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General Docket
United States Court of Appeals for DC Circuit

Court of Appeals Docket #: 03-1293 Polygram Hold Inc, et al v. FTC Appeal From: Federal Trade Commission	Docketed: 09/22/2003 Termed: 07/22/2005
Case Type Information: 1) Petition for Review 2) Review 3) -	
Originating Court Information: District: FTC-1 : FTC-9298 Date Filed:	
Prior Cases: None	
Current Cases: None	
Panel Assignment: Panel: DHG HTE JWR Date of Hearing: 09/16/2004 Date of Decision: 07/22/2005 Date Completed: 07/22/2005	

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Petitioner

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Decca Music Group Limited
Petitioner

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UMG Recordings, Inc.
Petitioner

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(see above)

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Petitioner

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v.

Federal Trade Commission
Respondent

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Polygram Holding, Inc.; Decca Music Group Limited; UMG Recordings, Inc.; Universal Music & Video Distribution Corp.,




























Petitioners

v.

Federal Trade Commission,

Respondent

- 09/22/2003  PETITION FOR REVIEW CASE docketed. Petition for Review filed by Petitioner Polygram Hold Inc, Petitioner Decca Music Grp Ltd, Petitioner UMG Recordings Inc, Petitioner Unvrsl Music Video. [774573-1]
- 09/26/2003  Letter sent Attorney Non-Member letter. Application for admission - due 10/27/03 for Stephen E. Morrissey . Documents sent: Application for admission.
- 09/26/2003   CLERK'S ORDER filed [774583] directing Petitioner to file [774583-1] : docketing statement due 10/27/03 for Polygram Hold Inc ; certificate of counsel due 10/27/03 for Polygram Hold Inc ; statement of issues due 10/27/03 for Polygram Hold Inc ; lower court decision due 10/27/03 for Polygram Hold Inc ; any procedural motions due 10/27/03 for Polygram Hold Inc ; deferred appendix notice due 10/27/03 for Polygram Hold Inc ; any dispositive motions due 11/10/03 for Polygram Hold Inc ;, directing Respondent to file [774583-2] : any procedural motions due 10/27/03 for FTC ; appearance form due 11/10/03 for FTC ; certified index to the record due 11/10/03 for FTC ; any dispositive motions due 11/10/03 for FTC ; . [Entry Date: 9/26/03]
1 pg, 36.3 KB
- 10/01/2003  INITIAL SUBMISSIONS filed by Petitioner Polygram Hold Inc, Petitioner Decca Music Grp Ltd, Petitioner UMG Recordings Inc, Petitioner Unvrsl Music Video [776422-1] : docketing statement.
- 10/01/2003  ENTRY OF APPEARANCE filed by Attorney Stephen E. Morrissey for Petitioners Unvrsl Music Video, UMG Recordings Inc, Decca Music Grp Ltd, Polygram Hold Inc [776425-1].
- 10/01/2003  STATEMENT filed by Petitioner Polygram Hold Inc, Petitioner Decca Music Grp Ltd, Petitioner UMG Recordings Inc, Petitioner Unvrsl Music Video pursuant to FRAP 26.1 providing corporate disclosure listing [776458-1] Certificate of Service date 9/29/03, by mail.
- 10/22/2003  ENTRY OF APPEARANCE filed by Attorney Michele Arington; John F. Daly for Respondent FTC [780876-1].
- 10/27/2003  MOTION (styled "joint motion regarding briefing schedule") filed (5 copies) by Petitioners Polygram Hold Inc, Decca Music Grp Ltd, UMG Recordings Inc and Unvrsl Music Video and Respondent FTC (no certificate of service) to establish the briefing schedule [781150-1] : petitioner's brief, 2/1/04; respondent's brief due 35 days after brief for petitioners; reply brief due 17 days after brief for respondent.
- 10/28/2003  INITIAL SUBMISSIONS lodged by Petitioners Polygram Hold Inc, Decca Music Grp Ltd, UMG Recordings Inc and Unvrsl Music Video [781356-1] : certificate of counsel; statement of issues; lower court decision; deferred appendix notice (Deferred Appendix needed = y) [on cover letter]; .
- 10/28/2003  MOTION filed (5 copies) by Petitioners Polygram Hold Inc, Decca Music Grp Ltd, UMG Recordings Inc and Unvrsl Music Video (certificate of service by mail dated 10/27/03) for leave to file [782423-1] initial submissions out of time [781356-1].
- 11/03/2003   CLERK'S ORDER filed [782436] granting motion leave to file initial submissions out of time filed by Polygram Hold Inc, Decca Music Grp Ltd, UMG Recordings Inc, Unvrsl Music Video [782423-1] and directing Clerk to file the lodged initial submissions [781356-1] . [Entry Date: 11/3/03]
1 pg, 6.65 KB
- 11/03/2003  PER ABOVE ORDER lodged petitioner's initial submissions [781356-1] filed.
- 11/06/2003  INITIAL SUBMISSIONS filed by Respondent FTC [783538-1]: certified index to the record.
- 12/19/2003   CLERK'S ORDER filed [792607] granting the joint motion to establish the initial briefing schedule [781150-1]. The briefing schedule is established as follows: Petitioner's brief due 2/2/04; Respondent's brief due 3/8/04; Petitioner's reply brief due 3/25/04; Deferred appendix due 4/1/04; Final briefs due 4/8/04. [Entry Date: 12/19/03]
1 pg, 7.48 KB
- 02/03/2004  BRIEF filed by Petitioner Polygram Hold Inc, Petitioner Decca Music Grp Ltd, Petitioner UMG Recordings Inc, Petitioner Unvrsl Music Video [801436-1] . Copies: 14 . Certificate of service date 2/2/04. Replaced by corrected brief filed on 2/11/04 ID# 802813.
- 02/11/2004  BRIEF (CORRECTED) filed by Petitioner Polygram Hold Inc, Petitioner Decca Music Grp Ltd, Petitioner UMG Recordings Inc, Petitioner Unvrsl Music Video [802813-1] . Copies: 14 . Certificate of service date 2/9/04. This brief replaced the previously filed brief, ID# 801436.
- 03/08/2004  BRIEF filed by Respondent FTC [808631-1] . Copies: 7 . Certificate of service date 3/8/04 .
- 03/26/2004  REPLY BRIEF filed by Petitioner Polygram Hold Inc, Petitioner Decca Music Grp Ltd, Petitioner UMG Recordings Inc, Petitioner Unvrsl Music Video [812313-1]. Copies: 14 Certificate of service date 3/25/04.
- 04/01/2004  SUPPLEMENT/ERRAT SHEET to [813710-1] reply brief [812313-1] (Corrected Table of Authorities containing *) filed by the Petitioners Polygram Holding Inc., et al., [ONE COPY PLACED IN EACH VERSION OF THE REPLY BRIEF].

- 04/02/2004  JOINT APPENDIX (5 VOLUMES) filed by Petitioners Polygram Holding Inc., et al., [813744-1]. (Copies: 7). Certificate of mail service dated 4/1/04. [PUBLIC COPY].
- 04/02/2004  JOINT APPENDIX [SUPPLEMENT - UNDER SEAL] filed by the Petitioners Polygram Holding, Inc., [813747-1]. Copies: 7. (Certificate of mail service dated 4/1/04). [UNDER SEAL IN THE VAULT].
- 04/07/2004  
1 pg, 6.25 KB CLERK'S ORDER filed [814358] to schedule oral argument [814358-1] before Judge Initials: DHG HTE SFW on 9/27/04 at 9:30 AM . [Entry Date: 4/7/04]
- 04/08/2004  FINAL BRIEF filed by Respondent FTC [816008-1] . Copies: 14 Certificate of service date 4/8/04 .
- 04/09/2004  FINAL BRIEF filed by Petitioner Polygram Hold Inc, Petitioner Decca Music Grp Ltd, Petitioner UMG Recordings Inc, Petitioner Unvrsl Music Video [815809-1] . Copies: 14 Certificate of service date 4/8/04 .
- 04/09/2004  FINAL REPLY BRIEF lodged by Petitioner Polygram Hold Inc, Petitioner Decca Music Grp Ltd, Petitioner UMG Recordings Inc, Petitioner Unvrsl Music Video [815991-1] . Copies: 14 Certificate of service date 4/8/04. Replaced by corrected briefs filed on 04/14/04 ID# 816630.
- 04/09/2004  CORRECTED JOINT APPENDIX (Volume 5 of 5) lodged by Petitioner Polygram Hold Inc, Petitioner Decca Music Grp Ltd, Petitioner UMG Recordings Inc, Petitioner Unvrsl Music Video [815993-1] . Copies: 10 . Certificate of service date 4/8/04. (PUBLIC VERSION)
- 04/14/2004  MOTION filed (5 copies) by Petitioner Polygram Hold Inc, Petitioner Decca Music Grp Ltd, Petitioner UMG Recordings Inc, Petitioner Unvrsl Music Video (certificate of service dated 4/13/04) for leave to file [816621-1] a corrected appendix [815993-1].
- 04/14/2004  CORRECTED FINAL REPLY BRIEF filed by Petitioner Polygram Hold Inc, Petitioner Decca Music Grp Ltd, Petitioner UMG Recordings Inc, Petitioner Unvrsl Music Video [816630-1] . Copies: 14 . Certificate of service date 4/13/04. This brief replaced the previously lodged brief ID# 815991.
- 04/23/2004  
1 pg, 6.17 KB CLERK'S ORDER filed [818040] granting motion for leave to file corrected volume five of the joint appendix filed by Polygram Hold Inc, Decca Music Grp Ltd, UMG Recordings Inc, Unvrsl Music Video [816621-1] Directing Clerk to file the lodged corrected volume five of the joint appendix [815993-1] . [Entry Date: 4/23/04]
- 04/23/2004  PER ABOVE ORDER lodged CORRECTED volume five of the joint appendix [815993-1] is filed.
- 06/15/2004  
1 pg, 6.24 KB CLERK'S ORDER filed [828527], on the court's own motion, removing this case from the 9/27/04 oral argument calendar and rescheduling case for oral argument on 9/16/04 at 9:30 [828527-1] before Judge Initials: DHG HTE JWR 9/16/04 . [Entry Date: 6/15/04]
- 08/30/2004  
1 pg, 6.45 KB PER CURIAM ORDER filed [845276] to allocate oral argument times: APET minutes- 15 ERES minutes- 15. [845276-1], One counsel per side to argue. [845276-2] Oral argument scheduled for 9/16/04 at 9:30 a.m. Form 72 notice of attorney arguing case - [845276-3] due 9/7/04. [Entry Date: 8/30/04]
- 09/07/2004  FORM 72 filed by Attorney Bradley S. Phillips on behalf of petitioner Polygram Holding, Inc. [846384-1] [846384-2] .
- 09/07/2004  FORM 72 filed by Attorney John F. Daly on behalf of respondent FTC [846385-1] [846385-2] .
- 09/16/2004  ORAL ARGUMENT HELD before Ginsburg, Edwards, Rogers .
- 10/25/2004  TRANSCRIPT of oral argument held on 9/16/04 . [774561-1]
- 07/22/2005  JUDGMENT that the petition for review is denied for the reasons in the accompanying opinion. Before Judges Ginsburg, Edwards, Rogers . [Entry Date: 7/22/05]
- 07/22/2005  
17 pg, 54.66 KB OPINION filed [907730] (17 pgs) for the Court by Judge Ginsburg
- 07/22/2005  
1 pg, 6.32 KB CLERK'S ORDER filed [907731] The Clerk is directed to withhold issuance of the mandate [907731-1] pending disposition of any timely petition for rehearing. [Entry Date: 7/22/05]
- 09/19/2005  MANDATE ISSUED to FTC [919226-1].

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