

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

IN RE: VERIZON INTERNET)
SERVICES, INC., Subpoena)
Enforcement Matter,)
)
)
RECORDING INDUSTRY)
ASSOCIATION OF AMERICA,)
)
Plaintiff,)
)
v.)
)
VERIZON INTERNET)
SERVICES,)
)
Defendant.)
)

Civil Action No. 02-MS-0323 (JDB)

ORDER

On January 31, 2003, this Court entered a temporary stay, pending appeal, of its January 21, 2003 Order to Verizon Internet Services, Inc. ("Verizon") to expeditiously comply with the July 24, 2002 subpoena served, pursuant to the subpoena authority of 17 U.S.C. § 512(h), on Verizon by the Recording Industry Association of America ("RIAA"). This Court has now decided a second subpoena enforcement matter between these two parties, No. 03-MS-0040 (JDB), denying Verizon's motion to quash RIAA's February 4, 2003 subpoena, and rejecting Verizon's constitutional challenges to 17 U.S.C. § 512(h). At the same time, this Court has also denied Verizon's motion to stay, pending appeal, enforcement of RIAA's February 4, 2003 subpoena.

Accordingly, for the reasons stated in the Memorandum Opinion issued in No. 03-MS-0040 (JDB) on this date, and based on the entire record herein, it is hereby

ORDERED that Verizon's motion to stay, pending appeal, enforcement of RIAA's July 24, 2002 subpoena is DENIED; and it is further

ORDERED that pursuant to Fed.R.App.P. 8(a), this Order shall be temporarily stayed for 14

days from the date of this Order to allow Verizon to seek further relief from the Court of Appeals.

Signed this 24th day of April, 2003.

/s/ John D. Bates
JOHN D. BATES
United States District Judge

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