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UNITED STATES DISTRICT COURT DISTRICT OF MASSACHUSETTS

MASSACHUSETTS BAY TRANSPORTATION AUTHORITY

Plaintiff

v.

Civil Action No. 08-11364-GAO

ZACK ANDERSON, RJ RYAN, ALESSANDRO CHIESA, RONALD L. RIVEST, and the MASSACHUSETTS INSTITUTE OF TECHNOLOGY

Defendants

MOTION FOR ENTRY OF A PRELIMINARY INJUNCTION

Pursuant to Fed. R. Civ. P. 65 and 18 U.S.C. §1030(g), Plaintiff Massachusetts Bay

Transportation Authority ("MBTA"), hereby moves that this Court convert its previously entered

Temporary Restraining Order (Docket No. 12) into an order for preliminary injunction, in the

form set out in the attached proposed Order for Preliminary Injunction.

In support of this Motion, the MBTA relies on its previously filed papers and the following submissions: (i) the Supplemental Declaration of Joseph Kelley, (ii) the Supplemental Declaration of Scott Henderson, (iii) the Supplemental Declaration of William Mitchell, (iv) the Second Supplemental Declaration of Ieuan G. Mahony, (v) the Declaration of Maximillian J. Bodoin, (vi) the Memorandum in Support of Entry of a Preliminary Injunction; and (vii) the proposed Order For Preliminary Injunction.

WHEREFORE, the MBTA respectfully requests that this Court enter a preliminary injunction as set out in Plaintiff's proposed Order For Preliminary Injunction.

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MASSACHUSETTS BAY TRANSPORTATION AUTHORITY By its attorneys,

/s/ Ieuan G. Mahony

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Dated: August 18, 2008 Boston, Massachusetts

CERTIFICATE OF SERVICE

I, Ieuan G. Mahony, Attorney for the Massachusetts Bay Transportation Authority in connection with the above-captioned proceeding, hereby certify that on this 18th day of August, 2008, the Motion for Entry of a Preliminary Injunction was served via the ECF system on the following interested parties:

Party	Counsel
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	/s/ Ieuan G. Mahony