlement Conference, set for May 31, 2016, be adjourned until after the Court decides this Motion.

WHEREFORE, Defendant respectfully requests that, pursuant to Fed. R. Civ. Pro. 56(c), this Court enter an Order dismissing this case as a matter of law. Defendant further requests that this Court enter an Order, pursuant to 17 U.S.C. §101, *et seq.*, setting this matter for a hearing to determine an award of Defendant's attorney fees under Fed. R. Civ. Pro. 54(d)(2)(B)(i)

Respectfully submitted,

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/s/ Derek S. Wilczynski

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Dated: May 23, 2016