

IN THE SUPREME COURT OF THE UNITED STATES

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No. 22-1078

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WARNER CHAPPELL MUSIC, INC., AND ARTIST PUBLISHING GROUP, LLC,  
PETITIONERS

v.

SHERMAN NEALY AND MUSIC SPECIALIST, INC.

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MOTION FOR LEAVE TO DISPENSE  
WITH THE REQUIREMENT OF A JOINT APPENDIX

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Pursuant to Rule 26.8 of this Court, petitioners respectfully seek leave to dispense with the requirement of a joint appendix in this case. Counsel for respondents have authorized undersigned counsel to state that they concur in this motion.

The question presented in this case, as rephrased by the Court, is whether, under the discovery accrual rule applied by the circuit courts and the Copyright Act's statute of limitations for civil actions, 17 U.S.C. 507(b), a copyright plaintiff can recover damages for acts that allegedly occurred more than three years before the filing of a lawsuit. The appendix to the petition for a writ of certiorari includes all of the lower court opinions. The parties do not believe that any other portion of the record merits special attention that warrants the preparation and expense of a joint appendix. Accordingly, a separate joint appendix would not materially assist in the Court's consideration of this case.

For the foregoing reasons, the motion to dispense with the requirement of a joint appendix should be granted.

Respectfully submitted.

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