# 10-3270 10-3342

# IN THE UNITED STATES COURT OF APPEALS FOR THE SECOND CIRCUIT

VIACOM INTERNATIONAL INC., COMEDY PARTNERS, COUNTRY MUSIC TELEVISION, INC., PARAMOUNT PICTURES CORPORATION, BLACK ENTERTAINMENT TELEVISION LLC,

Plaintiffs-Appellants,

(caption continued on inside cover)

ON APPEAL FROM THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF NEW YORK

#### JOINT APPENDIX VOLUME VI OF VI (Pages A-1 to A-810) – PUBLIC VERSION

Paul M. Smith
William M. Hohengarten
Scott B. Wilkens
Matthew S. Hellman
JENNER & BLOCK LLP
1099 New York Avenue, NW
Washington, DC 20001
(202) 639-6000

Theodore B. Olson Matthew D. McGill GIBSON, DUNN & CRUTCHER LLP 1050 Connecticut Avenue, NW Washington, DC 20036 (202) 955-8500

Attorneys for Plaintiffs-Appellants (10-3270) (Counsel continued on inside cover)

V.

YOUTUBE, INC., YOUTUBE, LLC, GOOGLE, INC.,

Defendants-Appellees.

THE FOOTBALL ASSOCIATION PREMIER LEAGUE LIMITED, on behalf of themselves and all others similarly situated, BOURNE CO., CAL IV ENTERTAINMENT, LLC, CHERRY LANE MUSIC PUBLISHING COMPANY, INC., NATIONAL MUSIC PUBLISHERS' ASSOCIATION, THE RODGERS & HAMMERSTEIN ORGANIZATION, EDWARD B. MARKS MUSIC COMPANY, FREDDY BIENSTOCK MUSIC COMPANY, dba Bienstock Publishing Company, ALLEY MUSIC CORPORATION, X-RAY DOG MUSIC, INC., FEDERATION FRANCAISE DE TENNIS, THE MUSIC FORCE MEDIA GROUP LLC, SIN-DROME RECORDS, LTD., on behalf of themselves and all others similarly situated, MURBO MUSIC PUBLISHING, INC., STAGE THREE MUSIC (US), INC., THE MUSIC FORCE, LLC,

Plaintiffs-Appellants,

ROBERT TUR, dba Los Angeles News Service, THE SCOTTISH PREMIER LEAGUE LIMITED,

Plaintiffs,

V.

YOUTUBE, INC., YOUTUBE, LLC, GOOGLE, INC.,

Defendants-Appellees.

Susan J. Kohlmann JENNER & BLOCK LLP 919 Third Avenue New York, NY 10022 (212) 891-1600 Stuart J. Baskin SHEARMAN & STERLING LLP 599 Lexington Avenue New York, NY 10022 (212) 848-4000

Attorneys for Plaintiffs-Appellants (10-3270)

Max W. Berger
John C. Browne
BERNSTEIN LITOWTIZ BERGER
& GROSSMANN LLP
1285 Avenue of the Americas
New York, NY 10019
(212) 554-1400

Charles S. Sims William M. Hart Noah Siskind Gitterman Elizabeth A. Figueira PROSKAUER ROSE LLP 1585 Broadway New York, NY 10036 (212) 969-3000

Attorneys for Plaintiffs-Appellants (10-3342)

Andrew H. Schapiro A. John P. Mancini Brian M. Willen MAYER BROWN LLP 1675 Broadway New York, NY 10019 (212) 506-2500

David H. Kramer
Michael H. Rubin
Bart E. Volkmer
WILSON SONSINI GOODRICH
& ROSATI PC
650 Page Mill Road
Palo Alto, CA 94304
(650) 493-9300

Attorneys for Defendants-Appellees

#### **TABLE OF CONTENTS**

PAGE
Volume I of VI
Docket Entries for Case No. 07-cv-2103 (LLS)
Docket Entries for Case No. 07-cv-3582 (LLS) A-124
Documents Submitted by Viacom International, Inc., et al., Plaintiffs-Appellants
First Amended Complaint, filed April 24, 2008 (Docket No. 106) A-208
Answer to First Amended Complaint, filed May 23, 2008 (Docket No. 112)
Viacom's Statement of Undisputed Facts in Support of its Motion for Partial Summary Judgment on Liability and Inapplicability of the Digital Millennium Copyright Act Safe Harbor Defense, filed March 5, 2010 (document filed under seal)
Declaration of William M. Hohengarten in Support of Viacom's  Motion for Partial Summary Judgment, dated March 4, 2010  (document filed under seal on March 5, 2010)
Exhibit 8 to Hohengarten Declaration— Email from Karim to Chen, dated September 1, 2005
Exhibit 16 to Hohengarten Declaration— Email from B. Hurley to Do, dated November 24, 2005 A-340
Exhibit 23 to Hohengarten Declaration— Email from Supan to Levine, dated March 23, 2006

	PAGE
Exhibit 24 to Hohengarten Declaration— Email from Schaffer to Gillette, dated March 1, 2006	A-344
Exhibit 25 to Hohengarten Declaration— Email from Rizzo to Qu, dated March 16, 2006	A-345
Exhibit 38 to Hohengarten Declaration— Email from YouTube Support to an Undisclosed Group	A-346
Exhibit 39 to Hohengarten Declaration— Email from Narasimhan to Eun, dated June 28, 2006	A-372
Exhibit 42 to Hohengarten Declaration— Email from Covell to Baluja, dated September 8, 2006	A-394
Exhibit 45 to Hohengarten Declaration— Email from Chane to Rosenberg, dated January 15, 2006	A-395
Exhibit 46 to Hohengarten Declaration— Email from Chane to Dempsey, dated February 7, 2006	A-397
Exhibit 47 to Hohengarten Declaration— Email from Chane to Dempsey, dated February 7, 2006	A-398
Exhibit 48 to Hohengarten Declaration— Email from Walk to Walker, dated March 5, 2006	A-399
Exhibit 51 to Hohengarten Declaration— Email from Eun to Feiken, dated May 4, 2006	A-403
Exhibit 52 to Hohengarten Declaration— Email from Grace to Feiken, dated May 11, 2006	A-444
Exhibit 59 to Hohengarten Declaration— Email from Eun to Feiken, dated May 5, 2006	A-478
Exhibit 60 to Hohengarten Declaration— Content Acquisition Strategy Update, dated May 9, 2006	A-508
Exhibit 61 to Hohengarten Declaration— Email from Walker to Anderson, dated May 10, 2006	A-537

	PAGE
Exhibit 62 to Hohengarten Declaration— Email from Schmidt to Eun, dated May 12, 2006	A-540
Exhibit 63 to Hohengarten Declaration— Email from Rosenberg to Schmidt, dated June 8, 2006	A-544
Exhibit 64 to Hohengarten Declaration— Email from Shields to Walker, dated June 28, 2006	A-587
Exhibit 65 to Hohengarten Declaration— Email from Anderson to Walker, dated July 17, 2006	A-591
Exhibit 83 to Hohengarten Declaration— Email from Seth to Ellerson, dated June 13, 2007	A-593
Exhibit 88 to Hohengarten Declaration— Video Term Sheet, dated November 28, 2006	A-767
Exhibit 89 to Hohengarten Declaration— Email from Wojcicki to Schmidt, dated December 17, 2006	A-771
Exhibit 90 to Hohengarten Declaration— Email from Hiscock to Kordestani, dated December 6, 2006	A-773
Exhibit 91 to Hohengarten Declaration— Email from Eun to Blackman, dated January 31, 2007	A-776
Exhibit 111 to Hohengarten Declaration— Email from Reider to Armstrong, dated November 30, 2006	A-792
Exhibit 126 to Hohengarten Declaration— Email from Gillette to Hurley, dated July 12, 2006	A-753
Exhibit 134 to Hohengarten Declaration— YouTube Copyright & Content Policies, dated March 17, 2007	A-796
Exhibit 144 to Hohengarten Declaration— Email from Eun to an undisclosed group, dated February 15, 2007	A-817
Exhibit 146 to Hohengarten Declaration— YouTube/Google Content Identification and Claiming System	A-819

	I	PAGE
	Exhibit 171 to Hohengarten Declaration— Email from Maxcy to Eun, dated August 1, 2007	-825
	Exhibit 191 to Hohengarten Declaration— Email from Eun to Narasimhan, dated March 8, 2006	-826
	Exhibit 192 to Hohengarten Declaration— Instant Message conversation, dated January 25, 2006	-829
	Exhibit 193 to Hohengarten Declaration— Instant Message Conversation, dated February 28, 2006	-850
Vol	lume II of VI	
	Exhibit 195 to Hohengarten Declaration— Instant Message Conversation, dated March 2, 2006	<b>A-42</b>
	Exhibit 196 to Hohengarten Declaration— Instant Message Conversation, dated August 3, 2006	<b>A-</b> 70
	Exhibit 201 to Hohengarten Declaration— Instant Message Conversation, dated March 15, 2006	<b>A</b> -76
	Exhibit 202 to Hohengarten Declaration— Instant Message Conversation, dated March 11, 2006	-109
	Exhibit 206 to Hohengarten Declaration— Email from Chen to Hurley, dated April 25, 2005	-150
	Exhibit 207 to Hohengarten Declaration— Email from Chen to Hurley, dated June 15, 2005	-152
	Exhibit 208 to Hohengarten Declaration— Email from Hurley to Chen, dated June 15, 2005	-153
	Exhibit 209 to Hohengarten Declaration— Email from Karim to Hurley, dated June 20, 2005	-154
	Exhibit 210 to Hohengarten Declaration— Email from Karim to Hurley, dated June 20, 2005	-156

	PAGE
Exhibit 213 to Hohengarten Declaration— Email from Hurley to Karim, dated July 10, 2005	A-157
Exhibit 214 to Hohengarten Declaration— Email from Hurley to Chen, dated October 11, 2005	A-158
Exhibit 215 to Hohengarten Declaration— Email from Chen to Karim, dated September 3, 2005	A-159
Exhibit 216 to Hohengarten Declaration— Email from Hurley to Chen, dated July 10, 2005	A-162
Exhibit 217 to Hohengarten Declaration— Email from Chen to Hurley, dated July 19, 2005	A-164
Exhibit 218 to Hohengarten Declaration— Email from Karim to Hurley, dated July 19, 2005	A-168
Exhibit 222 to Hohengarten Declaration— Email from Karim to Hurley, dated July 23, 2005	A-170
Exhibit 223 to Hohengarten Declaration— Email from Chen to Hurley, dated July 29, 2005	A-171
Exhibit 224 to Hohengarten Declaration— Email from Chen to Karim, dated August 10, 2005	A-173
Exhibit 229 to Hohengarten Declaration— Email from YouTube Services to Karim, dated September 4, 2005	
	A-175
Exhibit 230 to Hohengarten Declaration— Email from Chen to Botha, dated September 7, 2005	A-176
Exhibit 232 to Hohengarten Declaration— Email from Hurley to Chen, dated September 23, 2005	A-177
Exhibit 233 to Hohengarten Declaration— Email from Hurley to Chen, dated October 18, 2005	A-178
Exhibit 237 to Hohengarten Declaration— YouTube Ideas, dated March 22, 2006	A-183

	PAGE
Exhibit 241 to Hohengarten Declaration— Transcription of Video, dated August 11, 2005	A-190
Exhibit 244 to Hohengarten Declaration— Letter from Michael D. Fricklas to David Drummond, Kent Walker, dated February 2, 2007	A-192
Exhibit 245 to Hohengarten Declaration— Email from Lehman to an undisclosed list, dated July 25, 2006	A-204
Exhibit 270 to Hohengarten Declaration— Broadcasting Ourselves the Official YouTube Blog, dated September 12, 2005	A-208
Exhibit 291 to Hohengarten Declaration— Email from Dempsey to Maurus, dated October 6, 2006	A-211
Exhibit 292 to Hohengarten Declaration— Email from Kim to Ullah, dated October 6, 2006	A-212
Exhibit 293 to Hohengarten Declaration— Email from Rao to Duncan, dated October 9, 2006	A-218
Exhibit 294 to Hohengarten Declaration— Email from Kim to Scarborough, dated October 7, 2006	A-245
Exhibit 307 to Hohengarten Declaration— Email from Garfield to Chris, dated October 12, 2006	A-270
Exhibit 308 to Hohengarten Declaration— Email from Garfield to Liang, dated November 8, 2006	A-272
Exhibit 309 to Hohengarten Declaration— Email from Kaltman to Winter, dated February 12, 2007	A-274
Exhibit 312 to Hohengarten Declaration— Excerpts of Deposition of Chad Hurley, dated April 22, 2009	A-276
Exhibit 313 to Hohengarten Declaration— Excerpts of Deposition of Jawed Karim, dated June 9, 2009	A-383
Exhibit 315 to Hohengarten Declaration—  Excerpts of Deposition of Larry Page, dated October 1, 2009	A-389

	PAGE
Exhibit 327 to Hohengarten Declaration— Excerpts of Deposition of David Drummond, dated February 12, 2009	A-562
Exhibit 328 to Hohengarten Declaration— Excerpts of Deposition of Storm Duncan, dated July 16, 2008	A-577
Exhibit 329 to Hohengarten Declaration— Excerpts of Deposition of Maryrose Dunton, dated August 22, 2008	A-588
Exhibit 333 to Hohengarten Declaration— Excerpts of Deposition of Dean Garfield, dated November 2, 2009	A-617
Exhibit 334 to Hohengarten Declaration— Excerpts of Deposition of Heather Gillette, dated August 12, 2008	A-651
Exhibit 362 to Hohengarten Declaration— Excerpts of Viacom-16b Conference, dated July 27, 2007	A-664
Exhibit 371 to Hohengarten Declaration— Email from Maxcy to Chastagnol, dated February 1, 2007	A-667
Exhibit 380 to Hohengarten Declaration— Email from Chen to Hurley, dated June 26, 2005	A-668
Exhibit 381 to Hohengarten Declaration— Email from Chen to YouTube Group, dated September 8, 2005	A-669
Exhibit 382 to Hohengarten Declaration— Email from Fricklas to Walker, dated February 17, 2007	A-671
Exhibit 383 to Hohengarten Declaration— Email from Cahan to Salmi, dated February 5, 2007	A-675
com's Counter-Statement in Response to Defendants' Local Rule 56.1 Statement in Support of Defendants' Motion for Summary Judgment, filed Apr. 30, 2010 (document filed under seal)	A-678

PAGE
Viacom's Supplemental Counter-Statement in Response to Facts Asserted in Defendants' Summary Judgment Memorandum of Law But Omitted from Defendants' Local Rule 56.1 Statement, filed May 7, 2010 (document filed under seal in support of Opposition to Defendants' Motion for Summary Judgment)
Declaration of Susan J. Kohlmann in Support of Viacom's Opposition to Defendants' Motion for Summary Judgment, dated April 30, 2010 (document filed under seal) omitted
Exhibit 29 to Kohlmann Declaration— Letter from Cotton to Drummond dated February 12, 2007 A-777
Declaration of Scott B. Wilkens in Support of Viacom's Reply in Support of its Motion for Partial Summary Judgment, dated June 4, 2010 (document filed under seal) omitted
Exhibit 1 to Wilkens Declaration— Email from Smith to Walker, et al., dated March 7, 2007 A-785
Exhibit 4 to Wilkens Declaration — Email from King to Smith, dated March 6, 2007
Exhibit 15 to Wilkens Declaration —  "Viacom Tells YouTube: Hands Off," Article, The New York Times, dated February 3, 2007
Viacom's Notice of Appeal, filed August 11, 2010 (Docket No. 401) A-794
Documents Submitted by the Football Association Premier League Ltd., et al., Plaintiffs-Appellants
Volume III of VI
Second Amended Complaint, filed November 26, 2008 (Document filed under seal)

	PAGE
Answer to Second Amended Complaint, filed January 16, 2009 (Docket No. 112)	118
Class Plaintiffs' Notice of Motion for Partial Summary Judgment dismissing with prejudice Defendants' First Defense asserted in Defendants' Answer to the Second Amended Class Action	140
Complaint, filed March 5, 2010 (Docket No. 158)	1-140
Class Plaintiffs' Rule 56.1 Statement, dated March 15, 2010 (Document filed under seal on March 15, 2010)	-145
Declaration of Elizabeth Anne Figueira in Support of Class Plaintiffs' Motion for Partial Summary Judgment, dated March 15, 2010 (Document and accompanying exhibits filed under seal on March 15, 2010)	nitted
Exhibit 4 to Figueira Declaration—	
Email from Yen to Eun, Hurley, Maxcy, Hoffner and Chang, dated November 9, 2007	-202
Exhibit 5 to Figueira Declaration— Email from Chang to Meehan–Ritter, dated March 11, 2008 A	-207
Exhibit 21 to Figueira Declaration— Email from Ellerson to Chang, dated June 12, 2007	-210
Exhibit 66 to Figueira Declaration— Email from Li to King, dated February 1, 2008	x-225
Exhibit 68 to Figueira Declaration— Email from Su to King, dated April 2, 2007	x-227
Exhibit 71 to Figueira Declaration— Email from Smith to Coates, dated May 30, 2007	x-228
Exhibit 72 to Figueira Declaration—  Music Copyright presentation, dated March 2007	<b>-</b> 230
Exhibit 85 to Figueira Declaration— Email from Fernandes to Copyright @ youtube.com, dated June 9, 2006	\-239

	PAGE
Exhibit 101 to Figueira Declaration— Screen print out of "English Premier League 2008" YouTube Search, dated October 1, 2008	
Exhibit 102 to Figueira Declaration— Screen print out of "Manchester United" YouTube Search, dated October 1, 2008	A-244
Exhibit 103 to Figueira Declaration— Screen print out of "English Premier League 2008" YouTube Search, dated October 1, 2008	A-247
Exhibit 126 to Figueira Declaration— Presentation of YouTube Content Deal by Patrick Walker, dated February 7, 2007	A-250
Exhibit 127 to Figueira Declaration— Email from Walker to Anthony Z and Smith, dated February 8, 2007	A-256
Exhibit 162 to Figueira Declaration— "Why is Music Important on YouTube" charts	A-258
Exhibit 167 to Figueira Declaration— Content Hosting Services Agreement, dated November 9, 2007	A-274
Exhibit 183 to Figueira Declaration— Screen print out of "What you won't do for love" YouTube Search, dated March 3, 2010	A-292
Exhibit 184 to Figueira Declaration— Screen print out of "French Open" YouTube Search, dated March 3, 2010	A-295
Exhibit 185 to Figueira Declaration— Screen print out of "Roland Garros" YouTube Search, dated March 3, 2010	A-298
Exhibit 186 to Figueira Declaration— Screen print out of "Edelweiss" YouTube Search, dated March 3, 2010	A-301

		PAGE
	Exhibit 187 to Figueira Declaration— Screen print out of "Carousel Waltz" YouTube Search, dated March 3, 2010	A-304
Defe	endants' Notice of Motion for Summary Judgment, dated March 5, 2010 (Docket No. 167)	A-307
Dec	laration of Noah S. Gitterman in Opposition to Defendants' Motion for Summary Judgment, dated April 30, 2010 (Document and accompanying exhibits filed under seal on April 30, 2010)	mitted
	Exhibit 3 to Gitterman Declaration— Data from the Metadata Databases showing the video id, video title, video tags, usename, and video description for certain additional alleged infringing videos identified by class plaintiffs to defendants in this action	A-311
	Exhibit 4 to Gitterman Declaration— Data from the Metadata Databases showing the video id, video title, video tags, username, and video description for each of the alleged infringing videos identified by class plaintiffs in this action that relate to the Federation Francaise de tennis ("FFT") copyrighted works: Ivanovic v Henin 6/9/2007 and Mauresmo v Savchuk 5/27/2008	A-317
	Exhibit 15 to Gitterman Declaration— Screenshot from the YouTube website taken on April 26, 2010	A-319
	Exhibit 16 to Gitterman Declaration— Additional screenshots from the YouTube website. The date of each screenshot is indicated at the bottom of each page of the exhibit	A-322
Clas	ss Plaintiffs' Counter-Statement to Defendants' Rule 56.1 Statement, dated May 7, 2010 (Document filed under seal	A_3/18

PAGI
Declaration of Elizabeth Anne Figueira in Opposition to Defendants' Motion for Summary Judgment, dated May 7, 2010 (Document and accompanying exhibits filed under seal on May 10, 2010) omitted
Exhibit 194 to Figueira Declaration— Email from Veedub to Ellerson, dated August 9, 2007
Exhibit 198 to Figueira Declaration— Email from Maxcy to Ali, dated August 14, 2007
Exhibit 200 to Figueira Declaration— Email from LeBeau to Yasuda, dated March 13, 2008 A-477
Exhibit 206 to Figueira Declaration— Email from Li to King, dated February 16, 2008
Exhibit 250 to Figueira Declaration— Email from Liu to Schrempp, dated February 2, 2007
Exhibit 266 to Figueira Declaration— Email from Ellerson to Harappa, dated January 23, 2007 A-489
Exhibit 270 to Figueira Declaration— Email from Su to LeBeau, dated February 2, 2008
Exhibit 298 to Figueira Declaration— Email from Chan to King, dated October 1, 2007
Exhibit 303 to Figueira Declaration— Deposition of Jim Patterson, dated December 16, 2009 A-498
Exhibit 311 to Figueira Declaration— Email from Liu to Chastagnol, dated December 18, 2006 A-504
Exhibit 318 to Figueira Declaration— Email from King to Su, dated April 3, 2007 A-506
Exhibit 336 to Figueira Declaration— Copyright presentation by King, Seth and Chastagnol A-508
Notice of Appeal, dated August 12, 2010 (Docket No. 336) A-517

**PAGE** Documents Submitted by YouTube, Inc., et al., Defendants-Appellees Volume IV of VI Letter from Andrew Schapiro to Judge Stanton, Letter from Susan Kohlmann to Judge Stanton, Letter from Andrew Schapiro to Judge Stanton, dated December 1, 2009...... A-49 Notice of Dismissal of Specified Clips with Prejudice, Declaration of Roelof Botha, for Defendants, in Support of Defendants' Motion for Summary Judgment, Exhibit 1 to Botha Declaration— Exhibit 2 to Botha Declaration— Declaration of Arthur Chan, for Defendants, in Support of Defendants' Motion for Summary Judgment, dated October 30, 2009 ...... A-101 Declaration of Chad Hurley, for Defendants, in Support of Defendants' Motion for Summary Judgment, Exhibit 3 to Hurley Declaration— Email from Karim to Chen et al., dated April 1, 2005 ...... A-117

	PAGE
Exhibit 4 to Hurley Declaration— Email from Chen to Karim et al., dated April 25, 2005	A-118
Exhibit 5 to Hurley Declaration— Email from Chen to Karim et al., dated April 26, 2005	A-119
Exhibit 6 to Hurley Declaration— Email from C. Hurley to Chen et al., dated April 29, 2005	A-122
Exhibit 8 to Hurley Declaration— Email Chen to Karim et al., dated April 25, 2005	A-123
Exhibit 9 to Hurley Declaration— Email from C. Hurley to Karim et al., dated April 20, 2005	A-127
Exhibit 10 to Hurley Declaration— Email from Chen to C. Hurley and Karim et al., dated April 28, 2005	A-128
Exhibit 11 to Hurley Declaration— Email from Karim to C. Hurley et al., dated July 18, 2005	A-129
Exhibit 12 to Hurley Declaration— Email from Chen to C. Hurley et al., dated April 28, 2005	A-131
Exhibit 13 to Hurley Declaration— Email from Chen to Karim et al., dated June 29, 2005	A-132
Exhibit 14 to Hurley Declaration— Email from Chen to C. Hurley et al., dated July 29, 2005	A-133
Exhibit 15 to Hurley Declaration— Email from Karim to Chen et al., dated August 21, 2005	A-135
Exhibit 17 to Hurley Declaration— Email from C. Hurley to Karim et al., dated June 26, 2005	A-141
Exhibit 19 to Hurley Declaration— Email from C. Hurley to Karim et al., dated July 2, 2005	A-142
Exhibit 20 to Hurley Declaration— Email from Karim to C. Hurley et al., dated July 16, 2005	A-143

		PAGE
	Exhibit 21 to Hurley Declaration— Email from C. Hurley to Karim et al., dated July 4, 2005	A-144
	Exhibit 22 to Hurley Declaration— Email from C. Hurley to Slugdub, dated July 3, 2005	A-145
	Exhibit 23 to Hurley Declaration— Email from C. Hurley to Chen et al., dated June 26, 2005	A-146
	Exhibit 25 to Hurley Declaration— Email from C. Hurley to Chen et al., dated September 25, 2005	A-147
	Exhibit 27 to Hurley Declaration— Email from B. Hurley to C. Hurley, dated October 26, 2005	A-148
	Exhibit 30 to Hurley Declaration— Email from C. Hurley to Maxcy, dated December 29, 2005	A-149
	aration of David King, for Defendants, in Support of Defendants' Motion for Summary Judgment, dated March 1, 2010.	A-151
	aration of Zahavah Levine, for Defendants, in Support of Defendants' Motion for Summary Judgment, dated March 2010	A-165
]	aration of Christopher Maxcy, for Defendants, in Support of Defendants' Motion for Summary Judgment, dated February 28, 2010	A-178
]	aration of Daniel Ostrow, for Defendants, in Support of Defendants' Motion for Summary Judgment, dated August 8, 2009	A-182
	aration of Suzanne Reider, for Defendants, in Support of Defendants' Motion for Summary Judgment, dated March 1, 2010.	A-185
	aration of Micah Schaffer, for Defendants, in Support of Defendants' Motion for Summary Judgment, dated March 2, 2010.	A-190
	Exhibit 4 to Schaffer Declaration— Email from Schaffer to Gillette, dated February 5, 2007	A-200

	PAGE
Exhibit 5 to Schaffer Declaration— Email from Green to Schaffer, dated February 8, 2007	A-201
Exhibit 6 to Schaffer Declaration— Email from Sherman to Liu et al., dated February 13, 2007	A-205
Exhibit 7 to Schaffer Declaration— Email from Chung to Maxcy, dated February 13, 2007	A-206
aration of Michael Rubin, for Defendants, in Support of Defendants' Motion for Summary Judgment, dated March 5, 2010.	A-210
Exhibit 1 to Rubin Declaration— Chart: Selected Documents Regarding the Use of YouTube for Marketing and Promotional Purposes by Plaintiffs	A-223
Exhibit 2 to Rubin Declaration— Chart: Selected Documents Regarding the Use of YouTube for Marketing and Promotional Purposes by Other Companies	A-230
Exhibit 3 to Rubin Declaration— Email from Chen to Maxcy et al., dated February 22, 2006	A-233
Exhibit 4 to Rubin Declaration— Email from Crowell to Powell, dated February 25, 2006	A-234
Exhibit 5 to Rubin Declaration— Email from Lam to Preston, dated March 10, 2006	A-248
Exhibit 7 to Rubin Declaration— Email from Perry to Martin, dated April 19, 2006	A-249
Exhibit 8 to Rubin Declaration— Email from Exarhos to DeBenedittis, dated June 8, 2006	A-252
Exhibit 10 to Rubin Declaration— Email from Fang to Bos et al., dated July 5, 2006	A-253
Exhibit 14 to Rubin Declaration— Email from Diamond to Borsari et al., dated August 23, 2006	A-254

	PAGE
Exhibit 15 to Rubin Declaration— Email from Powell to Hu, dated October 5, 2006	A-257
Exhibit 16 to Rubin Declaration— Email from Bordo to Hurwitz, dated October 5, 2006	A-259
Exhibit 17 to Rubin Declaration— Email from Fox to Farrell, dated October 10, 2006	A-260
Exhibit 19 to Rubin Declaration— Email from Powell to Tipton, dated January 30, 2007	A-262
Exhibit 22 to Rubin Declaration— Email from Powell to Warman, dated February 1, 2007	A-263
Exhibit 23 to Rubin Declaration— Email from Tipton to Nieman, dated February 28, 2007	A-268
Exhibit 24 to Rubin Declaration— Email from Nieman to RADAR et al., dated May 10, 2007	A-270
Exhibit 26 to Rubin Declaration— Email from Tipton to Powell, dated June 12, 2007	A-271
Exhibit 27 to Rubin Declaration— Email from Kim to Perry, dated September 12, 2007	A-274
Exhibit 29 to Rubin Declaration— Email Nicola to Wise, dated February 19, 2008	A-285
Exhibit 31 to Rubin Declaration— Email from Wester to Pittman, dated November 18, 2008	A-288
Exhibit 34 to Rubin Declaration— Email from Kang to Gillette, dated June 21, 2006	A-316
Exhibit 39 to Rubin Declaration— Email from Exarhos to DeBenedittis, dated November 28, 2006	A-317
Exhibit 42 to Rubin Declaration— Chart: Selected Documents Regarding Mistaken Takedown Requests Viacom Sent to YouTube Targeting its Own Content	A-319

	PAGE
Exhibit 44 to Rubin Declaration— Email from Gillette to Bordo, dated July 25, 2006	A-324
Exhibit 45 to Rubin Declaration— Email from Schaffer to Kauffman, dated August 9, 2006	A-329
Exhibit 47 to Rubin Declaration— Email from YT Copyright Service to Nieman, dated February 15, 2007	A-332
Exhibit 49 to Rubin Declaration— Email from Espinosa to Nieman, dated May 1, 2007	A-336
Exhibit 50 to Rubin Declaration— Email from Nieman to Copyright Service, dated May 1, 2007	A-379
Exhibit 59 to Rubin Declaration— Email from Kim to Perry, dated October 19, 2007	A-381
Exhibit 63 to Rubin Declaration— Email from Wise to Donahue, dated August 18, 2008	A-383
Exhibit 69 to Rubin Declaration— Chart: Selected Documents Regarding Mistaken Takedown Requests Other Companies Sent to YouTube	A-384
Exhibit 101 to Rubin Declaration— Email from Nieman to Dare, dated March 16, 2007	A-388
Exhibit 102 to Rubin Declaration— Email from Tipton to Simard, dated January 4, 2007	A-390
Exhibit 106 to Rubin Declaration— Email from Cordone to Housley, dated April 16, 2008	A-391
Exhibit 109 to Rubin Declaration— Email from Nieman to Solow, dated March 19, 2007	A-394
Exhibit 112 to Rubin Declaration— Email from Tipton to Powell, dated June 12, 2007	A-396
Exhibit 115 to Rubin Declaration— Email from Ray to Housley, dated June 16, 2008	A-399

		PAGE
	Exhibit 116 to Rubin Declaration— Email from Ray to Housley, dated May 14, 2009	A-404
Dec	laration of Andrew H. Schapiro, for Defendants, in Support of Defendants' Motion for Summary Judgment, dated March 11, 2010 (corrected)	A-408
	Exhibit 4 to Schapiro Declaration— Excerpts of Deposition of Michael Wolf, dated April 17, 2009	A-425
	Exhibit 11 to Schapiro Declaration—  Excerpts of Deposition of Courtney Neiman, dated December 16, 2009	A-451
	Exhibit 24 to Schapiro Declaration— Excerpts of Deposition of Andrew Lin, dated July 2, 2009	A-483
	Exhibit 26 to Schapiro Declaration— Email from Exarhos to Graden, dated March 3, 2006	A-494
	Exhibit 27 to Schapiro Declaration— Excerpts of Deposition of Amy Powell, dated December 15, 2009.	A-497
	Exhibit 49 to Schapiro Declaration — Email from Wahtera to Teifeld, dated October 4, 2007	A-521
	Exhibit 52 to Schapiro Declaration— Email from Teifeld to Powell, dated October 16, 2006	A-526
	Exhibit 54 to Schapiro Declaration— Email from Hallie to Arizala, dated October 31, 2006	A-528
	Exhibit 57 to Schapiro Declaration— Email from Hallie to Arizala, dated November 6, 2006	A-535
	Exhibit 58 to Schapiro Declaration— Email from Ganeless to Witt, dated October 6, 2006	A-582
	Exhibit 59 to Schapiro Declaration— Email from Hallie to Cahan, dated October 27, 2006	A-585

	PAGE
Exhibit 62 to Schapiro Declaration— Email from Hallie to Cruz, dated November 15, 2006	A-590
Exhibit 63 to Schapiro Declaration— Email from Tipton to Nieman, dated February 28, 2007	A-598
Exhibit 64 to Schapiro Declaration— Email from Martin to Ishikawa et al., dated February 1, 2007	A-601
Exhibit 65 to Schapiro Declaration— Email Thread from Ishikawa to Espinoza, dated October 3, 2006	A-603
Exhibit 66 to Schapiro Declaration— Email from Hallie to Arizala, dated October 5, 2006	A-607
Exhibit 69 to Schapiro Declaration— Email from Arizala to Ishikawa, dated October 27, 2006	A-610
Exhibit 70 to Schapiro Declaration— Email from Hallie to Arizala, dated October 30, 2006	A-612
Exhibit 71 to Schapiro Declaration— Email from Espinosa to Hallie, dated November 4, 2006	A-614
Exhibit 72 to Schapiro Declaration— Email from Espinosa to Arizala, dated November 14, 2006	A-647
Exhibit 74 to Schapiro Declaration— Email from Arizala to Hallie, dated November 17, 2006	A-650
Exhibit 75 to Schapiro Declaration— Email from Ishikawa to Hallie, dated October 7, 2006	A-655
Exhibit 76 to Schapiro Declaration— Email from Hallie to Nieman, dated November 16, 2006	A-657
Exhibit 78 to Schapiro Declaration— Excerpts of Deposition of Victoria Traube, dated October 8, 2009.	A-659
Exhibit 85 to Schapiro Declaration—  Excerpts of Deposition of Maryann Slim, dated October 23, 2009.	A-683

	PAGE
Exhibit 100 to Schapiro Declaration— Email from Price to Weingarten, dated October 5, 2009	A-710
Exhibit 101 to Schapiro Declaration— Email from Weingarten to Knight, dated October 2, 2009	A-713
Exhibit 102 to Schapiro Declaration— Excerpts of Deposition of Jeffrey Duncan, dated November 12, 2009	A-716
Exhibit 104 to Schapiro Declaration— Excerpts of Deposition of Brian K. Bradford, dated March 12, 2009	A-747
Exhibit 108 to Schapiro Declaration— Excerpts of Deposition of Keith Hauprich, dated September 24, 2009	A-765
Exhibit 109 to Schapiro Declaration— Email from Nieman to Cahan, dated February 8, 2007	A-775
Exhibit 113 to Schapiro Declaration— Email from Gillette to Kadetsky, dated August 11, 2006	A-778
Exhibit 115 to Schapiro Declaration— Email from Kadetsky to Carbone, dated August 15, 2006	A-781
Exhibit 116 to Schapiro Declaration— Email from Cahan to Levine, dated September 5, 2006	A-783
Exhibit 120 to Schapiro Declaration— Email from Nieman to Gillette, dated June 7, 2006	A-785
Exhibit 121 to Schapiro Declaration— Email from Copyright Service to Nieman, dated October 19, 2006.	A-788
Exhibit 122 to Schapiro Declaration— Excerpts of Deposition of Warren Solow, dated January 14, 2010.	A-791
Exhibit 123 to Schapiro Declaration— Email from Ishikawa to Cooper, dated January 24, 2007	A-807

	PAGE
	Exhibit 126 to Schapiro Declaration— Email from Cahan to Harrison, dated July 10, 2006
	Exhibit 127 to Schapiro Declaration—  Excerpts of Deposition of Blair Harrison, dated December 9, 2009
	Exhibit 128 to Schapiro Declaration— Excerpts of Deposition of Judy McGrath, dated July 29, 2009 A-836
	Exhibit 138 to Schapiro Declaration— Email from Hallie to Arizala, dated October 31, 2006
	Exhibit 140 to Schapiro Declaration— Email from Cordone to Housley, dated April 16, 2008
Vol	ume V of VI
	Exhibit 144 to Schapiro Declaration— Email from Powell to Kim, dated May 9, 2007
	Exhibit 150 to Schapiro Declaration— Email from Espinosa to Ishikawa, dated May 5, 2006
	Exhibit 160 to Schapiro Declaration— Email from Chen to C. Hurley, dated April 4, 2005
	Exhibit 161 to Schapiro Declaration— Email from C. Hurley to Chen et al., dated June 26, 2005
	Exhibit 162 to Schapiro Declaration— Email from Karim to Hurley, dated April 17, 2005
	Exhibit 163 to Schapiro Declaration— Email from Karim to Video-Link, dated April 28, 2005
	Exhibit 164 to Schapiro Declaration— Email from Chen to Orlowski, dated May 1, 2005
	Exhibit 167 to Schapiro Declaration— Online Distribution Strategic Plan, dated August 2006

	PAGE
Exhibit 168 to Schapiro Declaration— Email from Cahan to Schwartz, dated July 8, 2006	A-109
Exhibit 171 to Schapiro Declaration— Content Indentification and Management Agreement, dated February 1, 2008	A-117
Exhibit 173 to Schapiro Declaration— Email from Cahan to Wolf et al., dated July 9, 2006	A-135
Exhibit 175 to Schapiro Declaration— Email from Walker to Davis, dated July 10, 2006	A-137
Exhibit 181 A/B to Schapiro Declaration— Video File (See Page A-810)	
Exhibit 182 A/B to Schapiro Declaration— Video File (See Page A-810)	
Exhibit 183 A/B to Schapiro Declaration— Video File (See Page A-810)	
Exhibit 184 A/B to Schapiro Declaration— Video File (See Page A-810)	
Exhibit 185 A/B to Schapiro Declaration— Video File (See Page A-810)	
Exhibit 186 A/B to Schapiro Declaration— Video File (See Page A-810)	
Exhibit 187 A/B to Schapiro Declaration— Video File (See Page A-810)	
Exhibit 188 A/B to Schapiro Declaration— Video File (See Page A-810)	
Exhibit 189 A/B to Schapiro Declaration— Video File (See Page A-810)	
Exhibit 190 A/B to Schapiro Declaration— Video File (See Page A-810)	

**PAGE** 

Exhibit 191 A/B to Schapiro Declaration—Video File (See Page A-810)

Exhibit 192 A/B to Schapiro Declaration—Video File (See Page A-810)

Exhibit 193 A/B to Schapiro Declaration—Video File (See Page A-810)

Exhibit 194 A/B to Schapiro Declaration—Video File (See Page A-810)

Exhibit 195 A/B to Schapiro Declaration—Video File (See Page A-810)

Exhibit 196 A/B to Schapiro Declaration—Video File (See Page A-810)

Exhibit 197 A/B to Schapiro Declaration—Video File (See Page A-810)

Exhibit 198 A/B to Schapiro Declaration—Video File (See Page A-810)

Exhibit 199 A/B to Schapiro Declaration—Video File (See Page A-810)

Exhibit 200 A/B to Schapiro Declaration—Video File (See Page A-810)

Exhibit 201 A/B to Schapiro Declaration—Video File (See Page A-810)

Exhibit 202 A/B to Schapiro Declaration—Video File (See Page A-810)

Exhibit 203 A/B to Schapiro Declaration—Video File (See Page A-810)

Exhibit 204 A/B to Schapiro Declaration—Video File (See Page A-810)

	PAGI
Exhibit 205 A/B to Schapiro Declaration— Video File (See Page A-810)	
Exhibit 206 A/B to Schapiro Declaration— Video File (See Page A-810)	
Exhibit 207 A/B to Schapiro Declaration— Video File (See Page A-810)	
Exhibit 208 A/B to Schapiro Declaration— Video File (See Page A-810)	
Exhibit 209 A/B to Schapiro Declaration— Video File (See Page A-810)	
Exhibit 210 A/B to Schapiro Declaration— Video File (See Page A-810)	
Declaration of Michael Solomon, for Defendants, in Support of Defendants' Motion for Summary Judgment, dated March 3, 2010	A-160
Declaration of Hunter Walk, for Defendants, in Support of Defendants' Motion for Summary Judgment, dated February 28, 2010	A-165
Figueira Declaration	omitted
Exhibit 39 to Figueira Declaration In Support of Class Plaintiffs' Motion for Partial Summary Judgment	A-180
Exhibit 60 to Figueira Declaration In Support of Class Plaintiffs' Motion for Partial Summary Judgment	A-181
Hohengarten Declaration	omitted
Exhibit 359 to Hohengarten Declaration In Support of Viacom's Motion	
for Partial Summary Judgment	A-183

	PAGE
Declaration of W. Solow in Support of Plaintiffs' Motion for Partial Summary Judgment, dated March 3, 2010	A-191
Declaration of Steve Chen in Support of Defendants' Opposition to Plaintiffs' Motions for Partial Summary Judgment, dated April 28, 2010	A-198
Declaration of Brent Hurley in Support of Defendants' Opposition to Plaintiffs' Motions for Partial Summary Judgment, dated April 19, 2010	A-202
Declaration of Chad Hurley in Support of Defendants' Opposition to Plaintiffs' Motions for Partial Summary Judgment, dated April 29, 2010	A-205
Exhibit D to Hurley Declaration— Email from Karim to C. Hurley et al., dated July 2, 2005	A-210
Exhibit E to Hurley Declaration— Email from Karim to C. Hurley et al., dated July 4, 2005	A-211
Exhibit F to Hurley Declaration— Email from Karim to C. Hurley et al., dated July 16, 2005	A-212
Exhibit G to Hurley Declaration— Email from Karim to C. Hurley et al., dated August 1, 2005	A-213
Declaration of Michael Gordon in Support of Defendants' Opposition to Plaintiffs' Motions for Partial Summary Judgment, dated April 25, 2010	A-214
Declaration of David King in Support of Defendants' Opposition to Plaintiffs' Motions for Summary Judgment, dated April 29, 2010	A-220
Exhibit 8 to King Declaration— Email from King to Salem, dated October 16, 2007	A-225

	PAGE
Declaration of Zahavah Levine in Support of Defendants' Opposition to Plaintiffs' Motions for Summary Judgment, dated April 30, 2010	A-227
Declaration of Christopher Maxcy in Support of Defendants' Opposition to Plaintiffs' Motions for Partial Summary Judgment, dated April 28, 2010	A-233
Declaration of Micah Schaffer in Support of Defendants' Opposition to Plaintiffs' Motions for Partial Summary Judgment, dated April 29, 2010	A-239
Declaration of Andrew H. Schapiro in Support of Defendants' Opposition to Plaintiffs' Motions for Partial Summary Judgment, dated April 30, 2010	A-241
Exhibit 1 to Schapiro Declaration— Deposition Transcripts of Warren Solow, dated January 14, 2010	A-257
Exhibit 2 to Schapiro Declaration— Email from Nieman to Solow, dated June 4, 2007	A-282
Exhibit 4 to Schapiro Declaration— Email from Wilkens to Rubin, dated February 18, 2010	A-285
Exhibit 6 to Schapiro Declaration— Comedy Central Viral Content Distribution and Monitoring Recommendation	A-288
Exhibit 32 to Schapiro Declaration— Email from Armenia to Exarhos, dated November 28, 2006	A-290
Exhibit 34 to Schapiro Declaration— Email from Powell to Hurwitz, dated December 3, 2006	A-293
Exhibit 40 to Schapiro Declaration— E-mail from Diamond to Kay et al., dated January 23, 2007	A-295
Exhibit 43 to Schapiro Declaration— Email from Worsnupp to Powell, dated February 5, 2007	A-297

	PAGE
Exhibit 44 to Schapiro Declaration— Email from Fricklas to Morrill, et al., dated February 6, 2007	A-299
Exhibit 49 to Schapiro Declaration— Email from Powell to Globe, dated March 22, 2007	A-305
Exhibit 53 to Schapiro Declaration— Email from Hallie to Kauffman, dated August 16, 2007	A-307
Exhibit 56 to Schapiro Declaration— Email from Powell to Wahtera, dated September 26, 2007	A-310
Exhibit 58 to Schapiro Declaration— Email from Bordo to Wahtera, dated September 28, 2007	A-313
Exhibit 59 to Schapiro Declaration— Email from Wahtera to Ging, dated September 28, 2007	A-316
Exhibit 64 to Schapiro Declaration— MTV 50 Cent Cribs Special Online Publicity Wrap Report: December 7, 2007	A-318
Exhibit 66 to Schapiro Declaration— Email French to Wise, dated March 7, 2008	A-360
Exhibit 68 to Schapiro Declaration— Screenshot of YouTube Website: "About Us"	A-362
Exhibit 69 to Schapiro Declaration— Email from Chen to C. Hurley, et al., dated April 26, 2005	A-364
Exhibit 70 to Schapiro Declaration— Email from Karim to C. Hurley et al., dated June 26, 2005	A-367
Exhibit 71 to Schapiro Declaration—  Excerpts of Deposition Transcript of Heather Gillette, dated August 12, 2008	A-369
Exhibit 72 to Schapiro Declaration—  EAO from South Park Studios Website	A-419

	PAGE
Exhibit 73 to Schapiro Declaration— CNNMoney Article, "YouTube Removing Comedy Central Clips," dated October 30, 2006	A-423
Exhibit 74 to Schapiro Declaration— Email from Romberg to DMCA Complaints, dated November 10, 2006	A-426
Exhibit 75 to Schapiro Declaration— Email from Chen to C. Hurley, dated June 15, 2005	A-429
Exhibit 76 to Schapiro Declaration— Email from C. Hurley to Chen, dated June 15, 2005	A-431
Exhibit 77 to Schapiro Declaration— Excerpts of Deposition Transcript of Jawed Karim, dated June 9, 2009	A-433
Exhibit 78 to Schapiro Declaration— Excerpts of Deposition Transcript of Tina Exarhos, dated February 23, 2009	A-459
Exhibit 79 to Schapiro Declaration— Search Engine Optimizations, Inc., Form	A-475
Exhibit 80 to Schapiro Declaration— Email from Jackson to Roesch, et al., dated April 5, 2007	A-478
Exhibit 81 to Schapiro Declaration— Email from Chen to Karim, dated February 22, 2005	A-482
Exhibit 83 to Schapiro Declaration— Excerpts of Deposition Transcript of Chad Hurley, dated April 22, 2009	A-485
Exhibit 86 to Schapiro Declaration— Email from Chen to Karim, dated July 19, 2005	A-503
Exhibit 87 to Schapiro Declaration— Email from Karim to Hurley, dated July 19, 2005	A-506

	PAGE
Exhibit 90 to Schapiro Declaration— Defendants' "Highly Confidential" Amended Responses and Objections to Plaintiffs' First Set of Interrogatories, dated January 10, 2010	A-509
Exhibit 93 to Schapiro Declaration— Excerpts of Deposition Transcript of Zahavah Levine, dated April 2, 2009	A-524
Exhibit 94 to Schapiro Declaration— Excerpts of Deposition Transcript of Micah Schaffer, dated July 23, 2008	A-536
Exhibit 95 to Schapiro Declaration— Email from Schaffer to Drake, dated August 2, 2006	A-561
Exhibit 96 to Schapiro Declaration— Email from YouTube Service to Misty@youtube.com, dated August 1, 2006	A-564
Exhibit 97 to Schapiro Declaration— Email from Schaffer to Drake, dated August 3, 2006	A-568
Exhibit 98 to Schapiro Declaration— Email from Schaffer to Gillette, dated February 16, 2006	A-571
Exhibit 99 to Schapiro Declaration— Email from Schaffer to Chen, dated April 25, 2006	A-574
Exhibit 100 to Schapiro Declaration— Email from YouTube Copyright Service, dated July 29, 2006	A-576
Exhibit 101 to Schapiro Declaration— Email from YouTube Service to Misty@youtube.com, dated July 27, 2006	A-579
Exhibit 102 to Schapiro Declaration— Excerpts of Deposition Transcript of Stanley Pierre Louis, dated October 14, 2008	A-590

		PAGE
	Exhibit 103 to Schapiro Declaration— User Abuse Manual for Atom Entertainment, Inc, for Addicting Clips and Any Other Applicable Sites, 2006	A-615
	Exhibit 106 to Schapiro Declaration— Letter from Mika	A-644
	Exhibit 109 to Schapiro Declaration— Excerpts of Deposition Transcript of Maryann Slim, dated October 23, 2009	A-646
	Exhibit 111 to Schapiro Declaration— HFA Terms of Use, updated May 19, 2008	A-659
	Exhibit 112 to Schapiro Declaration— The American Society of Composers, Authors and Publishers, Terms of Use from www.ascap.com	A-668
	Exhibit 113 to Schapiro Declaration— Excerpts of Deposition Transcript of Vance Ikezoye, dated September 10, 2009	A-677
	Exhibit 114 to Schapiro Declaration— Excerpts of Deposition Transcript of Lauren Apolito, dated January 7, 2010	A-710
	Exhibit 115 to Schapiro Declaration— Email from O'Connor to Dauman, et al., dated November 24, 2006	A-718
	Exhibit 117 to Schapiro Declaration— Excerpts of Deposition Transcript of Scott Paul Roesch, dated September 25, 2009	A-743
Volu	ume VI of VI	
	Exhibit 123 to Schapiro Declaration— Email from Libin to Kessel, dated February 22, 2005	. A-42

PAGE
Exhibit 124 to Schapiro Declaration— Excerpts of Deposition Transcript of Victoria Libin, dated December 2, 2009
Exhibit 125 to Schapiro Declaration— Table
Exhibit 126 to Schapiro Declaration— Excerpts of Deposition Transcript of Mark Ishikawa, dated January 14, 2010
Exhibit 127 to Schapiro Declaration— Email from Woo to Ishikawa, dated November 17, 2006
Exhibit 128 to Schapiro Declaration— Search Term Results for "Colbert"
Exhibit 129 to Schapiro Declaration— Search Term Results for "South Park"
Exhibit 132 to Schapiro Declaration— Excerpts of Deposition Transcript of Christopher Maxcy, dated January 14, 2010
Exhibit 133 to Schapiro Declaration—  Excerpts of Deposition Transcript of David King, dated January 13, 2010
Exhibit 134 to Schapiro Declaration—  Excerpts of Deposition Transcript of Eric Schmidt, dated May 6, 2009
Exhibit 135 to Schapiro Declaration— Chart: Aggregate Number of Works in the Soundtrack Database from Inception
Exhibit 136 to Schapiro Declaration—  Excerpts of Deposition Transcript of Lee L'Archevesque, dated February 18, 2010
Exhibit 143 to Schapiro Declaration— Email from Hallie to Ishikawa, dated October 31, 2006

	PAGE
Exhibit 144 to Schapiro Declaration— Email from Ishikawa to Hallie, dated November 21, 2006	A-339
Exhibit 145 to Schapiro Declaration— Excerpts of Deposition Transcript of Kent Walker, December 17, 2009	A-341
Exhibit 146 to Schapiro Declaration— Excerpts of Deposition Transcript of Alan E. Bell, dated August 5, 2009	A-364
Exhibit 147 to Schapiro Declaration— Excerpts of Deposition Transcript of Mark Hall, dated February 23, 2010	A-394
Exhibit 148 to Schapiro Declaration— Email from Powell to Bell, dated May 16, 2007	A-413
Exhibit 149 to Schapiro Declaration— Article "Biz not sure how to treat upstart YouTube" The Hollywood Reporter, March 21, 2006	A-416
Exhibit 163 to Schapiro Declaration— Email from Fricklas to Morril, dated January 31, 2007	A-421
Exhibit 173 to Schapiro Declaration— Email from Fricklas, dated July 18, 2006	A-423
Exhibit 174 to Schapiro Declaration— Email from Davis to McGrath, dated July 5, 2006	A-427
Exhibit 175 to Schapiro Declaration— Article "Viacom Chief Says YouTube Clips Weren't Licensed (Update1)", Bloomberg Businessweek, March 25, 2010	A-431
Exhibit 185 to Schapiro Declaration— Email from McGrath to Davis, dated July 5, 2006	
Exhibit 187 to Schapiro Declaration— Email from McGrath to Bakish, dated July 6, 2006	A-435

	PAGE
Exhibit 188 to Schapiro Declaration— Email from McGrath to Freston, dated July 7, 2006	<b>A</b> -437
Exhibit 200 to Schapiro Declaration— Email from Cahan to Bakish, et al., August 16, 2006	<b>A</b> -440
Exhibit 202 to Schapiro Declaration— Email from Chane to Anderson, dated May 3, 2006	<b>A</b> -442
Exhibit 211 to Schapiro Declaration—  Excerpts of Deposition Transcript of Maryrose Dunton, dated August 22, 2008	<b>A</b> -449
Exhibit 214 to Schapiro Declaration— Excerpts of Deposition Transcript of Jason Witt, dated September 25, 2008	<b>A</b> -470
Exhibit 215 to Schapiro Declaration—  MTVN Online Vision/Approach October 2006	<b>4</b> -489
Exhibit 218 to Schapiro Declaration— Email from Bell to Lesinski, dated June 12, 2007	<b>4-5</b> 80
Exhibit 221 to Schapiro Declaration—  Excerpts of Deposition Transcript of Warren Solow, dated December 18, 2009	<b>A-</b> 584
Exhibit 222 to Schapiro Declaration— Excerpts of Deposition Transcript of Roelof Botha, dated August 5, 2009	<b>A</b> -619
Exhibit 387A/B to Schapiro Declaration— Video File (See Page A-810)	
Exhibit 388A/B to Schapiro Declaration— Video File (See Page A-810)	
Exhibit 389A/B to Schapiro Declaration— Video File (See Page A-810)	
Exhibit 390A/B to Schapiro Declaration— Video File (See Page A-810)	

		PAGE
	Exhibit 391A/B to Schapiro Declaration— Video File (See Page A-810)	
	Exhibit 392A/B to Schapiro Declaration— Video File (See Page A-810)	
	Exhibit 393A/B to Schapiro Declaration— Video File (See Page A-810)	
	Exhibit 397A/B to Schapiro Declaration— Video File (See Page A-810)	
	Exhibit 417 to Schapiro Declaration— Chart of Username Registration	A-627
Dec	laration of Michael Solomon in Support of Defendants' Opposition to Plaintiffs' Motions for Summary Judgment, dated April 28, 2010	A-630
Dec	laration of David King in Further Support of Defendants' Motion for Summary Judgment, dated June 2, 2010	A-635
Dec	laration of Michael Rubin in Further Support of Defendants' Motion for Summary Judgment, dated June 4, 2010	A-639
	Exhibit 1 to Rubin Declaration— Charts of Selected Viacom Authorized Videos	A-657
	Exhibit 14 to Rubin Declaration— Charts of Certain Accounts Used by Viacom's Third Party Agents	A-660
	Exhibit 38 to Rubin Declaration— Charts of Accounts	A-663
	Exhibit 39 to Rubin Declaration— Charts of Accounts	A-666
	Exhibit 193 to Rubin Declaration— Email from Cox to Rubin, dated February 16, 2010	A-669

		PAGE
	Exhibit 253 A/B to Rubin Declaration— Video File (See Page A-810)	
	Exhibit 261 A/B to Rubin Declaration— Video File (See Page A-810)	
	Exhibit 268 A/B to Rubin Declaration— Video File (See Page A-810)	
	Exhibit 272 A/B to Rubin Declaration— Video File (See Page A-810)	
	Exhibit 274 A/B to Rubin Declaration— Video File (See Page A-810)	
	Exhibit 279 A/B to Rubin Declaration— Video File (See Page A-810)	
	Exhibit 291 A/B to Rubin Declaration— Video File (See Page A-810)	
	Exhibit 297 A/B to Rubin Declaration— Video File (See Page A-810)	
	Exhibit 298 A/B to Rubin Declaration— Video File (See Page A-810)	
	Exhibit 316 A/B to Rubin Declaration— Video File (See Page A-810)	
	Exhibit 333 A/B to Rubin Declaration— Video File (See Page A-810)	
	Exhibit 335 A/B to Rubin Declaration— Video File (See Page A-810)	
Dec	claration of Andrew H. Schapiro in Further Support of Defendants' Motion for Summary Judgment, dated June 14, 2010	A-672
	Exhibit 5 to Schapiro Declaration— Email from Kim to Hallie, dated October 10, 2006	A-681

	PAGE
Exhibit 7 to Schapiro Declaration— Email from Powell to Bordo, dated February 7, 2007	A-686
Exhibit 8 to Schapiro Declaration— Email from Exharhos to Burrell, dated October 6, 2006	A-693
Exhibit 9 to Schapiro Declaration— Email from Lam to Preston, dated March 10, 2006	A-696
Exhibit 11 to Schapiro Declaration— Email from Patriana to Employees, dated September 19, 2007	A-698
Exhibit 14 to Schapiro Declaration— Email from Ging to Harris, dated March 27, 2008	A-705
Exhibit 18 to Schapiro Declaration— Email from Hallie to Ashendorf, et al., dated December 7, 2006	A-718
Exhibit 22 to Schapiro Declaration— Email from Ishikawa to Hallie, dated October 7, 2006	A-741
Exhibit 23 to Schapiro Declaration— Email from Worsnup to Powell, et al., dated June 21, 2007	A-743
Exhibit 24 to Schapiro Declaration— Email from Fricklas to Brick, dated February 6, 2007	A-746
Exhibit 25 to Schapiro Declaration— Email from Roesch to O'Neill, dated February 23, 2007	A-750
Exhibit 28 to Schapiro Declaration— Email from Frank to Sherman, et al., dated October 11, 2006	A-752
Exhibit 31 to Schapiro Declaration— Email from Gillette to Nieman, dated December 14, 2006	A-756
Exhibit 43 to Schapiro Declaration— Email from Garfield to Maxcy, dated June 7, 2007	A-759
Exhibit 44 to Schapiro Declaration—  Email from Garfield to Maxcy, dated June 16, 2007	A-761

		PAGE
	Exhibit 45 to Schapiro Declaration— Email from Claflin to Welch, dated July 26, 2007	A-763
	Exhibit 52 to Schapiro Declaration— Email from yourfriends@atom.com to Hollister, dated September 5, 2006	A-768
	Exhibit 56 to Schapiro Declaration— The Official YouTube Blog, dated March 26, 2006	A-771
	Exhibit 154 to Schapiro Declaration— Email from Kadetsky to Hallie, dated October 27, 2006	A-781
Ruli	ing on Viacom's Disputed Privilege Claims, dated July 28, 2010	A-785
Hear	ring Transcript, dated September 28, 2010	A-787

# Schapiro Exhibit 123

Subject: RE: Notice of Copyrighted Material Posted on Shockwave.com/Daily

From: Victoria Libin <EX:/O=ATOMSHOCKWAVE/OU=SAN FRANCISCO/CN=

RECIPIENTS/CN=VLIBIN>

Adam Kessel To:

Cc: Date: Tue, 22 Feb 2005 19:14:43 +0000

Dear Mr. Kessel,

We are in receipt of your notice and are in the process of removing the photograph from our daily jigsaw feature. The photograph should be completely removed by the end of business today if not sooner. Photographs for the daily jigsaw puzzle are user submitted and in their submission process they warrant that they have all necessary rights to the image. In the event that a user's warranties are false, and we receive an infringement notice, our policy is to remove the image within the next business day from the receipt of notice.

I would greatly appreciate it if you could tell us how you found out our web site producer's private email ( Ms. Galbraith) and how you found out the name and email of the user that submitted the photo as none of that information can be located on our web site and it makes it appear as if you had prior knowledge of the fact that the user was submitting the photo in question.

Please let me know if I can be of further assistance.

Sincerely,

Victoria Libin **Director of Legal Affairs** AtomShockwave Corp. 114 Sansome Street, 10th Floor San Francisco, CA 94104

Tel: 415-503-2593 Fax: 415 503-2555

Check out our award winning sites:

www.shockwave.com www.atomfilms.com

This e-mail and any attachments may contain confidential information that is legally privileged. If you are not the intended recipient, any use, copying or transmission of this information is strictly prohibited. If you received this email in error, please delete all copies and notify us at 415-503-2593.

Thank you.

----Original Message----

From: Adam Kessel [mailto:ajkessel@alumni.princeton.edu]

Sent: Saturday, February 19, 2005 12:16 PM

To: megan@media.mit.edu

Cc: businessaffairs@shockwave.com

Subject: Notice of Copyrighted Material Posted on Shockwave.com/Daily

**Jigsaws** 

(resending the following note--apparently my cryptographic signature did not appear in the first transmission)

To Ms. Galbraith and the Designed DMCA Agent of AtomShockwave Corp.:

I am an attorney representing Jonah Kessel, a photographer whose work currently appears on the Daily Jigsaw page at gameblast.shockwave.com. Apparently, without my client's permission or knowledge, his photograph

Highly Confidential VIA 10353129 "Auckland by Night" was submitted and selected as the Daily Jigsaw feature for February 18, 2005. The photograph was submitted by 'Rhiannon Hinck' <grendel96@hotmail.com>, who does not have any rights in the photograph in question and thus had no power to convey such rights or a license to AtomShockwave Corp. for use of the photograph as per your terms and conditions. In fact, if you examine the email message enclosing the copyrighted image, you will notice that my client is named as the creator of the work, and furthermore that there is no representation that the sender of the email was authorized to submit the image.

My client is concerned about his copyrighted work being used for financial gain by AtomShockwave Corp. without his permission, and apparently with no attribution whatsoever. Accordingly, he requests that the image be removed presently. We hope this matter can be resolved without further complications.

Please consider this a notice of copyright infringement under the Digital Millenium Copyright Act, Title 17 of the United States Code, Section 512(c)(2). My client is currently travelling in Australia and thus has no permanent address, however, I am authorized to act on his behalf, and I can be contacted at this email address or at the following physical address and phone number:

Adam Kessel 36 Taft Hill Park Boston, MA 02131 (617) 230-9260

Moreover, I note that AtomShockwave Corp. may not satisfy the safe harbor conditions of 17 USC 512(c)(1) in that, contrary to the requirement of 512(c)(1)(B), AtomShockwave Corp. does in fact receive a financial benefit directly attributable to the infringing activity.

I hereby certify that this notification is accurate under penalty of perjury. I am signing this message with my PGP personal key, which I believe should satisfy the electronic signature requirement for this notice.

Thank you for your prompt response to this matter.

Adam Kessel, Esq.

Highly Confidential VIA 10353130

# Schapiro Exhibit 124

1 UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF NEW YORK VIACOM INTERNATIONAL, INC., COMEDY ) PARTNERS, COUNTRY MUSIC. TELEVISION, INC., PARAMOUNT PICTURES CORPORATION, and BLACK ENTERTAINMENT TELEVISION, LLC, Plaintiffs, ) NO. 07-CV-2103 vs. YOUTUBE, INC., YOUTUBE, LLC, ) and GOOGLE, INC., Defendants. THE FOOTBALL ASSOCIATION PREMIER LEAGUE LIMITED, BOURNE CO., et al.,) on behalf of themselves and all ) others similarly situated, Plaintiffs, vs. ) NO. 07-CV-3582 YOUTUBE, INC., YOUTUBE, LLC, and GOOGLE, INC., Defendants. HIGHLY CONFIDENTIAL VIDEOTAPED DEPOSITION OF VICTORIA LIBIN PALO ALTO, CALIFORNIA WEDNESDAY, DECEMBER 2, 2009 JOB NO. 18256

	2
DECEMBER 2, 2009	
10:14 a.m.	
VIDEOTAPED DEPOSITION OF VICTORIA LIBIN,	
WILSON, SONSINI, GOODRICH & ROSATI, LLP,	
601 Page Mill Road, Palo Alto, California	
pursuant to notice, and before me,	
ANDREA M. IGNACIO HOWARD, CLR, RPR, CRR, CSR	
License No. 9830.	
	10:14 a.m.  VIDEOTAPED DEPOSITION OF VICTORIA LIBIN,  WILSON, SONSINI, GOODRICH & ROSATI, LLP,  601 Page Mill Road, Palo Alto, California  pursuant to notice, and before me,  ANDREA M. IGNACIO HOWARD, CLR, RPR, CRR, CSR

		3
1	APPEARANCES:	
2		
3	FOR THE PLAINTIFFS VIACOM INTERNATIONAL INC.:	
4	JENNER & BLOCK, LLP	
5	By: SCOTT WILKENS, Esq.	
6	1099 New York Avenue, NW, Suite 900	
7	Washington, D.C., 20001	
8	(202) 637-6357	
9	swilkens@jenner.com	
10		
11	FOR THE DEFENDANTS YOUTUBE, INC., YOUTUBE, LLC and	
12	GOOGLE, INC.:	
13		
14	WILSON SONSINI GOODRICH & ROSATI	
15	By: BART VOLKMER, Esq.	
16	650 Page Mill Road	
17	Palo Alto, California 94304-1050	
18	(650) 849-3311	
19	bvolkmer@wsgr.com	
20		
21		
22	10:15:02 ALSO PRESENT: Stanley Pierre-Louis, Viacom.	
23	10:15:02 Armando Carrasco, Videographer.	
24	10:15:02	
25	10:14:11000	

			56
1		LIBIN, VICTORIA	
2	12:06:36	A I did.	
3	12:06:36	Q And what was the "Daily Jigsaw" that's being	
4	12:06:39	referenced there?	
5	12:06:40	A It it is a game and we allow users to	
6	12:06:46	e-mail or otherwise submit photographs that get	
7	12:06:50	converted into a jigsaw puzzle for people to play	
8	12:06:53	with.	
9	12:06:53	Q And when users submitted photographs to the	
10	12:06:57	Daily Jigsaw, Atom thought it was reasonable to rely	
11	12:07:04	on their warranties that they had rights to the	
12	12:07:06	submitted photographs; is that right?	
13	12:07:07	MR. WILKENS: Objection to the form of the	
14	12:07:10	question.	
15	12:07:11	THE WITNESS: I'm not sure how I can answer	
16	12:07:21	whether it was reasonable or not reasonable without	
17	12:07:25	potentially getting into attorney-client privileged	
18	12:07:28	communications.	
19	12:07:29	MR. VOLKMER: Q. Isn't that what you're	
20	12:07:31	suggesting to Mr. Kessell, though, that the policy of	
21	12:07:36	relying on representations and warranties from users	
22	12:07:38	was reasonable?	
23	12:07:45	A From this e-mail, it appears to be a legal	
24	12:07:47	position that that we took at the time, but whether	
25	12:07:51	it's reasonable or not, I can't answer without getting	

			57
1		LIBIN, VICTORIA	
2	12:07:54	into potential attorney-client communications.	
3	12:07:57	Q So the legal position of Atom Entertainment,	
4	12:08:02	at the time, was to rely on the representations and	
5	12:08:04	warranties from users that they had the rights to	
6	12:08:06	photographs that they uploaded in connection with the	
7	12:08:09	Daily Jigsaw?	
8	12:08:12	MR. WILKENS: Objection to the form.	
9	12:08:18	You can answer.	
10	12:08:19	THE WITNESS: I I believe it was.	
11	12:08:29	MR. VOLKMER: Q. And and you and the	
12	12:08:31	legal position of Atom Entertainment, at the time, was	
13	12:08:35	that if those warranties were false, that content	
14	12:08:39	owners should rely on the notice and takedown	
15	12:08:41	provisions of the DMCA to have that content removed;	
16	12:08:44	correct?	
17	12:08:44	MR. WILKENS: Objection to the form.	
18	12:08:48	THE WITNESS: Not entirely.	
19	12:08:50	MR. VOLKMER: Q. Why is that not entirely	
20	12:08:53	correct?	
21	12:08:53	A Because we would often remove content that we	
22	12:08:56	would encounter prior to receiving any notices.	
23	12:08:59	Q I'm not sure I understand what you mean by	
24	12:09:12	"we would encounter."	
25	12:09:13	Can you explain that to me?	

			58
1		LIBIN, VICTORIA	
2	12:09:14	A We often employees would encounter	
3	12:09:18	content, such as, for example, photographs submitted	
4	12:09:21	for the daily jigsaws, that look like they weren't	
5	12:09:26	submitted by an amateur photographer, and the content	
6	12:09:30	would either not be posted in the first place or would	
7	12:09:32	be removed prior to receiving any actual notice.	
8	12:09:38	Q And setting aside those circumstances, Atom	
9	12:09:42	would rely on the notice and takedown provisions of	
10	12:09:44	the of the DMCA if the users warranties about their	
11	12:09:48	rights and the content turned out to be false; is that	
12	12:09:53	right?	
13	12:09:53	A I believe that calls for me to give a legal	
14	12:09:55	conclusion as to whether or not the DMCA, you know,	
15	12:10:02	allows companies to rely on the representations and	
16	12:10:05	warranties of users, and I can't really speak to to	
17	12:10:08	a legal conclusion on that matter.	
18	12:10:10	Q I'm not asking for a legal conclusion. There	
19	12:10:12	is a circumstance that you start that over.	
20	12:10:30	I'm not asking for a legal conclusion. There	
21	12:10:31	was a circumstance that you referenced earlier that	
22	12:10:34	Atom employees might remove content submitted to the	
23	12:10:38	Daily Jigsaw without receiving a DMCA notice; is that	
24	12:10:44	correct?	
25	12:10:46	A That's correct.	

# Schapiro Exhibit 125

## **EXHIBIT A**

premier league
uk football
uk soccer
manchester united
man united
man utd
chelsea
arsenal
aston villa
blackburn
bolton
everton
fulham
hull city
liverpool
portsmouth
stoke city
sunderland
tottenham
west ham
wigan
french open
roland garros
federer
nadal
sharapova
ivanovic
jankovic
safina
williams
hantuchova
monfils
gulbis
henin
blake
djokovic
kuerten
ancic
kuznetsova
nestor
la riots
reginald denny
north hollywood shootout
madonna wedding
sean penn wedding
tank chase
tank pursuit
bus chase

bus pursuit
motorcycle chase
motorcycle pursuit
dangerous pursuits
Beating of man in white panel
truck
Beating of Man in Brown
Hatchback with Rescue
motorcycle into bus
michael jackson burned
Black Magic Woman
Far Away Places
I Hadn't Anyone Til You
I'm Confessin' (That I Love You) Inka Dinka Doo
Let's Fall In Love
Popcorn
San Antonio Rose
Smile
The Object of My Affection
Them There Eyes
Sharing The Night Together
If You're Going Through Hell
GOD BLESS THE CHILD
I GET THE SWEETEST
FEELING
I WOULD DO ANYTHING
FOR LOVE BUT I WON'T
DO THAT
THE REVOLUTION WILL
THE REVOLUTION WILL
THE REVOLUTION WILL NOT BE TELEVISED
THE REVOLUTION WILL NOT BE TELEVISED OBJECTS IN THE REAR
THE REVOLUTION WILL NOT BE TELEVISED OBJECTS IN THE REAR VIEW MIRROR MAY
THE REVOLUTION WILL NOT BE TELEVISED OBJECTS IN THE REAR VIEW MIRROR MAY APPEAR CLOSER THAN
THE REVOLUTION WILL NOT BE TELEVISED OBJECTS IN THE REAR VIEW MIRROR MAY APPEAR CLOSER THAN THEY ARE
THE REVOLUTION WILL NOT BE TELEVISED OBJECTS IN THE REAR VIEW MIRROR MAY APPEAR CLOSER THAN THEY ARE EVERYTHING LOUDER
THE REVOLUTION WILL NOT BE TELEVISED OBJECTS IN THE REAR VIEW MIRROR MAY APPEAR CLOSER THAN THEY ARE
THE REVOLUTION WILL NOT BE TELEVISED OBJECTS IN THE REAR VIEW MIRROR MAY APPEAR CLOSER THAN THEY ARE EVERYTHING LOUDER
THE REVOLUTION WILL NOT BE TELEVISED OBJECTS IN THE REAR VIEW MIRROR MAY APPEAR CLOSER THAN THEY ARE EVERYTHING LOUDER THAN EVERYTHING
THE REVOLUTION WILL NOT BE TELEVISED OBJECTS IN THE REAR VIEW MIRROR MAY APPEAR CLOSER THAN THEY ARE EVERYTHING LOUDER THAN EVERYTHING ELSE BAT OUT OF HELL
THE REVOLUTION WILL NOT BE TELEVISED OBJECTS IN THE REAR VIEW MIRROR MAY APPEAR CLOSER THAN THEY ARE EVERYTHING LOUDER THAN EVERYTHING ELSE BAT OUT OF HELL HEAVEN CAN WAIT
THE REVOLUTION WILL NOT BE TELEVISED OBJECTS IN THE REAR VIEW MIRROR MAY APPEAR CLOSER THAN THEY ARE EVERYTHING LOUDER THAN EVERYTHING ELSE BAT OUT OF HELL HEAVEN CAN WAIT ALL REVVED UP WITH
THE REVOLUTION WILL NOT BE TELEVISED OBJECTS IN THE REAR VIEW MIRROR MAY APPEAR CLOSER THAN THEY ARE EVERYTHING LOUDER THAN EVERYTHING ELSE BAT OUT OF HELL HEAVEN CAN WAIT ALL REVVED UP WITH NO PLACE TO GO
THE REVOLUTION WILL NOT BE TELEVISED OBJECTS IN THE REAR VIEW MIRROR MAY APPEAR CLOSER THAN THEY ARE EVERYTHING LOUDER THAN EVERYTHING ELSE BAT OUT OF HELL HEAVEN CAN WAIT ALL REVVED UP WITH NO PLACE TO GO TWO OUT OF THREE
THE REVOLUTION WILL NOT BE TELEVISED OBJECTS IN THE REAR VIEW MIRROR MAY APPEAR CLOSER THAN THEY ARE EVERYTHING LOUDER THAN EVERYTHING ELSE BAT OUT OF HELL HEAVEN CAN WAIT ALL REVVED UP WITH NO PLACE TO GO TWO OUT OF THREE AIN'T BAD
THE REVOLUTION WILL NOT BE TELEVISED OBJECTS IN THE REAR VIEW MIRROR MAY APPEAR CLOSER THAN THEY ARE EVERYTHING LOUDER THAN EVERYTHING ELSE BAT OUT OF HELL HEAVEN CAN WAIT ALL REVVED UP WITH NO PLACE TO GO TWO OUT OF THREE

I'M GONNA LOVE HER
FOR BOTH OF US
READ 'EM AND WEEP
DEAD RINGER FOR
LOVE
GRACEFUL GHOST
FINE AND MELLOW
LOLLIPOP
YOU TOOK THE WORDS
RIGHT OUT OF MY
MOUTH
Afternoon Delight
American Beauty
Soul Bossa Nova
Strawberry Letter #23
Thank God I'm a Country Boy
Stuck on You
What You Won't Do For Love
Climb Ev'ry Mountain
South Pacific The King and I.
Do-Re-Mi
Edelweiss
The Carousel Waltz
Bali Ha'i
Getting to Know You
MY FAVORITE THINGS
OH, WHAT A BEAUTIFUL
MORNIN'
OKLAHOMA
SHALL WE DANCE?
SIXTEEN GOING ON
SEVENTEEN
SO LONG, FAREWELL
SOME ENCHANTED
EVENING
SOUND OF MUSIC, THE
YOU'LL NEVER WALK
ALONE
16 MILITARY WIVES
SIXTEEN MILITARY WIVES
A BETTER MAN
A FOOL FOR YOUR
STOCKINGS
ADAM'S APPLE
ARRESTED FOR DRIVING
WHILE BLIND

BACK IN THE SADDLE
BAKER STREET
BAR-B-Q
SOME BAR-B-Q
BEER DRINKERS AND HELL
RAISERS
BIG FUN
BLUE JEAN BLUES
BRIGHT LIGHT FRIGHT
BROWN SUGAR
CHEAP SUNGLASSES
CHEVROLET
COMBINATION
DREAM ON
DOUBLEBACK
DRAW THE LINE
FOREVER MAN
GIMME ALL YOUR LOVIN'
GIVE IT UP
GOOD LIFE
GOT ME UNDER PRESSURE
HEARD IT ON THE X
I GOT THE SIX
I NEED YOU TONIGHT
I'M BAD, I'M NATIONWIDE
INTELLIGANTACTILE 101
JAGER YOGA
JESUS JUST LEFT CHICAGO
ILICT COT DACK EDOM
JUST GOT BACK FROM
BABY'S
BABY'S JUST GOT PAID
BABY'S JUST GOT PAID KILLIN' TIME
BABY'S JUST GOT PAID KILLIN' TIME KINGS AND QUEENS
BABY'S JUST GOT PAID KILLIN' TIME KINGS AND QUEENS LA GRANGE
BABY'S JUST GOT PAID KILLIN' TIME KINGS AND QUEENS LA GRANGE LAST CHILD
BABY'S JUST GOT PAID KILLIN' TIME KINGS AND QUEENS LA GRANGE LAST CHILD LEGS
BABY'S JUST GOT PAID KILLIN' TIME KINGS AND QUEENS LA GRANGE LAST CHILD
BABY'S JUST GOT PAID KILLIN' TIME KINGS AND QUEENS LA GRANGE LAST CHILD LEGS
BABY'S JUST GOT PAID KILLIN' TIME KINGS AND QUEENS LA GRANGE LAST CHILD LEGS LET THE MUSIC DO THE TALKING
BABY'S JUST GOT PAID KILLIN' TIME KINGS AND QUEENS LA GRANGE LAST CHILD LEGS LET THE MUSIC DO THE TALKING LET'S MAKE LOVE AND
BABY'S JUST GOT PAID KILLIN' TIME KINGS AND QUEENS LA GRANGE LAST CHILD LEGS LET THE MUSIC DO THE TALKING LET'S MAKE LOVE AND LISTEN TO DEATH
BABY'S JUST GOT PAID KILLIN' TIME KINGS AND QUEENS LA GRANGE LAST CHILD LEGS LET THE MUSIC DO THE TALKING LET'S MAKE LOVE AND LISTEN TO DEATH LORD OF THE THIGHS
BABY'S JUST GOT PAID KILLIN' TIME KINGS AND QUEENS LA GRANGE LAST CHILD LEGS LET THE MUSIC DO THE TALKING LET'S MAKE LOVE AND LISTEN TO DEATH LORD OF THE THIGHS MAKE IT
BABY'S JUST GOT PAID KILLIN' TIME KINGS AND QUEENS LA GRANGE LAST CHILD LEGS LET THE MUSIC DO THE TALKING LET'S MAKE LOVE AND LISTEN TO DEATH LORD OF THE THIGHS MAKE IT MAMA KIN (aka MAMMA KIN,
BABY'S JUST GOT PAID KILLIN' TIME KINGS AND QUEENS LA GRANGE LAST CHILD LEGS LET THE MUSIC DO THE TALKING LET'S MAKE LOVE AND LISTEN TO DEATH LORD OF THE THIGHS MAKE IT MAMA KIN (aka MAMMA KIN, MOMMA KIN)
BABY'S JUST GOT PAID KILLIN' TIME KINGS AND QUEENS LA GRANGE LAST CHILD LEGS LET THE MUSIC DO THE TALKING LET'S MAKE LOVE AND LISTEN TO DEATH LORD OF THE THIGHS MAKE IT MAMA KIN (aka MAMMA KIN, MOMMA KIN) MEXICAN BLACKBIRD
BABY'S JUST GOT PAID KILLIN' TIME KINGS AND QUEENS LA GRANGE LAST CHILD LEGS LET THE MUSIC DO THE TALKING LET'S MAKE LOVE AND LISTEN TO DEATH LORD OF THE THIGHS MAKE IT MAMA KIN (aka MAMMA KIN, MOMMA KIN) MEXICAN BLACKBIRD MONEY
BABY'S JUST GOT PAID KILLIN' TIME KINGS AND QUEENS LA GRANGE LAST CHILD LEGS LET THE MUSIC DO THE TALKING LET'S MAKE LOVE AND LISTEN TO DEATH LORD OF THE THIGHS MAKE IT MAMA KIN (aka MAMMA KIN, MOMMA KIN) MEXICAN BLACKBIRD MONEY MOVIN' OUT
BABY'S JUST GOT PAID KILLIN' TIME KINGS AND QUEENS LA GRANGE LAST CHILD LEGS LET THE MUSIC DO THE TALKING LET'S MAKE LOVE AND LISTEN TO DEATH LORD OF THE THIGHS MAKE IT MAMA KIN (aka MAMMA KIN, MOMMA KIN) MEXICAN BLACKBIRD MOVIN' OUT MUSIC IS MY HOT HOT SEX
BABY'S JUST GOT PAID KILLIN' TIME KINGS AND QUEENS LA GRANGE LAST CHILD LEGS LET THE MUSIC DO THE TALKING LET'S MAKE LOVE AND LISTEN TO DEATH LORD OF THE THIGHS MAKE IT MAMA KIN (aka MAMMA KIN, MOMMA KIN) MEXICAN BLACKBIRD MONEY MOVIN' OUT MUSIC IS MY HOT HOT SEX MY HEAD'S IN MISSISSIPPI
BABY'S JUST GOT PAID KILLIN' TIME KINGS AND QUEENS LA GRANGE LAST CHILD LEGS LET THE MUSIC DO THE TALKING LET'S MAKE LOVE AND LISTEN TO DEATH LORD OF THE THIGHS MAKE IT MAMA KIN (aka MAMMA KIN, MOMMA KIN) MEXICAN BLACKBIRD MONEY MOVIN' OUT MUSIC IS MY HOT HOT SEX MY HEAD'S IN MISSISSIPPI NO MORE, NO MORE
BABY'S JUST GOT PAID KILLIN' TIME KINGS AND QUEENS LA GRANGE LAST CHILD LEGS LET THE MUSIC DO THE TALKING LET'S MAKE LOVE AND LISTEN TO DEATH LORD OF THE THIGHS MAKE IT MAMA KIN (aka MAMMA KIN, MOMMA KIN) MEXICAN BLACKBIRD MONEY MOVIN' OUT MUSIC IS MY HOT HOT SEX MY HEAD'S IN MISSISSIPPI NO MORE, NO MORE NO SURPRIZE
BABY'S JUST GOT PAID KILLIN' TIME KINGS AND QUEENS LA GRANGE LAST CHILD LEGS LET THE MUSIC DO THE TALKING LET'S MAKE LOVE AND LISTEN TO DEATH LORD OF THE THIGHS MAKE IT MAMA KIN (aka MAMMA KIN, MOMMA KIN) MEXICAN BLACKBIRD MONEY MOVIN' OUT MUSIC IS MY HOT HOT SEX MY HEAD'S IN MISSISSIPPI NO MORE, NO MORE

NOBODY'S HOME
NOTHING'S NEWS
O VALENCIA!
OF ANGELS AND ANGLES
OFF THE HOOK
OH YEAH
PANDORA'S BOX
PLANET OF WOMEN
PRECIOUS AND GRACE
PRETENDING
PUT YOURSELF IN MY SHOES
RATS IN THE CELLAR
REEFER HEADED WOMAN
REEFER HEAD WOMAN
RIGHT DOWN THE LINE
ROCK AND ROLL QUEEN
ROCK ON
ROUGH BOY
ROUND AND ROUND
S.O.S.
SAME OLD SONG AND DANCE
SEASONS OF WITHER
SHANKILL BUTCHERS
SHARP DRESSED MAN
SICK AS A DOG
SLEEPING BAG
SONS & DAUGHTERS
STAGES
STUCK IN THE MIDDLE
SUMMERSONG
SURE GOT COLD AFTER THE
RAIN FELL
SWEET EMOTION
THE CRANE WIFE 1 & 2
THE CRANE WIFE 3
THE INFANTA
THE ISLAND: 1) COME AND
SEE
THE PERFECT CRIME #2
THE SPORTING LIFE
THUNDERBIRD
TOYS IN THE ATTIC
TUBE SNAKE BOOGIE
TUSH
TV DINNERS
UNCLE SALTY
UNDERGROUND ARMY
WAITIN' FOR THE BUS
WALK THIS WAY
WE TELL OURSELVES

WHEN MY SHIP COMES IN
WHEN THE WAR CAME
WOKE UP WITH WOOD
YANKEE BAYONET (I WILL BE
HOME THEN)
YOU SEE ME CRYIN'
Here Comes The King
Dethroned
Santana
Peter Green
Quincy Jones
John Denver
South Pacific
The King and I
Clint Black
ZZ Top
Aerosmith
Decemberists
Cansei de Ser Sexy
CSS
Subways
dr. hook and the medicine show
Rodney Atkins
X-Ray Dog
Bobby Caldwell
Aeon Flux
Airbender
Almighty Tallest Red
Anchorman
Avatar
Beavis
BET Awards
Blame Canada
Braveheart
Butters
Butthead
Butt-head
Cartman
Celebrity Deathmatch
Chappelle
Classic nick
Colbert
Comedy Central
Cornholio
Daily Show
Daily Show
Dangle
Daria
David Spade
Dib
Drake and Josh
Drawn Together

Gary
Gaz
Gir
Gladiator
Godfather
Human Giant
iCarly
Indecision 2000
Indecision 2004
Indecision 2008
Indiana Jones
Invader Zim
Iron Man
Jackass
John Oliver
Jon Stewart
logo.com Mean Girls
Midterm Midtacular
Mind of Mencia
Mr. Hankey
Mr. Krabs
Mr. Mackey
Ms. Bitters
Nick at Nite
Nick@nite
Nickelodeon
Nickjr.
Nicktoons
Nicktropolis
Noggin
Patrick Star
Professor Membrane
Punk'd
Ren&Stimpy
Reno 911
Samantha Bee
Sandy Cheeks
Showbiz Show
South of Nowhere
South Park
SP
spike.com
Sponge Bob
Squarepants
Squidward
T C R
TDS
TCR
TD5
TDS
. 50
Terrance and Philip

The Hills
Transformers
Tropic Thunder
Truthiness
Turbonick
TV Land
VMA
Wiegel buds
Wildboyz
Wonder Showzen
Zim
Zita
Zoolander

# Schapiro Exhibit 126

1

#### UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF NEW YORK

----X

VIACOM INTERNATIONAL, INC., COMEDY PARTNERS, COUNTRY MUSIC TELEVISION, INC., PARAMOUNT PICTURES CORPORATION, and BLACK ENTERTAINMENT TELEVISION, LLC,

Plaintiffs,

vs.

No. 07-CV-2103

YOUTUBE, INC., YOUTUBE, LLC, and GOOGLE, INC.,

Defendants.

THE FOOTBALL ASSOCIATION PREMIER
LEAGUE LIMITED, BOURNE CO., et al.,
on behalf of themselves and

all others similarly situated,

Plaintiffs,

vs.

No. 07-CV-3582

YOUTUBE, INC., YOUTUBE, LLC, and GOOGLE, INC.,

Defendants.

----X

HIGHLY CONFIDENTIAL
VIDEOTAPED DEPOSITION OF MARK ISHIKAWA
PALO ALTO, CALIFORNIA
THURSDAY, JANUARY 14, 2010

JOB NO. 18548

		2
1	MARK ISHIKAWA PALO ALTO, CA JANUARY 14, 2010	۷
2	JANUARY 14, 2010	
3	10:07 A.M.	
4		
5	HIGHLY CONFIDENTIAL VIDEOTAPED DEPOSITION OF MARK	
6	ISHIKAWA, at WILSON, SONSINI, GOODRICH & ROSATI, 650	
7	Page Mill Road, Palo Alto, California, pursuant to	
8	notice, before me, KATHERINE E. LAUSTER, CLR, CRR, RPR,	
9	CSR License No. 1894.	
10		
11		
12		
13		
14		
15		
16		
17		
18		
19		
20		
21		
22		
23		
24		
25		

	3
1	MARK ISHIKAWA PALO ALTO, CA JANUARY 14, 2010
2	APPEARANCES:
3	FOR THE PLAINTIFFS, VIACOM INTERNATIONAL, INC.:  JENNER & BLOCK, LLP
4	BY: JAMES C. COX, ESQ. 1099 New York Avenue, NW, Suite 900
5	Washington, DC 20001 t.202.639.6000
6	f.202.661.4813 jamescox@jenner.com
7	
8	FOR THE DEFENDANTS YOUTUBE, INC., YOUTUBE, LLC and GOOGLE, INC.:
9	MAYER BROWN, LLP BY: JOHN MANCINI, ESQ.
10	CHRISTINE M. HERNANDEZ, ESQ.  JASON KIRSCHNER, ESQ.
11	1675 Broadway New York, New York 10019-5820
12	t.212.506.2295 f.212.849.5895
13	jmancini@mayerbrown.com chernandez@mayerbrown.com
14	jkirschner@mayerbrown.com
15	FOR THE LEAD PLAINTIFFS AND PROSPECTIVE CLASS:
16	PROSKAUER ROSE, LLP  BY: GIL N. PELES, ESQ.
17	2049 Century Park East, Suite 3200 Los Angeles, California 90067-3206
18	t.310.284.5611 f.310.557.2193
19	gpeles@proskauer.com
20	FOR THE WITNESS & BAYTSP
21	KENDALL, BRILL & KLIEGER, LLP BY: PHILIP M. KELLY, ESq.
22	RICHARD B. KENDALL, ESQ.  10100 Santa Monica Boulevard, Suite 1725
23	Los Angeles, California 90067 t.310.556.2700
24	f.310.556.2705 pkelly@kbkfirm.com
25	rkendall@kbkfirm.com

	,
1	MARK ISHIKAWA PALO ALTO, CA JANUARY 14, 2010
2	APPEARANCES: (Continued)
3	FOR THE WITNESS & BAYTSP:
4	IN-HOUSE COUNSEL OSAMA A. HUSSAIN, ESQ. P.O. Box 1314
5	Los Gatos, California 95031 t.408.341.2345
6	f.408.341.2343 f.408.341.2396 osamah@baytsp.com
7	USamanepay CSP. COm
8	
9	Also Present:
10	Armando Carasco, Videographer
11	
12	
13	
14	
15	
16	
17	
18	
19	
20	
21	
22	
23	
24	
25	

			146
1		MARK ISHIKAWA PALO ALTO, CA JANUARY 14, 2010	
2	13:55:46	on YouTube during this time?	
3	13:55:48	A. Human verification of videos.	
4	13:55:50	Q. Since inception of the project?	
5	13:55:52	A. Yes.	
6	13:55:52	Q. Did that ever did that aspect or did	
7	13:55:55	that rule ever change?	
8	13:55:56	A. No.	
9	13:55:57	Q. So it's always been a combination of	
10	13:55:59	keywords and human review?	
11	13:56:02	A. It's been a combination of metadata,	
12	13:56:05	keywords, and human review. The human review	
13	13:56:08	process has always been in place.	
14	13:56:10	MR. MANCINI: Okay. Let me next show you	
15	13:56:19	a and mark for the witness's identification as	
16	13:56:26	BayTSP Exhibit Number 10, a two-page document	
17	13:56:30	bearing the Bates stamp label BayTSP 003723655	
18	13:56:36	through -56, and ask the witness to briefly review	
19	13:56:38	it.	
20	13:56:39	(BayTSP Deposition Exhibit Number 10 was	
21	13:56:39	marked for identification.)	
22	13:56:46	THE REPORTER: Number 10.	
23	13:56:47	MR. MANCINI: Yes.	
24	13:57:51	THE WITNESS: Okay.	
25	13:57:51	//	

		147
1		MARK ISHIKAWA PALO ALTO, CA JANUARY 14, 2010
2	13:57:51	BY MR. MANCINI:
3	13:57:52	Q. Turning your attention sorry. Are you
4	13:57:54	familiar with the e-mail communication that is
5	13:57:57	between yourself and Michelena Hallie on
6	13:58:00	November 17th, 2006, and is expressed herein is
7	13:58:06	contained herein on BayTSP Exhibit Number 10?
8	13:58:14	A. Yeah, I don't recall every e-mail ever
9	13:58:16	sent, but I do recall this conversation.
10	13:58:19	Q. What was the substance of this
11	13:58:20	conversation?
12	13:58:21	A. The substance of the conversation was to
13	13:58:23	clear the customer's perception of what keyword
14	13:58:27	searching meant in the yield based on keyword. So
15	13:58:31	in the event that we would put in a keyword such as
16	13:58:34	"Jack Ass," you would get a lot of videos and a lot
17	13:58:38	of items that may or may not have been the
18	13:58:40	copyrighted material, and we had to explain to them
19	13:58:44	what that what that really meant.
20	13:58:45	Q. And per this document, you state to
21	13:58:48	Miss Hallie that something like 80 percent plus are
22	13:58:51	not the content or do not meet the selection
23	13:58:54	filtering criteria as a result of these keyword
24	13:58:58	searches; is that correct?
25	13:59:00	MR. COX: Objection. Mischaracterizes the

			148
1		MARK ISHIKAWA PALO ALTO, CA JANUARY 14, 2010	
2	13:59:05	document.	
3	13:59:06	THE WITNESS: I'm sorry, I didn't	
4	13:59:08	MR. COX: I said, "Objection.	
5	13:59:08	Mischaracterizes the document." Sorry.	
6	13:59:12	THE WITNESS: I'm giving Miss Hallie what	
7	13:59:15	we believe is the yield of videos that match	
8	13:59:19	copyrighted content based on on title or	
9	13:59:22	keywords.	
10	13:59:24	BY MR. MANCINI:	
11	13:59:24	Q. And are you telling her that 80 percent	
12	13:59:26	are false positives 80 percent plus are false	
13	13:59:29	positives?	
14	13:59:30	A. 80 percent come back as not the infringing	
15	13:59:34	material.	
16	13:59:35	Q. And the document refers, you'll see on	
17	13:59:39	-3656 that you prepared a spreadsheet that you sent	
18	13:59:43	to her at 6:00 p.m. the day before?	
19	13:59:47	A. Yes.	
20	13:59:47	Q. Did that spreadsheet contain the	
21	13:59:49	information you just testified to?	
22	13:59:51	A. I would have to see the spreadsheet.	
23	13:59:53	Q. Okay. I'll rephrase.	
24	13:59:56	At some on or about November 17th,	
25	13:59:59	2006, or the date prior, you prepared a spreadsheet	

			149
1		MARK ISHIKAWA PALO ALTO, CA JANUARY 14, 2010	
2	14:00:05	that showed that 80 percent plus of the results were	
3	14:00:09	either not the content, or did not meet the	
4	14:00:12	selection filtering criteria for the content;	
5	14:00:15	correct?	
6	14:00:16	A. I would have to see the spreadsheet. To	
7	14:00:21	know what's is what's stated in the e-mail	
8	14:00:23	versus what was actually sent, I would have to see	
9	14:00:26	the document.	
10	14:00:27	Q. Leaving aside the spreadsheet or the	
11	14:00:29	e-mail, I believe you testified before that this	
12	14:00:31	document refreshed your recollection as to these	
13	14:00:33	events; correct?	
14	14:00:34	A. Yes.	
15	14:00:34	Q. Were you doing this analysis because, on	
16	14:00:36	or about November 2006, MTVN was still considering	
17	14:00:41	to use only keywords to search into?	
18	14:00:47	A. Keyword searching has always been a method	
19	14:00:51	that we've used. And keyword enforcement is	
20	14:00:54	something that we as a company would never employ,	
21	14:00:56	because it would create a series of false positives.	
22	14:01:02	Q. And so my question, sir, is is was	
23	14:01:04	this exchange, and whatever spreadsheets or data	
24	14:01:08	were prepared as a result of this exchange was	
25	14:01:12	this communication and exchange done in order to	

			150
1		MARK ISHIKAWA PALO ALTO, CA JANUARY 14, 2010	
2	14:01:18	explain to MTVN just that point, that keyword	
3	14:01:24	searches alone are not a verifiable way to take down	
4	14:01:29	content off of YouTube?	
5	14:01:31	A. This conversation, to the best of my	
6	14:01:32	knowledge, or best of my recollection, was based on	
7	14:01:35	the fact that you could put in a search term, and	
8	14:01:38	you would see a large number of results. And I	
9	14:01:40	thought that those that you know, files that	
10	14:01:43	came back on the search term or the number of	
11	14:01:46	searches the results that came back would you	
12	14:01:50	know, were infringing. So, we had to explain why	
13	14:01:54	you would get 500 500 counts for "South Park,"	
14	14:01:56	and the yield would only be, you know, X.	
15	14:02:04	Q. And were they satisfied after you gave	
16	14:02:07	this explanation?	
17	14:02:07	A. The	
18	14:02:08	MR. KENDALL: Calls for speculation.	
19	14:02:10	THE WITNESS: Yeah, I can't tell you	
20	14:02:11	whether they were satisfied.	
21	14:02:12	BY MR. MANCINI:	
22	14:02:13	Q. Did they express their did they express	
23	14:02:15	satisfaction after you gave this explanation?	
24	14:02:18	A. At this point in the project they had	
25	14:02:20	accepted that as a as a viable answer.	

# Schapiro Exhibit 127

From: Leland Woo

Sent: Friday, November 17, 2006 4:32 PM

To: Mark M. Ishikawa

Cc: Evelyn Espinosa; Courtney Nieman; Travis Hill; Deana Arizala

Subject: RE: Infringements pending by Protocol & Time

I think our terminology is confusing her. We should just illustrate something like "When we use the keyword <INSERT HERE>, we get <INSERT HERE> postings to review. After we reviewed all the postings, we find that 80%+ is not the content or does not meet our selection/filtering criteria"

The last sentence should eliminate most questions.

LW

----Original Message----

From: Michelena.hallie@mtvn.com Sent: Fri 11/17/2006 8:02 AM

To: Mark M. Ishikawa

Cc: Evelyn Espinosa; Courtney Nieman; Leland Woo; Travis Hill; Deana Arizala Subject: RE: Infringements pending by Protocol & Time

I got your voicemail. This is helpful though I still have a couple of questions:

What do you mean that many of the results do not contain the actual asset 80%+? How many of these are we leaving on the table? We have to figure out if we want to tweak that.

Have the number of takedowns gone up since yesterday? E.g. is the episode my son found down now? And did you figure out why that, and I assume others, was missed in earlier rounds?

We may be coming back to you with new titles to add and others to delete. At that point I'll need to know how quickly we can start takedowns on the new ones.

Thanks.

From: Mark M. Ishikawa [mailto:marki@baytsp.com]

Sent: Friday, November 17, 2006 3:06 AM

To: Hallie, Michelena

Cc: Evelyn Espinosa; Courtney Nieman; Leland Woo; Travis Hill; Deana Arizala

Subject: Infringements pending by Protocol & Time

Importance: High

Michelena,

The Paramount\_cc distribution list is an internal e-mail distribution group. We have the same Customer Support Staff on both accounts, and it was just laziness that I was using the Paramount\_cc group. The distribution group was : Arielle Kim; Courtney Nieman; Deana Arizala; Evelyn Espinosa; Mark M. Ishikawa; Richard Kawasaki; Warren Kim

I think this is what you're looking for. These are the fully reviewed infringements (someone has verified that these do meet the criteria for infringing material) and have not been sent because the length of the posting was too short, or did not meet the takedown rules. The previous spreadsheet I sent at around 6pm your time was a spreadsheet showing the total number of postings on YouTube that were either Approved (contained appropriate content), or Declined (did not contain infringing content, or was less than 20 seconds on length). You will see that a large percentage of what is returned as results for the asset keywords does not contain the actual asset 80%+.

The spreadsheet attached in this e-mail will help you determine the number of clips posted by time segment. We will work on being able to show you number of new postings by week. Our engineering team will give me an estimate on when we can expect this feature to be added early next week.

I hope this is what you're looking for.

Mark

# Schapiro Exhibit 128

Search Term: colbert Pages: 121 - 140 Declined: 355 Approved:44 Unsure: 0 Total: 400

## **Declined**

'TrafficBusters'

8:23

"You don't fight Traffic -- you try to make friends with it!"Old sample clip from 'MONROVIA 3000, the Television Show'© 1998 BOZ SABETIhttp://www.BozSabeti.wordpress.com/

From: BozSabeti Views: 338

Re: WTF Jesus Camp

1:17

Response to self From: Lvilleguy Views:336

Thistledown - The Treehouse Murder

3:51

Thistledown performs The Treehouse Murder at Famous Firehouse Coffee tags omg comedy art drama chinese dragon sci-fi fantasy video games raza sony lost csi desperate gangster whatever forever arpeggios ass lollipop tag ghyslain popsic

From: thistledown

Views:335

National Pleasure, Part 2

2:11

Starring Bilal Ahmed as Dr. Love From: <u>CommanderSalamander</u>

Views:331

Uncle Howie's quarter trick

0:14

quarter trick From: <u>chuck43</u> Views:328

"Anti-Stereotype Squad -2" by www.LeeCamp.net

0:54

an F'ing BRILLIANT sketch comedy about fighting stereotypes by Lee Camp, Charlie Ochs, & Rodney LaneyGo to LeeCamp.net or MySpace.com/LeeCamp for more

From: <u>leecamp</u> Views:328

**Pavilion Colbert** 

0:20

It's French, bitch. From: gworthey1

Views:327

MY LANDMINE IN STORE DEMO!

1:13

THIS IS ME PLAYING MY LANDMINE PEDAL IN THE STORE I BOUGHT IT IN. IT IS MY HOMEMADE COMMERCIAL.

From: Metallicafan420

Views:327

The Ultimate Stand-Up Comedian

1:03

public domain From: <u>musov</u> Views:326

CrAzY TV: Episode 1 (Halo 2)

9:59

This is the first of many to come CrAzY TV episodes! Each one is different, but all are unexpected in their content! You never know what to expect! Keep checking back for more.

From: CrAzYbRoS

Views:326

Down With the Butterfly - Work, Sleep, Rise

4:53

Down With the Butterfly - Work, Sleep, Risecomedy art drama chinese dragon sci-fi fantasy video games raza sony lost csi desperate gangster whatever forever arpeggios ass lollipop tag ghyslain popsicle solo dance fuck video rap From: eveseafilms

Views:325

Celsey and Kolbert?

4.08

Now dont be too put down by this lovely news...lovely for me, I know, but seriously.....what the hell is he gonna talk about? How is he gonna be set up?...I guess well see...And by "well" I mean "I'll"...dont formalities suck? haha

From: saynotopda

Views:324

Jeslu Rapping

0:10

Sad story of an gay malu indian kid who thinks he's black

From: chocolatepanther

Views:324

Why should I subscribe to elbamb?

2:05

A must see. New York Times- Kids of all ages should stay away from this movie in fact adults too everyone just keep away! Boston Times- If you have ever listened to a crying infant for 3 days straight, watching this video makes that see

From: <u>elbamb</u> Views:322

Thistledown - Vegas

2:34

Thistledown performs Vegas as Famous Firehouse Coffee. August 19, 2006.tags omg:comedy art drama chinese dragon sci-fi fantasy video games raza sony lost csi desperate gangster whatever forever arpeggios ass lollipop tag ghyslain pops

From: thistledown

Views:321

Dawn of Mana 4

0.30

NOT BAD!!!!!!!!!!!!SEE FOR UR SELF!!!!!!funny crazy daily show john jon stewart stephen steven colbert report tom green cruise eminem snoop dave chappelle chapelle half baked south park CNN news brady evan jessica simpson al

From: SharinganKakashi88

Views:320

Comedy News - episode 6

3.45

SharkBaby.com - Comedy news like you've never seen! So funny it'll make you piss your shoes. It's 3 minutes you'll

be talking about for the next 5 MINUTES! Comedy for those who get it, news for those who don't. SharkBaby.com

From: <u>leecamp</u> Views:319

F'N Democracy Episode 2 Part 2

5:42

F'N Democracy sends Miles Taylor to North Korea after nuclear detonations. Also, Andy Tuholski interviews nudist

Harold Kachinski From: <u>mnoelio</u> Views:319

The New Adventures of Yartleby and Steve

3:08

The not too distant future: Two dolls live in a post apocalyptic New York City.

From: ElPisoMojado

Views:318

Spongebob iPod Commercial

0:24

Using the Chroma Key off the Ulead Video Studio 10. I was able to chrome the iPod-Colbert commercial into a

SpongeBob Episode. Watch

From: supermatin Views:318

Final Fantasy VII Advent Chldren

4:18

Cool AMVall that are wondering about the long description, SORRY THOSE ARE TAGS FOR THIS VIDEO!!!!!!-

-----star wars kid comedy art drama chinese dragon sci-fi fantasy video games raza sony lost csi desperate

gangster whatever fo From: darthhomie666

Views:318

**SPECULATION NATION** 

5:51

More lo-fi madness and social commentary

From: thebchannel

Views:317

long one take

2:20

A journey through an airport. Couldn't do this today!

From: tomfeiler Views:316

Flowers The Clown: Volume III

4:53

A sincere clown goes crazy when his children's act goes unappreciated.

From: Diclorox99

Views:316

TV Squad Daily with Brigitte: 12-11-2006

2:42

Today: Sharon Osbourne's nasty surprise packages, three Hollywood chimps are finally out of the hands of their abusive animal trainer, and Steven Colbert's word "truthiness" wins another word of the year award.

From: daisytree1

Views:315

Chris tied to lampost, 21st

0:10

Chris Clifford Colbert being tied to a post during his 21st birthday bash.

From: deanbauer

Views:313

My room sound system updated

1:28

A new video from my room sound system...with the new lights and leds....--------

novo video do som do meu quarto e do quarto em geral...com a iluminação nova...inclusive a do baixo!

From: <u>v8lover</u> Views:313

Re: The Word: Subscribers

5:55

Thank YOU Jackdanyells for making your videos! And a big thankyou to my own subscribers:)

From: samsarajade

Views:312

Red State vs. Blue State

4:06

What is going on in our country?

From: UncleVRoy

Views:311

Joe's Interview Part 3: Raptors and Kangaroos

3.28

Creationist Joe on Kangaroos and Raptors?

From: johnplex Views: 309

Scrambled Eggs for May 4, 2006

3.29

Story LinksNet Neutrality | Colbert at White House | IE 7 beta vers 2 | Superman Returns Trailer | iTunes music \$0.99 | Nokia N91 | Knowledge Is Power | New Apple Ads |

From: gregrutter

Views:308

WNET Movies Intro

0.26

From the mid 90s, WNET's "Movies" intro with colorful images of Groucho Marx, Carmen Miranda, Lon Chaney, Humphrey Bogart, Fred MacMurray and Claudette Colbert and equally colorful background music.

From: SamuraiShiksa

Views:307

Pizza Jamtown

7:02

A sad story about a seven year old girl with a grave problem. Who can help her? Only Dr. Goodguy is qualified for this dubious task.

From: BewareOfDoor

Views:306

Gnip Gnop

0:30

TV ad for '70s toy Gnip Gnop. It's Ping Pong spelled backwards... GET IT?!?!?!

From: ShawnWolfe

Views:305

Its a walk off - Runway Style

1:18

Two guys do a walk off like the movie Zoolander, only this version is way better cos it has original music from the

ALM!

From: codyg247

Views:304

Re: Kelsey's Video Loglette â, -12 -- Back to Basics

2:01

This is my response.....nothing special just rambling....like im doing here.....whats with the dots??? My bad

From: JohnnyG1984

Views:304

Skin Color

6:01

Tall women lifting heavy things

From: electracine

Views:304

Re: Re: The Jaegerr Report episode 1

2:45

Another one From: <u>fulcilover</u> Views:302

Abortion Poetry Of Ten Commandments Judge

3:32

Judge Roy Moore's poem read by a pro-life woman sitting next to a pro-choice woman.

From: johnplex Views:301

Like my daddy

4.30

like my daddy From: <u>iililjohnii</u> Views:301

The Kevin Hines Quest for SUICIDE PREVENTION 30 SEC PSA

0:29

JUST A BIT DIFFERENT AND SHORTER THAN THE LAST 60 SEC PSA ADDED TO MY CHANNEL, A MENTAL HEALTH SHOW TO COME SOON. INFORMATIVE EDUCATIONAL AND HEALTY LIVING IS ENCOURAGED.

From: jkeivn057 Views:300

Mayde with Pimprov

4:49

Shannon has the chance of a lifetime when shes gets MAYDE into a pimp by Chicago's premiere improv troupe

Pimprov.

From: Brooks18 Views:300

F'N Democracy Episode 3 Part 2

4:10

F'N Democracy debuts Crosswalk Talk, a segment where IU shows how racist and anti-gay they really are.

From: mnoelio Views: 300

Science Project on Stem Cells

5:05

A video science project I did called "Stem Cells: The Real Story". Took me a ridiculously long amount of time to do...so...enjoy!Edit: Got a 94%:).

From: mattjblythe01

Views:300

Worst Singing Ever: Hester # 5 GARAGE DAYS!

0.52

Early footage of Hester in the Austin scene, developing her voice in that fuel-injected funny-car madness style!

From: johnplex Views: 299

Mega Smash Black Metal Duo

0.12

Child traumatizing, baby punching, puppy kicking, cock spanking, diaphram wrenching, explosive diarrhea in your

face...with corn. From: solboard

Views:299

Americola

0:37

A commercial for a new super conservative energy drink cola. A Coy Thought Production. Written by Eric Moore.

Starring Adam Tierney and Timmer O'Phelan.

From: <u>Tophelan</u> Views: 295

Obvious of the Day: Breakage of Jaw

3:39

The Captain's gone and done it again, made another video. Things are about to get wild. Anasthesia! Going "Under"!

Broken Jaws a plenty! Dig it. From: CaptainObvious77

Views:295

Toilets

2:50

Two men must take care of a toilet problem, when there is no plumber to be found.

From: ColdWarLoveSpud

Views:294

lapdance

0:23

a bit of chanting in the bay with brookers and paris hilton

From: offhawaii Views: 293

Just The Facts With Sam Sachs: Pluto

2:26

Sam welcomes special guest Steve Interrante for a very heated debate on an extremely controversial issue. PLUTO:

Planet Or Pain In The Asteroid? (Please rate!)

From: OffTheWire

Views:292

Worst Video Directing

3:06

Watch the whole video...it gets better.

From: deepestbodyoils

Views:292

Elections

1:54

A brief commentary on who to vote for

From: chillaxer27

Views:290

The Maine Point

2:41

What is the Maine point of this video? Over their heads.

From: ryanf1475

Views: 289

Your Child's Nightmare

0:37

Opening sequence of The Andy Julia Children's Hour.

From: <u>dmarro</u> Views: 289

AMERIKA In The BUSHES: The China Spindrome part 3

6:34

Episode two of AMERIKA In The BUSHES is about the incident when an American spyplane crash landed in China, and the spin the media put on the whole affair.

From: koamark

Views:289

Mascot Roommate - Newsline

2:43

Mascot Roommate is featured on Newsline News with Tulsa Townesend!

From: SDBoy19 Views:289

Bobby vs. Darnell, Super K's assistant manager

3:10

Rob trips on his shoelace on his way into Super K and the fine people at the store lend him a motorized cart so he can get a gift for Father's Day. After things get out of hand, Darnell, the assistant manager, chastises Rob for his various

From: blackbobby11

Views:288

Les Multiples / The Trailer

2:3:

Trailer of Les Multiples / The new french animation comedy

From: julienday Views: 287

Super Robot Taisen Original Generations

0:30

IF U LIKE ROBOTS WOOPING ASS THIS GAME IS FOR YOU!!!!!!!!!funny crazy daily show john jon stewart stephen steven colbert report tom green cruise eminem snoop dave chappelle chapelle half baked south park CNN news brady evan jessica si

From: SharinganKakashi88

Views:286

Untitled

8:15

Short video from a while back.

From: garettgarrido

Views:281

Business is Business (Trailer)

1:14

Coming Soon From: TomLight

Views:280

Darrin's Life - 113 - Resident Darrin

9.31

Zombies break into the house... so.. it must be safe outside! Now featured at ZMDB.org (Zombie Movie Date Base)

From: danhauer2

Views:279

The Atheist's Toothache

4:28

Rev. McClendon compares god to a toothache...pretty accurate.

From: johnplex Views: 278

Tom Selleck (not Magnum P.I.) leisurely laughing in silk

0:33

public domain clip, I swear

From: musov Views:278

Napoleon Dynamite on the phone with Pedro

1:13

This is video of my roommate being Napoleon Dynamite. He his words this is the description: "Napoleon's uncle

Rico is freakin retarded!"

From: mbwchampion

Views:277

Webcam Murder Series - "Death by Pillow" A.K.A. "The Finale"

1:03

Think you've seen "Faces of Death?" Well, guess what? You haven't. After a series of mysterious "murder by webcam" videos began popping up on the internet, major Hollywood Producers, Brian Laesch & Jason Pierce, realizing the world neede

From: antonlash Views:276

dan Levy @ a random college

1:01

Dan does standup at a school in Florida

From: DANLEVY1

Views:274

Mike McGraw-WSB-TV Interview

5:09

Mike McGraw For CongressYes, He's running against Lynn Westmoreland of Colbert Report Infamy!5min.Interview

on WSB-TV From: <u>trnscndr</u> Views:273

**FLCL** 

3:15

sweet AMVall that are wondering about the long description, SORRY THOSE ARE TAGS FOR THIS

VIDEO!!!!!!!----star wars kid comedy art drama chinese dragon sci-fi fantasy video games raza sony lost csi desperate gangster whatever f

From: darthhomie666

Views:273

Pity Ting's Thang

6:42

A short movie with puppets and no real plot. Sound interesting? Well, it is! and it's fully entrained...

From: <u>lapster44</u> Views:269

Why the French lose every war...

1:45

An detailed explanation from historian Joe Shmoe as to why the French lose every war.

From: ryanf1475 Views:269

Spanish Steps in ROME

0:11

Here's the video I took of Spanish Steps in ROME back in April 2006

From: colbertlow

Views:268

IT Dept

4:07

Your IT Department. A funny short that celebrates the fine men and women that keep your computer up and running at work.

From: SDBoy19 Views:268

Doodoodoodoodoodoo

0:50

THAT'S right

From: cannataro17

Views:268

Stephen Colbert vs. Kim Jong-Il

0:44

There's a lot of Stephen Colbert fan videos out there, but I think this is the first time he's appeared in cutout form. I

hope you enjoy it :-)
From: SuperRobotCheney

Views:267

Tom and Katy's Video Blog

4:36

The first-ever installment of what is destined to become the greatest student-created-video-bloggery of all time.

From: apocalypticblob

Views:266

Amy's Rant #3

6:49

A peace offering, and me ranting about overpriced clothes.

From: Minikitkatgirl

Views:265

**Sky Trackers Opening** 

0:56

An Australian Tv serie for the Australian Children's Television Foundation (1994) staring Petra yared & zbych

Trofimiuk
From: <u>leesam</u>
Views: 265

I Don't Care What You Think

2:38

I really don't give a monkeys.

From: <u>fulcilover</u> Views: 264

Colegobert Takes on the Bear!

0:59

My entry to the Colbert Green Screen Challenge. I'm mad he didn't show mine. Lego Colbert replicates the real one as he fights a bear

From: <u>Peejaroni</u> Views:264

Shining Force Exa

0:14

NEW GAME!!!!!!!!!!PRETTY TIGHT!!!!!funny crazy daily show john jon stewart stephen steven colbert report tom green cruise eminem snoop dave chappelle chapelle half baked south park CNN news brady evan jessica simpson alb p

From: SharinganKakashi88

Views:263

Condo D.M.S.

10:14

A spoof of House M.D., this short parody describes the life of Dr. Condo, a mortician, and includes real funeral home footage with an interview with a mortician. Additional parodies include Spinal Tap, The Colbert Report, and references to

From: xaiexperience

Views:262

Stephen Colbert at the NU Homecoming Parade 2/4

0.46

Stephen Colbert was the grand marshall of Northwestern University's homecoming parade. The band led off the parade, followed by Colbert in the first vehicle. It was a mob scene.. we all got high-fives from the man of truthiness and followed

From: WalterKiefer

Views:261

The CONSCRIPT, Part 1

4:25

The first part of an experimental short psycho-horror trilogy; a silly, perverse twist on the Middle Eastern hostage scenario. Visit me at www.myspace.com/moviecutter

From: burbankeditor

Views:260

Adult Film Awards

3:32

Neil Padover at the Comedy Studio in Cambridge, MA

From: NeilPadover

Views:259

LAND OF GNOME PART 3

5:14

After hearing about the violent death of the troll's last hero, Office Guy continues on with his reluctant mission against the evil Gnomes.

From: PREVALENTMIND

Views:259

Dirge of Cerberus Final Fantasy VII Twisted Transistor

2:50

cool vidio I made of Dirge of Cerberus Final Fantasy VII Twisted Transistor by KORNall that are wondering about the long description, SORRY THOSE ARE TAGS FOR THIS VIDEO!!!!!!-------star wars kid comedy art drama chinese dr

From: darthhomie666

Views:258

The Slade Report: Original Version

4.54

The original, shortened version of my mimic of "The Colbert Report". This project got me 100% for my Advanced Computer Apps. final exam! Appearances by:Ryan SladeBryce WanlinMarc Lagace

From: somewhat117

Views:257

dodododododo

0:50

Starring: Mark Cannataro, Michael MeehanFeaturing: Michael ColbertEdited by: Mark CannataroMusic: Beck -

Deadweight

From: Meehanataro

Views:254

Paradise! The coolest place in the world to live.

1:57

What are you looking for? It's probably here. Check it out!by www.caldwellmediaassociates.comMore tags: cool great wonderful places to live paradise funny crazy yes genesis beatles daily show john jon stewart stephen steven colbert re

From: odestiny Views: 253

Gagging Order

3:40

there's nothing left to see.

From: ChrisGrape

Views:251

[Partial Credit] Advice for Freshman

2:46

Clip from Episode 3 of "Partial Credit": Florida State University's new fake news and sketch comedy show. Watch more Partial Credit at www.partialcredit.tvWe gave a DVD of this episode to Stephen Colbert when he came to perform at FS

From: partialcredit

Views:251

drunk karaoke

3:29

Drunk karaoke videoa b c d e f g h i j k l m n o p q r s t u v w x y z 1 2 3 4 5 6 7 8 9 dennis green ncis dove sports football baseball basketball hockey soccer awesome borat da ali cold hot iraq iran israel hezbollah idf jew ara From: rosshammond999

Views:251

#### ALL YOUR BASE ARE BELONG TO JESUS!!

4.57

People who talk in football metaphors should have to shampoo my crotch.

From: johnplex

Views:250

#### [Partial Credit] English Paper as Modern Art

1:05

Art critics examine an English essay. Clip from Episode 3 of "Partial Credit": Florida State University's new fake news and sketch comedy show. Watch more Partial Credit at www.partialcredit.tvWe gave a DVD of this episode to Step

From: partialcredit

Views:249

#### I'm getting you now

6:09

I finally rant about something that has been on my mind. I also talk briefly about John Stewart and Stephen Colbert's hularious and rockin' final reports of 2006. Edit: Seems to be weird at the end there. Sorry. Basically I'm going for a From: Ericthesoundninia

Views:249

Fear Diary

5:03

Foucaultbrasnake

From: Foucaultbrasnake

Views:248

#### EFY Illinois - Brent Colbert singing Sujfan Stevens

5:22 veah

From: DrBillNye

Views:248

#### Blue and Green

3:40

Down With the ButterflyGet to know DWTBwww.myspace.com/downwiththebutterflycomedy art drama chinese dragon sci-fi fantasy video games raza sony lost csi desperate gangster whatever forever arpeggios ass lollipop tag ghyslain popsi

From: eyeseafilms

Views:248

Goal for Beth

0:20

Beth scores her first goal

From: chuck43

Views:247

#### Free High Fives

3:30

so there are these people who give free high fives at clemson every friday. I had to investigate.

From: donf3lipe

Views:245

#### 1 night in PARIS - part 1 (paris hilton)

1:36

THIS IS SOME EXPLICIT STUFF......tits vagina sex nude boobs britney spears paris hilton jordan capri honeymoon hollywood lindsey lohan girl woman lady sexy man hot stud slut fuck ass bitch nigger chink gook cracker

bean

From: cutiepieeeeeee

Views:245

alo maman bobo

0:16

peti sketch dans le colbert par mailys et clémence

From: gorgettestdouce

Views:244

Jorell Gives a Lesson on Life, very insightful look out

7:35

If you ever wondered what goes on through Jorell's mind somtimes, here you go i guess this is only a little of a lot so take how you take it if ever you take any of it i could end up destroying you love to the Pibe Packing Sheets and the G

From: gtangclan Views: 243

Eddie Geller -- Urinal

0:33

A story about being embarrassed. From www.eddiegeller.com.

From: <u>emgeller</u> Views: 241

Freedom 06 Holiday Special

1.26

A roomful of guys who love their friends' girlfriends to death...LITERALLY!

From: cannataro17

Views:240

Ball of Flame Shoot Fire: Batman

4:23

Ball of flame shoot fire at garfield artworks

From: <u>BOFSF</u> Views: 240

Typical Day with Three Stooges

2:24

joel, sandy and christopher doing what they know best...fighting and its very funny

From: dartmouthdominicana

Views:240

TEN in Denmark 2006

4.49

Tamara Lohrenz performing in Ballet Mink Colbert's "TEN" celebrating Margot Mink Colbert's tenth year of bringing innovative choreography to Copenhagen.

From: dvmagic Views: 239

The Journey Of The Flag

0:27

This is the Journey of The United Colors Of Colbert Nation and OSCLA Flag that left yesterday from the West Coast to New York, carried by the powerful wings of a bald eagle... Will Stephen Jr. make it?Don't Forget to sign the petition for

From: warsucks Views:239

Marasmus Speaks pt. 16: Joe Republican and his Liberal World

4:53

The classic story of the Republican who is surrounded by liberal benefits and can't see them.

From: JoeMarasmus

Views:238

"Trouble"

4:31

A video for Coldplay's "Trouble."

From: <u>tracerprod</u> Views:238

Friday the 13th: Friday is Here, Monday is Closer!!!

9:10

Answering tough questions, raising new ones-- Tea, Sir?-- Colbert's Openings: "Oh, Hi!"-- Ev'body hates Chris: My Memoir?-- Bhayander is a Ghetto like Brooklyn?-- More of "Tea Sir?"-- Friday v/s Monday: Weekend Wails

From: <u>ruthvickd</u> Views:238

Re: Kelsey's Video Loglette â,,-12 -- Back to Basics

0:56

I hope your comment about shyness wasn't too serious. You are a "natural" performer, talent coming out your ears in the "performances" in this video. Love to see more. Keep 'em short and sweet and leave us "wanting more" and "we" (meanin

From: winfotech Views:237

"Anti-Stereotype Squad 3" by www.LeeCamp.net

0:59

A BRILLIANT sketch comedy about fighting stereotypes by Lee Camp, Charlie Ochs, & Rodney LaneyFor more go to LeeCamp.net or MySpace.com/LeeCamp

From: leecamp Views:237

Joe's Interview Part 4: Cleansed With Fire

4.10

Interview #4 with a creationist who thinks dinosaurs explode.

From: johnplex Views:237

001 - Dear Dunny

3:29

This is my first attempt at a Vlog, so I hope some people out there might catch it and find it humorous. If not, I at least enjoy making them... but I enjoy making them and having them watched more... so share with people! And E-mail me @

From: duncofilms

Views:236

F'N Democracy Episode 2 Part 1

9:10

F'N Democracy sends Miles Taylor to North Korea after nuclear detonations. Also, Andy Tuholski interviews nudist

Harold Kachinski From: <u>mnoelio</u> Views:235

Shining Force Exa

0:14

THIS IS ANOTHER PART TO THE FIRST VIDEO I PUT UP!!!!!!!!ITS PRETTY TIGHT!!!!!!!funny crazy daily show john jon stewart stephen steven colbert report tom green cruise eminem snoop dave chappelle chapelle half baked south park CNN

From: SharinganKakashi88

Views:233

Mark catches a fish

0.07

San Diego bay fishing

From: chuck43 Views:232

Episode II: In Which I Discuss Nefarious Things

9:36

Yeaaaaaaaaaaaaaaaaaaa.Putin the Pedo:http://www.informationliberation.com/?id=18244World Leaders In Dresses:http://www.wonkette.com/politics/george-w.-bush/world-leaders-in-dresses-hot-apec-action-215991.php From: komradecharon

Views:232

The Slade Report: Ultimate Edition

8:25

My longer versoin of my "mimic" of The Colbert Report. The original got me 100% on my exam, but this one's even better. Stupid 5min. limit.Appearances by:Ryan SladeBryce WanlinMarc Lagace

From: somewhat117

Views:232

#### Media Bomb

1:24

This video explores and criticizes the idea of Propaganda and the affect of the media and in particular the american broadcasting. "An alternative conception of democracy is that the public must be barred from managing of their own affairs

From: maziarj Views:230

T.S. Elliot

2:07

Justin Gandy reading T.S. Elliot!

From: couthlessperson

Views:230

Out With The Boys 2: The Death of T-Town

7:30

2nd installment of the sequel OWTB 2: The Death of T-Town

From: Scottybody5

Views:229

SexxxBombing IVskin: would-have-been trailer

0:33

The original macho men of Sexxxbomb concluded their European tour last week with a fine collection of flavorful footage. Unfortunately however, the 4th installment may not be produced due to personal priorities. This was the supposed trai

From: HunkyJackson

Views:229

Re: Happy New Year

0:56

I am the son of Stephen Colbert.

From: GovernorWatts

Views:228

"Smooth Operator"

4:20

The eventual marriage of Sade's "Smooth Operator" and oiled-up hoola hoop action. Conceived & Performed by George WongBased on "The Iliad" by Homer Cinematography by A. BaremboymFluffing & Oiling by Victoria Elman

From: nycgw Views:228

Eddie Geller -- DVD Extras

1:19

Eddie Geller talks about DVD extras. From www.eddiegeller.com

From: <u>emgeller</u> Views:227

Toilets 2 (Trailer)

0.55

A trialer to the upcoming movie Toilets 2. It is about the mission two men must do before its too late.

From: ColdWarLoveSpud

Views:226

switzerland job teaser 2

0:58

The switzerland job teaser 2

From: <u>hayes98</u> Views:226

Bizkitcan 12 FG Rumble

2:57

Prelude 12 retail. 60 HE w/ +13 emi w/ bluewolfsee also http://hosted.filefront.com/Bizkitcan for good quality version

From: <u>Bizkitcan</u> Views:224

Mikey is Crazy!

0:14

What happens when I'm bored and haven't taken my medication!

From: meldermister

Views: 223

Film 17 Trailer

1:12

A trailer for a student film we made back in 2002

From: cannataro17

Views:223

Saving Advent children

4:41

AMV I made all that are wondering about the long description, THOSE ARE TAGS FOR THIS VIDEO!!!!!!----------star wars kid comedy art drama chinese dragon sci-fi fantasy video games raza sony lost csi desperate gangster whatever forever

From: darthhomie666

Views:223

Re: We Watch Them All On YouTube

0:19

In response of JackDanyells: We Watch Them All On You Tube--Definate Favorite Material:)

From: mistyrayne13

Views:221

Stephes fight

0:42

stephen colberts jedi video edit

From: reverseffect

Views:220

my colbert nation green screen challenge

1:38

this is my first attempt at chroma keying. made with final cut, motion, and livetype.

From: GalactechAztek

Views:219

Les Multiples / Presentation

2:01

Les Multiples / Presentation / The new french animation comedy

From: julienday Views:218

Humpback Whale

0:28

Humpback Whale, Colberts Boat Tours, Bauline East, Newfoundland, Canada

From: bigseatrout

Views:217

Colbert Loft

0:58

Publicidad de Colbert From: JuanOdemocrata

Views:217

Dirge of Cerberus Final Fantasy VII

3.51

cool AMV I madeall that are wondering about the long description, SORRY THOSE ARE TAGS FOR THIS VIDEO!!!!!!-----star wars kid comedy art drama chinese dragon sci-fi fantasy video games raza sony lost csi desperate gangster what

From: darthhomie666

Views:217

"The News" Episode Two

 $9:2^{\circ}$ 

"The News" is a satirical news show that features news from all over the world. From "The News" headquarters in Berea, Ohio to the armpits of the world, "The News" is there. Whether the story be heartwarming, violent, ugly, or ambiguously g

From: SpadeWilliams

Views:217

#### ClownHead Commercial

1:52

Directed/Edited by me Sean MarroneActor is Eli BildnerThis is a commercial we shot in about 2 hours and put together. Its not serious, but we are trying to sell the clown wig.

From: seanm205 Views:216

Casualties - Get Off My Back

1:31

Ashleigh plays get off my back by the casualties, but first speaks her mind.

From: mavrickblink

Views:216

Stick-Man Steve and His Metaphorically Bipolar Arms

0:19

Oh, you'll see...and don't forget to leave a comment.

From: CandTProductions

Views:215

Comedy Daily News Show - episode 14

2:38

Comedy for those who get it. News for those who don't. From comedian Lee Camp. Go to SharkBaby.com for more. It's funnier than Larry The Cable Guy is to a monkey!

From: leecamp Views:215

Wacky Welding show

1.34

guess what he's on and win a prize

From: ashboyhaber

Views:213

My room sound system 09/2006

1:35

New lighs, new graphics, new colors...black lighs, more leds...etc..etc...etc...Novas luzes, novos grapicos e equalizadores, novas cores, luz negra, mais leds e etc etc...the battery stopped when I went to turn on the

blacklight From: <u>v8lover</u> Views:213

GoodMorningWorld.com

4:14

Thought you weren't a morning person? Well...you're wrong! Allister Coulter and Andy Peppers combine their 33 years of broadcast experience to bring you the internet's most popular and respected morning show of all time. The perfect blend o

From: hockeydude9669

Views:213

Rebel Report 2.1 (BK Soldiers)

11:13

Sorry folks looks like we've been censored, go to darkstaruniverse.com to see this episode with audio

From: darkstardvd

Views:212

Steady As He Goes (Stephen Colbert)

5:40

My 1st Colbert Fan Movie: Steady As He GoesI was working on this back when Stephen had the green screen contest, then he announced it was over so I shelved this. Recently I descided to polish it off and let you all check it out. Feature

From: OcularSinister

Views:211

HOLY SH\*T: 'Pilgrimage to tha City of Compton' [trailer]

1.45

[Press Release from PBS coming shortly...]© 2006 BOZ SABETIhttp://www.BozSabeti.wordpress.com/

From: BozSabeti

Views:211

autoscooter, me an gerrit lol

0:47

an video in an autoscooter with me and gerrit lol

 $\wedge \wedge$ 

star wars kid comedy art drama chinese dragon sci-fi fantasy video games raza

sony lost csi

From: <u>AZNTHAI</u>

Views:210

ashes and snow

3:17

ashes and snow

From: shariksharik

Views:208

Alternative fuels

2:20

What the government says...

From: CandTProductions

Views: 207

Spirit-Knights Break Down

0:57

Radio break down of Nov. 24, 2006, hockey game between the London Knights and Saginaw Spirit in London.

Recorded on shuttle ride to game along Dundas Street

From: sacool Views: 206

F'N Democracy Episode 1 Part 2

5:43

The first episode of F'N Democracy

From: mnoelio Views: 205

F'N Democracy Episode 3 Part 3

8:24

Andy Tuholski does battle with Ron Covington about marriage and how George W. Bush is as stupid as he appears.

From: mnoelio Views: 205

Loud Manor

1:58

The world famous Loud Manor serves a very special kind of tenant. Discover if Loud Manor would be right for you by watching this classic bit of comedy from Northwest legends Our Version Of Hell.

From: <u>radio700</u> Views: 204

Shijou Saikyou no Teishi Kenichi

0:13

THIS LOOKS LIKE A REALLY GOOD FIGHTING GAME!!!IT REMINDS ME OF MARVEL VS CAPCOM IN THE FIGHTING STYLE!!!!!!!funny crazy daily show john jon stewart stephen steven colbert report tom green cruise eminem snoop dave chappelle chap

From: SharinganKakashi88

Views:204

Finding Victoria

12:13

Nari Avalon's first investigation: into the twisted subconsious of a criminal mastermind.

From: XxneonremedyxX

Views:202

Idiots Episode 1

4:48

This is the first instalment of our Idiots Series. Go to http://www.idiots.co.nr and join our forums.

From: da8man3 Views:200

My room sound system 10-05-2006

1:18

 $Updated\ Lights...Leds. Blaklight. etc... Ilumina \tilde{A}\S \tilde{A} \\ £o\ alterada... Leds. luz\ negra. etc...$ 

From: v8lover Views:199

Star Wars Oli

1:33

So, you may have the seen the original Star Wars Kid and the Stephen Colbert related parodies, but you may as well forget them, for this is my effort, and I am the chosen one Imperial Death March re-mixed by Fader Gladiator

From: oliverseeley

Views: 199

200 Subscribers! Here's some of George ranting!

4:47

George rants, but does he have an agenda?

From: johnplex Views: 199

Lesser Gods (A 48 Hour Film)

6:12

Google makes its largest acquisition yet!

From: SixFingerFist

Views:198

**TECH TIME-ISH** 

8:03

complete crap!

From: sonicmarcus

Views:197

tomfeld

4:01

sweet movie From: <u>hihihi3322</u> Views: 196

Organized Crime in the 1920's - Hosted by Alex Selig

17:01

This Morning Zoo production gives an inside look at the organized crime and speakeasy life of the 1920's. Featuring Alex Selig, Thomas Kurian, Zach Daw, and Daniel Simpson, this film is the 5th Edition of the Ultimate Zach Daw Collection.

From: kodiak2114

Views: 193

Stephen Colbert at FSU

0:21

such an intimate venue From: jessicanuccio

Views: 193

Mark Twain: Was He A Racist?

10.32

Alex Selig, Daniel Simpson, and Zach Daw star in the newest A&Z Production of "Twain: Was He A Racist?" Made for John Zimmerman's English Class, this video recieved a grade of 98 and is the fourth film in the Ultimate Zach Daw Collection.

From: kodiak2114

Views:192

i built a ship of peace in my kitchen

0:22

i was asked to build a sculpture for the japanese NGO, peaceboat. it will be presented to a city in china called penglai (the holy city of peace) it was made with copper and wood, if you are interested in knowing more, I documented the whol

From: lordzombie

Views:189

Xed

4:00

I made this video because i was watching Jamie Kennedy Expierience on G4 and i was like ya thats gay so i well just watch the vid

From: yayballoons

Views: 189

Dr. Rumpletease takes the world hostage

3:50

Dr.Rumpletease devises an evil plot to destroy the world! This is just a video of us messing around with green screen and chroma keying effects.

From: couthlessperson

Views:187

The Peterwort Sow Episode 1

6:56

One man's commentary on politics, society, art, consumerism, music, movies, you name it! Based out of Lawrence, Kansas, Matthew Peterworth is trying to make a name for himself any way he can...Episode 1In this episode, Matt's idol,

From: paavopetie

Views: 186

Rant48

1:53

Sean Hannity is the new spokesman for General Motors

From: TalkingMess

Views:185

Monitor

6:43

'The Monitor' short filmcomedy art drama chinese dragon sci-fi fantasy video games raza sony lost csi desperate gangster whatever forever arpeggios ass lollipop tag ghyslain popsicle solo dance fuck video rap queer cole film sarah From: eyeseafilms

Views:183

#### The Pearl of Great Value The Movie

1:33

Matthew something:something The Pearl of Great Value The Movie, Starring Stephen Colbert, and the ORLY Owl... I did this for a school project, and yes it is very corny

From: juniorfr3ak

Views:180

#### Boredom Is An Art

2:41

Many Clips of Two Guys That Have Nothing Better To Do.

From: Nickes09 Views:180

#### Hauns Go West - Coon Dog Cemetery

4:37

Renowned East Tennessee farrier Tim Hutton narrates this short documentary about the world's only coon dog cemetery. In 1937, "Troop" was the first canine to be buried in what is now known as the "Key Underwood Coon Dog Memorial Graveyard.

From: whaun Views: 180

#### Comedy Daily News Show - episode 13

2:53

Comedy for those who get it. News for those who don't. From comedian Lee Camp. Go to SharkBaby.com for more. Funnier than watching French people!

From: <u>leecamp</u> Views: 180

#### The Neil Rogers Show

7.29

Back when Neil was On tv for a short period at Wami TV.

From: <u>porelseco</u> Views:179

#### Howard Tuttleman: Training Video Bonus-Dinger

1:07

Webisode 4.5 Season 1The Howard Tuttleman Showl have a special fan of the Training Video that I'm putting this BONUS scene up for. I REALLY show Rudy who's boss in this clip (which the EDITOR so casualy forgot

show).People who li From: howardtuttleman

Views:176 Coach Carter

0.12

This is how you really get a windsheild out of a 93 Ford Bronco.

From: homegrown24

Views:173

#### Wiggerers wake up call

6:59

Waking Me Up Part 2 funny ass shit kid gets hit ass kicked when his teenage highschool friends wake him up gets pissed off omg funny funny christmas trump rosie  $\hat{a} \in \phi$  dailyshow  $\hat{a} \in \phi$  colbert  $\hat{a} \in \phi$  bestweekever  $\hat{a} \in \phi$  tv  $\hat{a} \in \phi$  mentos  $\hat{a} \in \phi$  spiderman  $\hat{a} \in \phi$  mi

From: gkproduction

Views: 173

Tom gets attacked by bear

1:50

a paint pic vid i made. From: Oilslick9416

Views:172

SNN advertisment

0:24

Video I made showing SNN which is a fake News program (COMEDY).

From: SNNvsChannel7

Views:171

MOON A+ ADVENTURES

0:44

silence bagels power hour From: ovaryrupture

Views:171

Fire Emble The Sacred Stones

0:14

FIRE EMBLE RULES!!!!!!THIS IS FOR GBA!!!!IT LOOKS, GOOD!!!!funny crazy daily show john jon stewart stephen steven colbert report tom green cruise eminem snoop dave chappelle chapelle half baked south park CNN news brady evan

From: SharinganKakashi88

Views:170

Forza Motorsport 2

1:03

63 minutes pretty interesting trailer!!!!!well for a game it is!!!!funny crazy daily show john jon stewart stephen steven colbert report tom green cruise eminem snoop dave chappelle chapelle half baked south park CNN news brady evan

From: SharinganKakashi88

Views:169

The Chase of Death and Fighting

3:32

A cruel prank leads to an epic chase. Will Jerod get sweet revenge? Or will Mark remain the alpha dog? The battle is yours to enjoy in this classic sketch from "Our Version Of Hell." Featuring a special guest appearance by Black Belt Jones!

From: <u>radio700</u> Views:168

Lighting a match

0:37

Would U beleive this video will leave u shaken?

From: <u>Literacola</u> Views: 167 Re: Thank you

1:14

Thank you, Ian! From: MandaGal06

Views: 167

StarTV JFL 2005

4:43

Coverage of 2005 Daily Show panel at Just For Laughs.

From: recoveringfru

Views: 167

Deacon Report - Excerpt

0:13

This is a very short excerpt from the Morgan Proffer segment of the Deacon Report, a ultra-conservative spoof on the Colbert Report

From: MorganProffer

Views: 166

Doing It Colbert Style: "Zombie Honeymoon"

5:08

A spoof type video done in an inspired style like the TV show, "The Colbert Report." This video makes fun of the premis of the movie, "Zombie Honeymoon." DISCLAIMER: This video is just a joke and does not reflect my actual views about an

From: SDBmania
Views: 166

**Tournament Of Champions** 

2:15

"The greatest battle film to ever be released" Stephen Colbert

From: baseballer0018

Views: 164

Mario + Linkin Park = Win

0:14

If anybody's listening...

From: conspirate Views: 164

VICW3.10-1

Random Moments 6

2:34

a video of me and my friends doing random things------star wars kid comedy art drama chinese dragon sci-fi fantasy video games raza sony lost csi desperate gangster whatever forever a

From: kodybeld Views: 164

I'm Right Behind You Now, Ichigo

1:14

This is a video of Kisshu and Ichigo, to the pop punk/acoustic/experimental song "I'm Right Behind You Now,

Charlene" by Stephen and the Colberts. Please enjoy~! ^0^

From: Anneka Views: 164

F'N Democracy Episode 4 Part 1

13:15

Andy Tuholski gives the run-down on the recent congressional elections while Miles Taylor goes to a volcano-ridden Washington D.C.

From: mnoelio Views: 163

F'N Democracy Episode 4 Part 2

10:16

Andy Tuholski goes on a verbal battle with flip-flopping Republican strategist Kyle Bailey

From: mnoelio Views: 163 Colbert Hills

2:07

Un essai tres court de ce qu'on voulait faire comme série, ca a pas marché du tout.

From: <u>kentfarm</u> Views: 161

Operation: Hounds of Hell: Ragtime Billy Peaches

3:48

A Tek Jansen Adventure, Episode 6

From: duonald Views: 161

Waiters Who are Nauseated by food

2:01

This is an old skit from the short lived Dana Carvey Show in the Mid-90s. In this skit Steve Carell and Stephen

Colbert

From: <u>romanocj</u> Views: 160

Day Trip 4:01

A nature walk goes horribly awry.

From: <u>q1006662</u> Views:159

[Partial Credit] Episode 3

8:48

Class Registration, Erik #2 Hosts, English Paper as Modern Art.Partial Credit is Florida State University's new fake news and sketch comedy show.Watch more Partial Credit at www.partialcredit.tvWe gave a DVD of this episode to

Ste

From: partialcredit

Views: 159

Great Men

1:51

History's greatest recount a strange encounter with none other than Elvis Presley

From: ryan613 Views:157

Intorduction Kevin Colbert

0:49

project time

From: conmcgluge

Views:157

Crazy

2:56

This is for Lisa... and it probably won't make much sense to anyone else... Sorry:)Anyway, the characters are Pyro (Aaron Stanford) and Tarot (Alicia Witt) from a past RPG. The black and white are Tarot's visions.Music by Gnarls

From: auroraaustraliss

Views:157 Krazy Kat!!

0:53

Krazy Kat and his adventures (in a really short youtube nutshell). If you don't know this comic, you need to check it out. it is the basis for every great modern comic ever made.

From: <u>origiful</u> Views: 156

Interview with Troy "the Rabbit" Centofanto

2:00

A Colbert interview rip off about poker.

From: <u>formConform</u>

Views: 154

building a ship of peace in my kitchen pt1

9.48

i have been asked to build a sculpture by a japanese ngo called peaceboat, they are presenting it to a city in china called penglai, the sculpture represents a ship, bearing japans article 9, japans declaration of peace, written into its

From: <u>lordzombie</u>

Views:154

September 11th, 2001- CheneyMonster and Bush VS world

9:11 truth

From: DESTRUCTADON

Views:154

HOW WE GET DOWN

1:16

WHHHOOOOOOOOO!!!!ROC SOLID ENTERTAINMENT IS DEFINITELY IN THE FUCKIN BUILDING!!!!! HOW WE GET DOWN IS READY TO GO...LOG ON TO

WWW.MYSPACE.COM/ROCSOLIDENTERTAINMENT TO DOWNLOAD THE AUDIO MP3 FOR A LIMITED TIME ONLY!!! REQUEST THIS JOI

From: RayJahollic

Views:153

Scrambled Eggs 2.0 for August 10, 2006

4:45

| TBS offers interactive game show | Colbert vs. Wikipedia | AdMashUp.com | ABC offers more online programming | Google Maps Flight Simulator | Staples Sells One Millionth "Easy Button" | AOL releases data on users searches | Google and Via

From: gregrutter

Views:153

Stephen Colbert at the NU Homecoming Parade 4/4

0:12

Stephen Colbert was the grand marshall of Northwestern University's homecoming parade. The band led off the parade, followed by Colbert in the first vehicle. It was a mob scene.. we all got high-fives from the man of truthiness and followed

From: WalterKiefer

Views:150

Hill Park Idol

2:11

two really geeky guys singing, pretty fly for a white guy by the offspring.

From: retropetyput

Views:149

#### TOURNEE DES ABERS

5:54

extrait du printemps des bonnets rouges (Louis XIV et Colbert) par la tournee des abers

From: <u>tari</u> Views: 148

Demo Julien David

2:13

Demo Julien David / Artist / Director / Author / Moviemaker

From: juliendav Views: 148

My Cats

1:41

These are my cats, Slinky and Mr. Meowgi

From: Mattson402

Views: 148

Video's like this killed the radio star.

3:37

Please, waste three minutes of your life with me, hand and the buggles cover band. The video really needs no explanation....BUT...it is quite simply feat of artistic expression, one that requires deep thought and admiration.

Enjoy.

From: guyonthescreen

Views:145

#### Pat O'Brien IO commercial (partial)

1:48

Michael Patrick O'Brien in an Improv Olympic (IO) commercial that ran during The Colbert Report 11/07/2006...and some other crap I was too lazy to edit out.

From: freddiemiles

Views:145

[Partial Credit] Elevator Report

1:43

Clip from Episode 1 of "Partial Credit": Florida State University's new fake news and sketch comedy show. Watch more Partial Credit at www.partialcredit.tvWe gave a DVD of our show to Stephen Colbert when he came to perform

at Florid

From: partialcredit

Views:145

MY FIRST GREEN SCREEN

0:37

Me testing out my green screen affect in my new video editer.

From: swvader Views: 145

AMERIKA In The BUSHES: A Traitor Is In The House part 1

7:06

This is Episode one of AMERIKA In The BUSHES, a political satire depicting the early days of the BUSH Whitehouse. In three parts, Episode one establishes some of the basic settings, like Bush's "Closet Cabinet" and depicts a typical day in

From: <u>koamark</u> Views: 144 <u>My Cats</u>

1:41

These are my cats, Slinky and Mr. Meowgi

From: Mattson402

Views:148

Video's like this killed the radio star.

3.37

Please, waste three minutes of your life with me, hand and the buggles cover band. The video really needs no explanation....BUT...it is quite simply feat of artistic expression, one that requires deep thought and admiration.

Enjoy.

From: guyonthescreen

Views: 145

Pat O'Brien IO commercial (partial)

1:48

Michael Patrick O'Brien in an Improv Olympic (IO) commercial that ran during The Colbert Report 11/07/2006...and some other crap I was too lazy to edit out.

From: freddiemiles

Views: 145

[Partial Credit] Elevator Report

1:43

Clip from Episode 1 of "Partial Credit": Florida State University's new fake news and sketch comedy show. Watch more Partial Credit at www.partialcredit.tvWe gave a DVD of our show to Stephen Colbert when he came to perform at Florid

From: partialcredit

Views:145

MY FIRST GREEN SCREEN

0:37

Me testing out my green screen affect in my new video editer.

From: swvader Views: 145

AMERIKA In The BUSHES: A Traitor Is In The House part 1

7:06

This is Episode one of AMERIKA In The BUSHES, a political satire depicting the early days of the BUSH

Whitehouse. In three parts, Episode one establishes some of the basic settings, like Bush's "Closet Cabinet" and depicts a typical day in

From: koamark Views: 144

Icebox (Remix)

3:41

My second video remix. Just felt like messing with an r&b joint this time. Check out more tracks at:www.soundclick.com/thetrackblazers

From: BluMoon1 Views: 144

Stunned Paul Isn't Dead

3:37

This is sort of our... "we didn't die, we promise" vid. It's - obviously - not meant to be taken too seriously. Think of this as an exercise... a stretching of creative muscles. It was painful. Very painful.

From: stunnedpaulpro

Views:141

The Blair Lottery Project

0:21

Conger....and like it really is, is fooled by a fake lottery ticket.Z-Unit is likewise tricked! Oh what fun! Golly Gee! Wheeeeeee! The Z also thought of the title to this clip.

From: jaddilac Views: 141

Americans for America

6:16

Government surveliance is good for you America!

From: <u>cberquist</u> Views: 141

Sarah Does Entertainment News Part 4

9:06

I talk about 1) Snakes on a Plane 2) Mel Gibson 3) Stephen Colbert and Hungaryand other stuff. Yes this got cut off, but its for the G.G. (the greater good)

From: sashp Views:138

The Bush Administration Energy Policy

0:45

Bush get hopped up; goes ape.

From: nohaypaz Views:138

Bobby vs. Walmart's household appliance aisle

0:49

Rob loses his balance here and takes a bit of a spill.

From: blackbobby11

Views:138

Real ID ACT

0:29

Question

From: AustinMillbarge

Views: 138

twelve interns barking

2:20

Colbert and the interns BARK Jingle Dogs

From: banshee2272

Views:137

Prophecies: don't use the Bible to prove the Bible is true