

At Commercial Division Part 45 of the Supreme Court of the State of New York, held in the County of New York, at the Courthouse located at 60 Centre Street, New York, New York on December 23, 2016

PRESENT: Honorable Anil C. Singh, J.S.C.

FUND.COM INC., Plaintiff,  - against -  ADVISORSHARES INVESTMENTS, LLC, et al., Defendants.
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Index No. 650321/2012

Assigned to: Singh, J. (Part 45)

Mot. Seq. No. 008

Oral Argument Requested

**ORDER TO SHOW CAUSE**

Upon reading the affirmation of Jeffrey Chubak and the accompanying memorandum of law, each dated December 22, 2016, and all pleadings and proceedings previously had herein, it is hereby:

ORDERED that Defendants show cause before this Court at Commercial Division Part 45, 60 Centre Street, New York, New York, on January 17, 2017 at 11:30 a.m./p.m., or as soon thereafter as counsel may be heard, why an order should not be entered restoring this action to the calendar and vacating the order, dated October 26, 2015 and entered October 27, 2015, sealing the Confidential Settlement Agreement and So-Ordered Stipulation, so ordered on October 26, 2015; and it is further

ORDERED that service of a copy of this order, together with the supporting papers on which it is granted, upon Defendants' counsel of record, via NYSCEF by December 23, 2016,

shall be deemed good and sufficient service; and it is further

JEFFREY K. OING  
J.S.C.

~~ORDERED that answering papers shall be filed and served by January 9, 2017.~~  
ORDERED that answering papers shall be served by January 9, 2017 & Reply Papers by January 12, 2017.  
ENTER,

NO PREVIOUS APPLICATION HAS BEEN MADE FOR THE RELIEF REQUESTED HEREIN.

D.B.  
J.S.C.

J.S.C. JEFFREY K. OING  
J.S.C.

Briefing schedule  
TBD on Return Date