

A-501

317

1 HURLEY, CHAD

2 18:49:04 EXAMINATION BY MR. SCHAPIRO

3 18:49:04 MR. SCHAPIRO: Q. Mr. Hurley, do you recall

4 18:49:08 giving some testimony earlier today about the loss of

5 18:49:11 some of your e-mail messages?

6 18:49:14 A Yes, I remember that.

7 18:49:15 Q I'm going to represent to you that this

8 18:49:19 lawsuit was filed in March 2007. Was the loss of the

9 18:49:23 e-mails prior to the filing of this lawsuit?

10 18:49:29 A Yes, the -- the loss of my e-mail happened

11 18:49:32 while we were in San Mateo and well before the

12 18:49:35 lawsuit.

13 18:49:35 Q Was the loss of those e-mails prior to the

14 18:49:38 acquisition of YouTube by Google?

15 18:49:40 A Yes, absolutely.

16 18:49:43 MR. SCHAPIRO: Nothing further.

17 18:49:46 MR. BASKIN: That was easy. You made it

18 18:49:48 within two minutes.

19 18:49:50 MR. SCHAPIRO: Great. Said we would.

20 18:49:50 THE VIDEOGRAPHER: This concludes the

21 18:49:51 deposition of Chad Hurley in the matter of Viacom

22 18:49:51 International, Incorporated, and The Football

23 18:49:51 Association Premier League Limited, et al., vs.

24 18:50:06 YouTube, Incorporated.

25 18:50:06 We're off the record.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

HURLEY, CHAD

18:50:07 The time is 6:49 p.m.

18:50:10 (WHEREUPON, the deposition ended at 6:49 p.m.)

---oOo---

Schapiro Exhibit 86

From: Steve Chen <[REDACTED]>
Sent: Tuesday, July 19, 2005 9:26 AM
To: Jawed <[REDACTED]>
Cc: Chad Hurley <chad@youtube.com>
Subject: Re: GOAL

DUUUUUUUUUUDE

JAWED

WHAT THE FUCK

we aren't a stupid videos site. you posted 10 stupid videos last night. we want to promote personal videos. the founder of the site puts up 10 stupid videos. then goes on the most popular video of the site and tells everyone to go look at these stupid videos. way to promote the site.

-s

On Jul 19, 2005, at 9:14 AM, Jawed wrote:

> well I was talking about VIEWERS, not views... 21,000.

>

> Jawed

>

>

> <http://www.jawed.com/>

>

>

>

> On Tue, 19 Jul 2005, Steve Chen wrote:

>

>

>> 30000 actually.

>> -s

>>

>> On Jul 18, 2005, at 11:10 PM, Jawed wrote:

>>

>>

>>> Uh read my email below. Today we had 21,000.

>>>

>>> Jawed

>>>

>>>

>>> <http://www.jawed.com/>

>>>

>>>

>>>

>>> On Sat, 9 Jul 2005, Jawed wrote:

>>>

>>>

>>>

>>>> We have never really put this into precise words or numbers, but I

>>>> would

>>>> like to state our goal right here, for the next 6 months.

Schapiro Exhibit 87

From: Jawed <[REDACTED]>
Sent: Tuesday, July 19, 2005 11:54 AM
To: Chad Hurley <chad@youtube.com>
Subject: Re: GOAL (fwd)

Ok, Steve apologized for overreacting ;)

Jawed

<http://www.jawed.com/>

----- Forwarded message -----
Date: Tue, 19 Jul 2005 10:26:50 -0700
From: Steve Chen <[REDACTED]>
To: Jawed <[REDACTED]>
Cc: Chad Hurley <chad@youtube.com>
Subject: Re: GOAL

why don't i just put up 20 videos of pornography and obviously copyrighted materials and then link them from the front page.

what were you thinking.

-s

On Jul 19, 2005, at 9:14 AM, Jawed wrote:

> well I was talking about VIEWERS, not views... 21,000.

> Jawed

>

>

> <http://www.jawed.com/>

>

>

>

> On Tue, 19 Jul 2005, Steve Chen wrote:

>

>

>> 30000 actually.

>> -s

>>

>> On Jul 18, 2005, at 11:10 PM, Jawed wrote:

>>

>>

>>> Uh read my email below. Today we had 21,000.

>>>

>>> Jawed

>>>

>>>

>>> <http://www.jawed.com/>

>>>

>>>

>>>

>>> On Sat, 9 Jul 2005, Jawed wrote:

Schapiro Exhibit 90

ANDREW H. SCHAPIRO
A. JOHN P. MANCINI
MATTHEW D. INGBER
BRIAN M. WILLEN
MAYER BROWN LLP
1675 Broadway
New York, New York 10019
(212) 506-2500

DAVID H. KRAMER
MAURA L. REES
MICHAEL H. RUBIN
BART E. VOLKMER
WILSON SONSINI GOODRICH & ROSATI, P.C.
650 Page Mill Road
Palo Alto, California 94304
(650) 493-9300

*Attorneys for Defendants YouTube, Inc.,
YouTube, LLC and Google Inc.*

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

-----X	
THE FOOTBALL ASSOCIATION PREMIER	:
LEAGUE LIMITED and BOURNE CO., et al., on	:
Behalf of themselves and all others similarly	:
Situated,	:
	:
Plaintiffs,	:
	:
v.	:
	:
YOUTUBE, INC., YOUTUBE, LLC and	:
GOOGLE INC.,	:
	:
Defendants.	:
	:
-----X	

07 Civ. 3582 (LLS)
(related case no. 07 Civ. 2103 (LLS),
the "Viacom Action")

**DEFENDANTS' "HIGHLY
CONFIDENTIAL" AMENDED
RESPONSES AND
OBJECTIONS TO
PLAINTIFFS' FIRST SET
OF INTERROGATORIES**

Pursuant to Rules 26 and 33 of the Federal Rules of Civil Procedure and Rules 26.3 and 33.3 of the Local Civil Rules, defendants YouTube, Inc., YouTube, LLC and Google Inc. (collectively, "YouTube") by its attorneys, hereby responds and objects to Plaintiffs' First Set of Interrogatories as follows:

DEFINITION

All definitions and rules of instructions set forth in Federal Rules of Civil Procedure 26 and 34, and the Uniform Definitions set forth in Local Civil Rules 26.3(c) and (d) shall apply herein, as well as the following additional definition:

1. "Plaintiffs" means, collectively all plaintiffs in this action and in the *Viacom* Action.

GENERAL OBJECTIONS

A. YouTube objects to each interrogatory, definition, and instruction contained in the Interrogatories to the extent that any interrogatory, definition, or instruction purports to impose obligations greater than those imposed by the Federal Rules of Civil Procedure and/or any applicable Local Rules for the Southern District of New York.

B. YouTube objects to each interrogatory to the extent that it is duplicative of Plaintiffs' document requests.

C. YouTube's response to any interrogatory is not an admission or acknowledgement that such interrogatory calls for information that is relevant to the subject matter of this action, and it is without prejudice to YouTube's right to contend at trial or in any other or subsequent proceeding in this action that such response is inadmissible, irrelevant, and/or not the proper basis for discovery.

D. YouTube objects to each interrogatory to the extent that it seeks information that neither is relevant to the claims or defenses in this action nor reasonably calculated to lead to the discovery of admissible evidence.

E. YouTube objects to each interrogatory, definition, and instruction contained in the Interrogatories to the extent that any interrogatory, definition, or instruction contains inaccurate, incomplete, or misleading descriptions of facts, persons, or events underlying this litigation.

F. YouTube objects to each interrogatory to the extent that it calls for the production of material protected from discovery by the attorney-client or attorney work-product privileges, or any other applicable evidentiary privilege. YouTube does not waive, and does not intend to waive, its attorney-client or work-product privileges in its response to these Interrogatories. To the extent that any privileged information is provided inadvertently, YouTube reserves (i) its privileges with respect to such information; (ii) its right to object to the use of such information; and (iii) its right to object to the admissibility of such information.

G. YouTube objects to each interrogatory to the extent that it calls for the production of information in the possession, custody, or control of persons or entities other than YouTube. YouTube has produced and will produce only documents and information in its possession, custody, or control.

H. YouTube objects to each interrogatory to the extent that it seeks cumulative or duplicative information.

I. YouTube objects to each interrogatory to the extent that it is overbroad, unduly burdensome, vague, ambiguous, or oppressive.

J. YouTube reserves the right to rely, at the time of trial or in other proceedings in this action, upon evidence in addition to that provided in the responses to the Interrogatories

regardless of whether, *inter alia*, any evidence is newly discovered or is currently in existence. YouTube is continuing its investigation, and the information provided is true and correct to YouTube's best knowledge at this particular time, but it is subject to correction and modification as new facts are discovered. To the extent that YouTube does discover additional information responsive to the Interrogatories, discovers that any response herein is incorrect, or discovers information that would make any of the responses herein incorrect, YouTube will supplement or amend those responses pursuant to Rules 26(e) and 33.

K. YouTube further objects to each interrogatory to the extent that it exceeds the permissible scope of discovery under Local Rule 33.3(b) (as interpreted by Plaintiffs in their responses to YouTube's interrogatories) in that it is not a "more practical method of obtaining the information sought than a request for production or a deposition," and that it seeks information other than (i) names of witnesses with knowledge of information relevant to the subject matter of the action, (ii) the computation of each category of damage alleged, and (iii) the existence, custodian, location and general description of relevant documents.

L. YouTube objects to all of the interrogatories on the ground that they seek information that: (i) is equally known and/or accessible to Plaintiffs; (ii) may not exist; or (iii) is not retrievable.

M. The foregoing general objections shall be considered as made, to the extent applicable, in response to each of the interrogatories, as if the objections were fully set forth in each response.

SPECIFIC RESPONSES AND OBJECTIONS

INTERROGATORY NO. 1 (SET 1):

Identify each Video Clip that was both (i) removed from the YouTube Website on the grounds, in whole or in part, that it infringed copyright or was uploaded without the

authorization of the owner of content, or on the grounds, in whole or in part, that it was suspected to have infringed copyright or was uploaded without the authorization of the owner of content; and (ii) removed prior to or without the receipt of a Take Down Complaint concerning the presence of the Video Clip at a particular URL.

RESPONSE TO INTERROGATORY NO. 1 (SET 1):

YouTube objects to this interrogatory as unduly burdensome. There are many millions of clips, out of the tens of millions that have been uploaded to the YouTube service, that have been removed from the YouTube service over the years. These removals have been effected utilizing numerous different processes, and have involved a host of different people making individualized determinations in particularized circumstances. YouTube has no means to identify all of the clips removed under the specific conditions Plaintiffs have identified for YouTube, much less to collect the various categories of additional information sought, to the extent it even exists, for all of them. The request is oppressive.

YouTube further objects to the interrogatory on the grounds that it is overbroad because of the sheer volume of clips for which information is sought, the demand for multiple categories of detailed information for each of those millions of clips, and the fact that the overwhelming majority of removed clips are not those that Plaintiffs have identified as being at issue in this case. The interrogatory seeks information that is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence.

Plaintiffs' interrogatory is also vague and ambiguous, particularly in light of the multiple defined terms (and subparts within the defined terms) that it incorporates. The interrogatory is also impermissibly compound, relying on multi-part definitions and conjunctions to pose interrogatory upon interrogatory in this request.

Subject to, and without waiving the foregoing or its General Objections, YouTube responds:

In an effort to assist copyright holders in protecting their content online, (1) YouTube removed or restricted access to material on the YouTube service at least in part based on considerations of copyright, notably without regard to whether or not such material actually contained content that was authorized by a putative copyright holder to have been present on the service; and (2) removed or restricted access to such material without regard to YouTube's receipt of (i) a notice sent to YouTube under Section 512(c)(3) of the Digital Millennium Copyright Act, or (ii) other communication from a putative copyright holder contending that content at the particular URL for the material infringed its copyright. Discovery that YouTube has already provided reveals considerable evidence of such activity, although in many cases the evidence of removal or restricted access does not necessarily reference specific material by URL. As a result, and given the massive burden involved, YouTube cannot practicably identify the "Video Clips" that were ultimately removed or restricted in a given instance that might be responsive to this interrogatory.

Further, as noted in YouTube's objections, given the frequency with which YouTube has effected these removals or restrictions on behalf of content owners and the nature of the data in YouTube's possession regarding this practice, it is impossible to compile a complete list of the clips satisfying these conditions, let alone the additional detail that Plaintiffs' demand for those clips, assuming such information even exists. Nevertheless, the data contains a non-exhaustive list of URLs for more than [REDACTED] (being produced concurrently herewith as at Bates No. GOO-ROGDATA 001) that, to the best of its current knowledge, (1) YouTube removed or restricted access to on the YouTube service at least in part based on considerations of

copyright, notably without regard to whether such clips actually contained content that was not authorized by a putative copyright holder to have been present on the service; and (2) removed or restricted access to such clips without regard to YouTube's receipt of (i) a notice sent to YouTube under Section 512(c)(3) of the Digital Millennium Copyright Act, or (ii) other communication from a putative copyright holder contending that content at the particular URL for the clip infringed its copyright. The CD also contains the dates on which those clips were removed or restricted, where available. Despite the parties' agreement to limit fact discovery to January 1, 2008 in all but agreed-upon cases, YouTube has voluntarily determined to produce this information current as of June 5, 2009.

INTERROGATORY NO. 2 (SET 1):

Identify each Video Clip that has ever been flagged (*i.e.*, marked) by users of the YouTube Website as infringing or otherwise violating copyright laws using the Flag as Inappropriate Feature on the YouTube Website (including all versions of that feature that have ever appeared on the YouTube Website), and state whether or not the Video Clip was removed by You in response to the flag.

RESPONSE TO INTERROGATORY NO. 2 (SET 1):

YouTube objects to this interrogatory as vague and ambiguous for multiple reasons, including the defined terms that it incorporates (such as the term "Flag as Inappropriate Feature" which is defined in multiple ways and includes reference to a non-functional URL), and its failure to define the term "user." The interrogatory also includes statements that lack foundation and contain embedded legal conclusions. In particular, YouTube does not know how a user would know whether a clip on the service is "infringing or otherwise violating copyright laws," and does not agree that a hypothetical user would be in a position to make such a representation.

YouTube also objects to the request as overbroad to the extent it calls for information regarding clips that are not among those that Plaintiffs have identified as being at issue in this case, and unduly burdensome to the extent it calls for information regarding “all versions” of the “Flag as Inappropriate Feature” on the service. YouTube objects to the phrase “in response to the flag” as being vague and unduly burdensome. YouTube’s records do not always reflect the reasons why any particular video was removed, and even when they do, the stated reasons are often not exclusive. YouTube’s response to this interrogatory does not imply that videos no longer active on the service were disabled “in response” to any user-flagging protocol. The interrogatory is also impermissibly compound.

Subject to, and without waiving the foregoing or its General Objections, YouTube responds:

Users of the YouTube service do not, by virtue of using the “Flag as Inappropriate Feature,” identify specific clips as raising copyright considerations. Rather, a user who utilizes the functionality, and then selects “infringes my rights” and “infringes my copyright” from subsequent drop down menus, is directed to a page that explains in detail the process under the Digital Millennium Copyright Act (“DMCA”) for submitting removal requests to YouTube and that provides a convenient online form for the easy submission of such requests.

To the extent Plaintiffs seek information regarding a functionality that allowed ordinary users to identify for further review by YouTube specific clips as potentially implicating copyright considerations, such a functionality was operative on the service for a brief period in the fall of 2005. The functionality was discontinued when YouTube concluded that users were not in a position to correctly distinguish between authorized and potentially unauthorized material on the YouTube service, and in light of concerns that users would use the functionality

as a means of censorship, to seek removal of content that they found undesirable, regardless of whether it was authorized to be on the service. During the period in which the functionality was operative, YouTube has records showing that users applied it to at least 53 videos on the service as shown on Exhibit A.

INTERROGATORY NO. 3 (SET 1):

For each removed Video Clip identified in Your response to Interrogatories Nos. 1 and 2, state (i) whether, subsequent to the removal, You received any communications from any person claiming that the Video Clip was not a copyright violation and/or was authorized to be uploaded to YouTube, and describe those communications with specificity (including by identifying the individuals who purported to send the communication and who received them); and if so (ii) whether You subsequently restored the Video Clip to the YouTube Website and Your reasons for doing so or not doing so.

RESPONSE TO INTERROGATORY NO. 3 (SET 1):

Because this interrogatory builds upon the Interrogatory Nos. 1 and 2, it suffers from the same defects and is objectionable on the same grounds as they are. YouTube incorporates and restates those objections here in full.

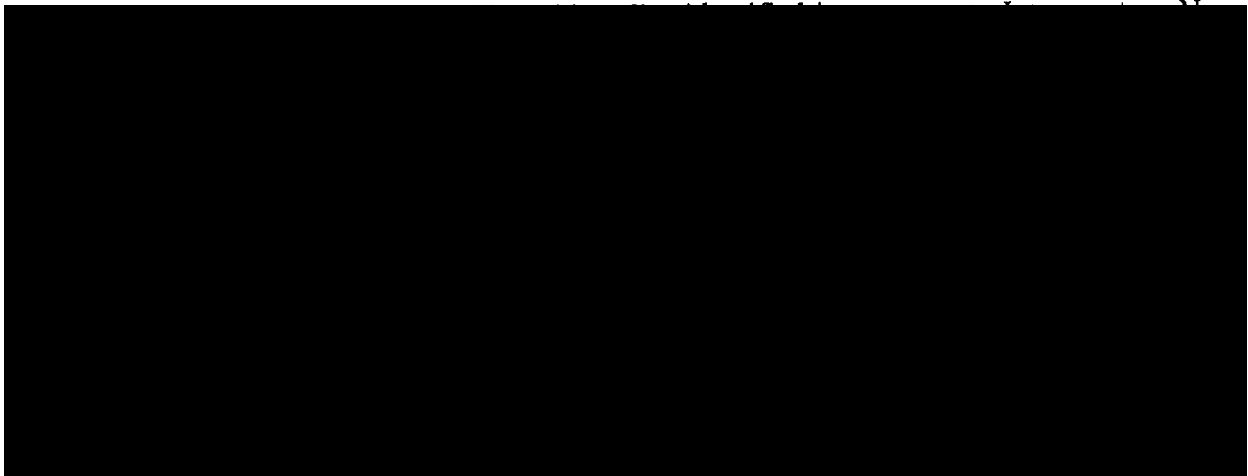
This interrogatory is further objectionable as unduly burdensome given the millions of videos identified in response to Interrogatory No. 1. As noted, these removals and restrictions have been effected utilizing numerous different processes, and have involved a host of different people making individualized determinations in particularized circumstances. Likewise, to the extent videos have been restored on the service, they have been restored by many different people making individualized determinations in particular circumstances. YouTube has no means to identify the clips removed or restricted under the specific conditions Plaintiffs have

identified, much less to determine whether each of the millions of clips was restored on the service under the specific conditions specified by Plaintiffs, or to supply all of the additional information for any such video meeting all these conditions, to the extent such information even exists for them all. The request is oppressive.

YouTube further objects to the interrogatory on the grounds that it is overbroad because of the sheer volume of clips for which information is sought, the demand for multiple categories of detailed information for each of those millions of clips, and the fact that the overwhelming majority of removed clips are not those that Plaintiffs have identified as being at issue in this case. The interrogatory seeks information that is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence.

Plaintiffs' interrogatory is also vague and ambiguous, particularly in light of the multiple defined terms (and subparts within the defined terms) that it incorporates. The interrogatory is also impermissibly compound, relying on multi-part definitions and conjunctions to pose interrogatory upon interrogatory in this request.


Subject to, and without waiving the foregoing or its General Objections, YouTube responds:



Moreover, YouTube does not generally track the reasons why a particular video clip may have been restored or why restrictions on a given video may have been lifted on the YouTube service, other than in circumstances in which it receives a formal counter-notification under the DMCA.

YouTube has provided in discovery evidence of instances in which YouTube was notified or otherwise learned of information indicating that videos that were removed or restricted on the service based upon copyright considerations should not have been removed or should not have been subject to the restrictions. That evidence, however, does not necessarily reference the specific material involved, or allow YouTube to determine whether the material involved was within the universe of clips that YouTube identified in response to Interrogatory Nos. 1 and 2.

Dated: 1/11/10
New York, NY


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

David H. Kramer
Maura L. Rees
Michael H. Rubin
Bart E. Volkmer
WILSON SONSINI GOODRICH & ROSATI, P.C.
650 Page Mill Road
Palo Alto, California 94304
(650) 493-9300

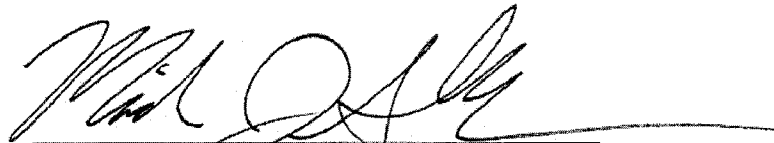
*Attorneys for Defendants YouTube, Inc.,
YouTube, LLC and Google Inc.*

VERIFICATION

I, Micah Schaffer, have read the foregoing Amended Responses and Objections to Plaintiffs' First Set of Interrogatories. I am informed and believe that the answers therein are true and correct to the best of my knowledge, information and belief, based on information currently available to me, and on that ground verify them.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

Dated: January 10, 2010



Micah Schaffer

Exhibit A

VIDEO ID	DATE
XaEZx4GM5nE	2005-09-12
XaEZx4GM5nE	2005-09-12
7zFXq7umHEk	2005-09-12
7CXUV3FXGSs	2005-09-12
zr853v bXkU	2005-09-13
s0SSA2JDpTo	2005-09-13
s0SSA2JDpTo	2005-09-13
dDzbdF6-Cmw	2005-09-14
5SNiRZ5KOGA	2005-09-16
YDzyC1RjrGc	2005-09-17
7CXUV3FXGSs	2005-09-18
CtYnfo-1Qz4	2005-09-18
o4rvYUJ80Vw	2005-09-19
h67STeyQHhk	2005-09-19
DxS1ny1ZZKQ	2005-09-19
FVA84sHIIdQQ	2005-09-19
oaZ4blN Xhs	2005-09-20
4D2lBd2t48M	2005-09-20
3d2OapilW14	2005-09-20
7XtJZ9YKqwo	2005-09-20
CJ42gp-1Tzy	2005-09-21
aim4MCDJDOo	2005-09-21
ds-Ogq0Izno	2005-09-21
IZ28MDgku2E	2005-09-21
OI OB5Nqkk	2005-09-23
08tgta8dEBk	2005-09-23
mUKJN5w6bsM	2005-09-23
nkrWriI649c	2005-09-23
kliH84ZomMc	2005-09-23
zrHkvQ3qMmA	2005-09-24
apDu 3WiKwo	2005-09-24
IxKCFsR h-o	2005-09-24
PqcZ8 QzT Q	2005-09-24
UHYZhbsDZhc	2005-09-24
1aEJoEDs7s0	2005-09-24
Z3CXQ3ZZMGU	2005-09-25
4G70Y9wWX2k	2005-09-25
Bet6HRAfAtk	2005-09-25
LUfZjZn7prs	2005-09-25
5Fflpe2P7A8	2005-09-25
MzS02ecGtCQ	2005-09-26

VIDEO ID	DATE
L9erhKqFK9U	2005-09-26
nvlg8ysQv5I	2005-09-26
vWaW1YPZrgk	2005-09-26
j9ZZ-co6G6c	2005-09-26
uekHuFSZucE	2005-09-26
wwW0 ADwCwQ	2005-09-26
mGo2KOHDPUM	2005-09-26
0xL6FCtBfOU	2005-09-27
UEBOItnl6OY	2005-09-27
0 WS2O5lOqs	2005-09-27
0nbgoyzTBWc	2005-09-27
zTwq5XyE-Ls	2005-09-28

Schapiro Exhibit 93

1 LEVINE
2 APRIL 2, 2009
3 10:23 A.M.

4
5 HIGHLY CONFIDENTIAL VIDEOTAPED DEPOSITION OF
6 ZAHAVAH LEVINE, at SHEARMAN & STERLING, 525 Market
7 Street, Suite 1500, San Francisco, California, pursuant
8 to notice, before me, KATHERINE E. LAUSTER, CLR, CRR,
9 RPR, CSR License No. 1894.

10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

1 LEVINE

2 A P P E A R A N C E S :

3

4 FOR THE LEAD PLAINTIFFS AND PROSPECTIVE CLASS :

5 PROSKAUER ROSE, LLP

6 BY: WILLIAM M. HART, Esq.

7 1585 Broadway

8 New York, New York 10036-8299

9 phone: 212.969.3095

10 fax: 212.969.2900

11 whart@proskauer.com

12

13 FOR THE PLAINTIFFS VIACOM INTERNATIONAL, INC. :

14 JENNER & BLOCK, LLP

15 BY: JAY C. COX, Esq.

16 1099 New York Avenue, NW

17 Suite 900

18 Washington, DC 20001

19 phone: 202.639-6000

20 fax: 202.661.4998

21 JamesCox@jenner.com

22

23

24

25

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

LEVINE

A P P E A R A N C E S: (Continued)

FOR THE DEFENDANTS YOUTUBE, INC., YOUTUBE and GOOGLE:

WILSON, SONSINI, GOODRICH & ROSATI

BY: MAURA L. REES, Esq.

DAVID H. KRAMER, Esq.

650 Page Mill Road

Palo Alto, California 94304-1050

phone: 650.493.9300

fax: 650.565.5100

mrees@wsgr.com

dkramer@wsgr.com

FOR THE DEFENDANT GOOGLE, INC.:

GOOGLE, INC.

BY: TIMOTHY L. ALGER, Esq.

Deputy General Counsel

1600 Amphitheatre Parkway

Mountain View, California 94043

phone: 650.214.3174

fax: 650.887.1765

timalger@google.com

Also Present: Lou Meadows, Videographer

DAVID FELDMAN WORLDWIDE, INC.

805 Third Avenue, New York, New York 10022 (212)705-8585

1 LEVINE

16:56:26 2 e-mails are not purporting to be the copyright
16:56:28 3 owner.

16:56:29 4 So, for example, what we marked as Exhibit
16:56:33 5 19 referred to the "Family Guy" clips. It says:

16:56:45 6 I received notice that my clips from
16:56:47 7 Family Guy have been deleted. I did a
16:56:50 8 search on Family Guy. Go ahead, do one
16:56:53 9 yourself.

16:56:53 10 Apparently, there are loads of other
16:56:55 11 videos that are infringing copyright. Go
16:56:58 12 ahead, delete all those too. Put a total
16:57:02 13 ban on Family Guy clips,
16:57:04 14 close quote.

16:57:06 15 To your knowledge, has YouTube ever acted
16:57:08 16 to investigate allegations such as these, or to
16:57:13 17 remove clips, once notified of the existence of
16:57:19 18 alleged infringements by reason of an e-mail like
16:57:23 19 Exhibit 19?

16:57:26 20 MR. KRAMER: Wow. There's a lot in there.
16:57:28 21 Let me just object to -- to this question as
16:57:34 22 mischaracterizing the documents, to the extent -- it
16:57:38 23 certainly mischaracterizes the documents that were
16:57:40 24 put before the witness, and otherwise object to that
16:57:43 25 question as to form, with the caveat that the --

DAVID FELDMAN WORLDWIDE, INC.

805 Third Avenue, New York, New York 10022 (212)705-8585

1 LEVINE

16:57:51 2 that the witness should not, in answering this
16:57:54 3 question, disclose communications of a confidential
16:57:57 4 nature between attorney and client. If you can
16:58:01 5 answer that question, answer that question.

16:58:04 6 THE WITNESS: The question is -- is way
16:58:06 7 too broad. I don't -- there have been many
16:58:15 8 instances that we've taken videos down outside of a
16:58:19 9 DMCA notice, if that's your question.

23:00:57 10 BY MR. HART:

16:58:24 11 Q. Okay. Can you tell me in what
16:58:26 12 circumstances you've done so?

16:58:29 13 A. There's been many, many circumstances.

16:58:32 14 Q. Can you give me some examples?

16:58:34 15 A. Sure. Well, for one, our content
16:58:39 16 identification system takes down probably thousands
16:58:42 17 every day, outside of the context of a DMCA notice.

16:58:46 18 Q. Okay. And that's what I referred to
16:58:49 19 earlier as "video ID"? Is that what you're talking
16:58:52 20 about?

16:58:52 21 A. Video ID.

16:58:55 22 Q. When you're talking about content ID --
16:58:55 23 I'm sorry. I apologize. I just want to make sure
16:58:58 24 that the record is clear.

16:58:59 25 When you're referring to "content ID,"

DAVID FELDMAN WORLDWIDE, INC.

805 Third Avenue, New York, New York 10022 (212)705-8585

1 LEVINE

16:59:01 2 what are you talking about?

16:59:02 3 A. You're right. We should be clear.

16:59:04 4 We have a video identification service
16:59:06 5 which removes things based on matches to audiovisual
16:59:10 6 references --

16:59:10 7 Q. Uh-huh.

16:59:10 8 A. -- without a DMCA notice.

16:59:12 9 We also have in place two different audio
16:59:15 10 identification services. We have our own
16:59:17 11 proprietary audio identification service, and we
16:59:21 12 also have Audible Magic, both of which remove files
16:59:24 13 every day without DMCA notices, based on audio only
16:59:29 14 matches.

16:59:29 15 Q. Uh-huh.

16:59:30 16 A. And we also have an MD5 fingerprint
16:59:33 17 technology in place --

16:59:34 18 Q. Uh-huh.

16:59:35 19 A. -- that prevents the upload of material
16:59:37 20 every single day --

16:59:38 21 Q. Uh-huh.

16:59:38 22 A. -- based on a kind of a fingerprint.

16:59:41 23 Q. Uh-huh. Let me just stop you there, if I
16:59:43 24 could --

16:59:44 25 A. Uh-huh.

DAVID FELDMAN WORLDWIDE, INC.

805 Third Avenue, New York, New York 10022 (212)705-8585

1 LEVINE

16:59:44 2 Q. -- without precluding you from giving more
16:59:47 3 to your answer, but I need clarification of one
16:59:50 4 thing. All of the things that you just mentioned so
16:59:52 5 far --

16:59:53 6 A. Yes.

16:59:53 7 Q. -- as other than a DMCA notice, are these
16:59:57 8 one form or another of fingerprint or hash?

16:59:59 9 A. The ones that I just mentioned?

17:00:01 10 Q. Uh-huh.

17:00:02 11 A. Yes.

17:00:02 12 Q. Okay. So go ahead, if you have anymore to
17:00:04 13 say in response.

17:00:06 14 MR. KRAMER: Well, just to -- for the sake
17:00:07 15 of the clarity of the record, can we -- can we ask
17:00:10 16 another question?

17:00:11 17 MR. HART: Of course.

17:00:12 18 MR. KRAMER: Thank you.

17:00:12 19 BY MR. HART:

17:00:13 20 Q. You said that there are plenty of examples
17:00:16 21 where YouTube has taken content down other than in
17:00:19 22 response to receiving a DMCA notice.

17:00:21 23 And I said "please give me some examples,"
17:00:24 24 and that was what led you to start describing some
17:00:27 25 of the services that you did. So that's the

DAVID FELDMAN WORLDWIDE, INC.

805 Third Avenue, New York, New York 10022 (212)705-8585

1 LEVINE

17:00:31 2 question.

17:00:32 3 A. Okay.

17:00:33 4 Q. That's where we are.

17:00:34 5 A. Okay.

17:00:34 6 Q. Do you have anything else to add to that?

17:00:37 7 A. Sure. Every time we delete the account of

17:00:41 8 a user who we've determined is a repeat infringer,

17:00:46 9 under our repeat infringer policy, we delete all of

17:00:51 10 the -- all of the videos in that user's account,

17:00:53 11 including those for which -- that were not subject

17:00:56 12 to a DMCA notice.

17:00:58 13 Q. Uh-huh.

17:00:59 14 A. And there have been many occasions of

17:01:02 15 someone bringing to our attention the apparent --

17:01:10 16 the upload of something that's apparently -- or I

17:01:14 17 don't want to use a legal conclusion, but I --

17:01:18 18 Q. Please.

17:01:18 19 A. -- something that gives us reason -- we

17:01:22 20 have some concern that something is infringing, or

17:01:26 21 uploaded without authorization which we've taken it

17:01:28 22 down.

17:01:28 23 So I've gotten many requests from content

17:01:32 24 owners that have just e-mailed me directly, asking

17:01:37 25 for that, which I have forwarded on to the team that

DAVID FELDMAN WORLDWIDE, INC.

805 Third Avenue, New York, New York 10022 (212)705-8585

1 LEVINE

17:01:46 2 does that, and have requested that it be removed.

17:01:50 3 And we have, in fact, removed it.

17:01:53 4 Q. Okay. Any instances where a user brings
17:01:56 5 to your attention something that appears to be
17:01:59 6 copyright infringing, and YouTube then investigates
17:02:02 7 and removes?

17:02:04 8 MR. KRAMER: Calls for speculation.

17:02:07 9 THE WITNESS: Well, a user. So all of the
17:02:09 10 media companies that are -- many -- I told you that
17:02:12 11 many times media companies reach out to me and have
17:02:15 12 asked me to remove things. And frequently those
17:02:18 13 media companies are also users of the site.

17:02:22 14 BY MR. HART:

17:02:22 15 Q. Okay. My -- let me -- let me be more
17:02:24 16 precise.

17:02:25 17 I'm talking about a user that is not
17:02:27 18 complaining about its own content, but rather
17:02:30 19 highlighting to you what it believes may be
17:02:33 20 infringement of someone else's content. Does
17:02:36 21 YouTube investigate that and remove?

17:02:39 22 MR. KRAMER: Calls for speculation --
17:02:40 23 "Does YouTube investigate that and remove?" Calls
17:02:47 24 for speculation. The question is vague. It's an
17:02:50 25 incomplete hypothetical.

DAVID FELDMAN WORLDWIDE, INC.

805 Third Avenue, New York, New York 10022 (212)705-8585

1 LEVINE

17:02:51 2 BY MR. HART:

17:02:52 3 Q. Uh-huh.

17:02:54 4 A. Yeah, I -- I would -- what -- if we take
17:02:59 5 something down without a DMCA notice --

17:03:02 6 Q. Uh-huh.

17:03:02 7 A. -- it's a case-by-case determination.

17:03:04 8 Q. Uh-huh.

17:03:05 9 A. So I would need you to ask, in the
17:03:07 10 specific case, did we/did we not, and I'll tell you
17:03:10 11 if I know or not.

17:03:11 12 Q. Okay. Go to what we've previously marked
17:03:16 13 as Exhibit 19.

17:03:18 14 A. Yes.

17:03:19 15 Q. Okay. User says, and I quote:

17:03:22 16 There are loads of other videos that are
17:03:26 17 infringing copyright,

17:03:28 18 close quote, referring to "Family Guy." To your
17:03:31 19 knowledge, did YouTube investigate those allegations
17:03:34 20 and remove any of those clips?

17:03:36 21 MR. KRAMER: Object to the premise as
17:03:40 22 mischaracterizing the document.

17:03:42 23 You can answer the question.

17:03:49 24 THE WITNESS: Your question, again, is
17:03:50 25 what?

DAVID FELDMAN WORLDWIDE, INC.

805 Third Avenue, New York, New York 10022 (212)705-8585

Schapiro Exhibit 94

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,)

vs.)Case No. 1:07CV02103

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.)Case No. 07CV3582

YOUTUBE, INC., YOUTUBE, LLC, and)
GOOGLE, INC.,)
Defendants.)

DEPOSITION OF MICAH SCHAFFER

SAN FRANCISCO, CALIFORNIA

WEDNESDAY, JULY 23, 2008

REPORTED BY:

YVONNE FENNELLY, CRP, CSR NO. 5495

JOB NO. 15376

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

JULY 23, 2008

10:00 a.m.

VIDEOTAPED DEPOSITION OF MICAH SCHAFFER,
held at the offices of SHEARMAN & STERLING,
525 Market Street, San Francisco, California,
pursuant to notice, before YVONNE FENNELLY, CRP,
CSR License No. 5495.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

A P P E A R A N C E S

FOR THE LEAD PLAINTIFFS AND PROSPECTIVE CLASS:

PROSKAUER ROSE, LLP
By: HAL S. SHAFTEL, Attorney at Law
1585 Broadway
New York, California 90067-3206
(212) 969-3230
(212) 969-2900
hshaftel@proskauer.com

FOR THE PLAINTIFF VIACOM INTERNATIONAL, INC.:

JENNER & BLOCK, LLP
By: JAMES COX, Attorney at Law
1099 New York Avenue, NW
Suite 900
Washington, DC 20001
(202) 639-6000
(202) 661-4916
JamesCox@jenner.com

FOR THE CLASS PLAINTIFFS:

LIEFF, CABRASER, HEIMANN & BERNSTEIN, LLP
By: DAVID S. STELLINGS, Attorney at Law
780 Third Avenue
48th Floor
New York, New York 10017-2024
(212) 355-9500
(212) 355-9592
dstellings@lchb.com

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

APPEARANCES (Continued):

FOR THE DEFENDANTS YOUTUBE, INC., YOUTUBE, LLC and
GOOGLE, INC.:

MAYER BROWN, LLP
BY: ANDREW H. SCHAPIRO, Attorney at Law
DAVID MCGILL, Attorney at Law
1675 Broadway
New York, New York 10019
(212) 506-2500
aschapiro@mayerbrown.com

FOR GOOGLE, INC.:

GOOGLE, INC.
BY: ADAM L. BAREA, Litigation Counsel
1600 Amphitheatre Parkway
Mountain View, California 94043
(650) 214-4879
(650) 618-1806
adambarea@google.com

ALSO PRESENT: Kelly Truelove, consultant;
Lou Meadows, Videographer

--oOo--

1

2 12:14 is an option to select something pertaining to -- I

3 12:14 believe the category is infringing my rights, and then

4 12:14 there is a sub-drop-down menu for infringing privacy

5 12:14 rights, and then one to the effect of infringing my

6 12:14 copyrights or something like that.

7 12:14 Q. Now, we've been using the terminology "flag" or

8 12:14 "flagging."

9 12:14 What do you understand that to mean? What's

10 12:14 the procedure?

11 12:14 A. Thank you for clarifying that because you'll

12 12:14 see it gets used, I think, a lot of different ways, and

13 12:14 sometimes it's a verb.

14 12:14 The technical meaning of, you know, what I mean

15 12:14 for flagging would be when a user goes to the flagging

16 12:15 menu on the watch page for a video and selects an option

17 12:15 which flags the video, causing it to go into our live

18 12:15 site admin queue for review.

19 12:15 Q. What is the admin site live queue?

20 12:15 A. I'm sorry. Live site is what we refer to

21 12:15 generally as the reviewers, the team of reviewers who

22 12:15 are reviewing videos that have been flagged, and so the

23 12:15 admin queue would be shorthand for basically the

24 12:15 administrative interface for seeing the videos that had

25 12:15 been flagged by users using that mechanism.

1

2 12:16 I should have lunch soon probably.

3 12:16 MR. SCHAPIRO: Another few minutes.

4 12:16 THE WITNESS: Yes, let's get through this line.

5 12:16 BY MR. SHAFTEL:

6 12:16 Q. You testified that today you can flag a video

7 12:16 for infringing content for which the flagger is

8 12:16 asserting copyrights; is that right?

9 12:16 A. No, I don't think that accurately characterizes

10 12:16 my testimony.

11 12:16 Q. How is the flagging for copyright grounds

12 12:16 described on the Web page?

13 12:17 A. I'm not sure I understand exactly what you're

14 12:17 asking.

15 12:17 Q. I wrote down that the copyright flag was under

16 12:17 a label concerning the flagger's rights.

17 12:17 Let me ask the question --

18 12:17 A. Presently?

19 12:17 Q. Yes.

20 12:17 A. So presently in the flagging menu under an

21 12:17 option that says "infringing my rights," there is a

22 12:17 submenu option referring to copyright.

23 12:17 Q. Is there any flag for a user to tick if the

24 12:17 infringement doesn't impact the user's rights, but

25 12:17 otherwise is recognized as infringing material?

1

2 12:17 A. I don't know how a user would know whether or
3 12:18 not a third-party had authorized content to be uploaded
4 12:18 or who actually was in control of an account that
5 12:18 uploaded content, so no, I don't know how that would
6 12:18 work or how that would be.

7 12:18 Q. However it may work, I'm just trying to
8 12:18 understand, is there any flag for a user to identify
9 12:18 what appears to be copyrighted material, unauthorized
10 12:18 copyrighted material to bring it to YouTube's attention?

11 12:18 A. No, I don't believe that's -- no, that's not
12 12:18 how the flagging system works.

13 12:18 MR. SCHAPIRO: Is this a good time for lunch?

14 12:18 MR. SHAFTEL: Let me do a couple more minutes.

15 12:18 MR. SCHAPIRO: Feel free.

16 12:18 BY MR. SHAFTEL:

17 12:18 Q. So if I'm a user and I come across content
18 12:19 which I recognize as a TV show I watched the evening
19 12:19 before, and it's uploaded by another user that doesn't
20 12:19 appear to be the copyright owner, is there any flag that
21 12:19 I could tick to apprise YouTube of that situation?

22 12:19 A. Not precisely, no.

23 12:19 Q. You say "not precisely."

24 12:19 A. Not as I understand the question.

25 12:19 Q. If I'm not the copyright owner, but I recognize

1

2 12:20 what I genuinely believe to be infringing material on

3 12:20 the site, is there any flag that I can tick to apprise

4 12:20 YouTube of that?

5 12:20 A. No.

6 12:20 Various of the menu options include text fields

7 12:20 where users are able to enter in comments and arbitrary

8 12:20 information, but that type of a report is not solicited

9 12:20 from that interface, from a user.

10 12:20 Q. And the text reports that you just mentioned,

11 12:20 where do those -- how do those get reviewed at YouTube?

12 12:20 A. So these would be comments that you could

13 12:20 attach to a flag that would appear alongside the video

14 12:21 in the admin review tool.

15 12:21 Q. I appreciate there are comments that appear by

16 12:21 the flag, but there is no flag?

17 12:21 A. Some flags.

18 12:21 Q. But there is no flag for the situation where a

19 12:21 user is recognizing somebody else's copyrighted

20 12:21 material --

21 12:21 MR. SCHAPIRO: Asked and answered; objection.

22 12:21 BY MR. SHAFTEL:

23 12:21 Q. -- as being displayed on YouTube; is that

24 12:21 right? There is no flag for that?

25 12:21 A. Right; I don't know how a user would presume to

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

12:21 have that knowledge.

12:21 Q. So there is also no accompanying text message
12:21 that would relate to a situation where a user wants to
12:21 flag copyright infringement that he or she spots?

12:21 A. Well, I don't think a user with no relation to
12:21 the content or no knowledge of who uploaded the content
12:22 or what authorization they may have had would be in a
12:22 position to provide that information, and it is not
12:22 solicited from the interface you described.

12:22 MR. SHAFTEL: Why don't we take a break. I
12:22 think our tape's run out.

12:22 THE VIDEOGRAPHER: This marks the end of
12:22 videotape No. 1.

12:22 Off the record. The time is 12:22 p.m.

12:22 (Luncheon recess taken at 12:22 p.m.)

12:22 ---oOo---

1
2 12:22 San Francisco, California; July 23, 2008
3 12:22 1:35 p.m.
4 01:35 EXAMINATION (Resumed)
5 01:35 THE VIDEOGRAPHER: On the record.
6 01:35 This marks the beginning of videotape No. 2 in
7 01:35 the deposition of Micah Schaffer on July 23rd, 2008.
8 01:35 The time is 1:35 p.m.
9 01:35 Please continue.
10 01:35 BY MR. SHAFTEL:
11 01:35 Q. Good afternoon, Mr. Schaffer.
12 01:35 You appreciate you remain under oath, as this
13 01:35 morning?
14 01:35 A. Yes.
15 01:35 Q. There was reference in the testimony earlier
16 01:35 today to the DMCA notice process.
17 01:35 What do you understand DMCA notice to be?
18 01:35 A. I assume you're referring to a DMCA takedown
19 01:35 notice?
20 01:35 Q. Yes, please.
21 01:36 A. A DMCA takedown notice generally would refer to
22 01:36 a, typically, written communication from someone
23 01:36 purporting to be a content owner that substantially
24 01:36 meets the requirements for a takedown notification as
25 01:36 outlined by the DMCA.

1
2 02:01 actually, in effect, a signature on file for -- you
3 02:01 know, so they file basically one DMCA notice, and then
4 02:01 every time they use the tool, they're effectively
5 02:01 amending, I believe -- I don't know if that's legally
6 02:01 technically correct, but essentially updating the notice
7 02:01 to include the additional content.
8 02:01 Q. Are you aware that my client, the Premier
9 02:01 League, has sent DMCA notices for the removal of Premier
10 02:02 League content?
11 02:02 A. I believe so.
12 02:02 Q. And you understand that the Premier League does
13 02:02 not want its soccer content on YouTube?
14 02:02 A. I'm not personally familiar with their content,
15 02:02 but that's my understanding.
16 02:02 Q. What's YouTube doing to actively or proactively
17 02:02 scan for Premier League content?
18 02:02 A. So are you asking in the sense of the --
19 02:02 Q. What you were doing for --
20 02:02 A. For the RIAA?
21 02:02 Q. Correct.
22 02:02 A. I'm not aware of scans being done in this
23 02:03 fashion for the Premier League.
24 02:03 Q. Why do you think YouTube was proactively
25 02:03 scanning to remove RIAA-identified content, but not

1
2 02:03 Premier League content?
3 02:03 A. These are very different times,
4 02:03 chronologically. This e-mail is from May 2006. Our
5 02:03 site was a very different size then, and we were a small
6 02:03 company still figuring out exactly what the appropriate
7 02:03 balance was and how to scale things like this.
8 02:03 So one of the things that we discovered as we
9 02:03 were doing this -- and of course we were doing this
10 02:03 because -- we were doing this for the RIAA because we
11 02:03 wanted to be helpful; right? We wanted to work with
12 02:03 content owners, and especially when they first signed up
13 02:03 for it, I imagine, you know, there was somewhat of a
14 02:04 backlog when they first began removing their content
15 02:04 from YouTube. There has got to be, you know, some extra
16 02:04 content that had been previously uploaded, and we
17 02:04 didn't -- you know, we felt that it would be a good
18 02:04 service to provide to them to, you know, to try to help
19 02:04 them with that burden.
20 02:04 But what we found over time was that, first, we
21 02:04 weren't very good at it. We couldn't tell, you know,
22 02:04 what was authorized or not. We really wouldn't know
23 02:04 necessarily who had uploaded it. We wouldn't know
24 02:04 whether particular videos were authorized or if, like,
25 02:04 NBC -- NBC is a great example of someone who was using

1
2 02:04 our CVP tool and was sending us takedown notices on a
3 02:04 regular basis, but were being selective in their
4 02:05 removals. And when we would see this happening and see,
5 02:05 okay, well, they're engaged with us; they send us
6 02:05 notices every day, like the RIAA, which I believe at the
7 02:05 time was doing more or less, we could see those. And we
8 02:05 had to believe that, you know, we could see NBC is doing
9 02:05 a search for Saturday Night Live. If there are
10 02:05 particular sketches that they're declining to take down,
11 02:05 well, that's their prerogative, too. And sometimes we
12 02:05 would get it wrong and misidentify content, just as the
13 02:05 rights holders often would do as well. Only the
14 02:05 difference was, if we had taken it down in one of these
15 02:05 kind of a proactive scans for the -- if we had
16 02:05 proactively taken it down either because the content
17 02:05 came to -- maybe we weren't looking for it, but it came
18 02:05 to our attention and we took it down based on that, it
19 02:05 would be very awkward because, you know, the user would
20 02:05 think that the rights holder had asked that. And if we
21 02:06 made a mistake, you know, we're making them look bad as
22 02:06 well, and it wasn't really fair to the users because,
23 02:06 you know, the counter notice process kind of breaks down
24 02:06 because that's not sort of what the DMCA prescribes, and
25 02:06 so -- and then kind of the bottom line for it, with all

1

2 02:06 those things, was that it didn't scale. As the site
3 02:06 grew, as the number of content owners became aware of
4 02:06 the site and became engaged with us and actively began
5 02:06 policing their own content, there was both less of a
6 02:06 need for us to do it, but also it just became
7 02:06 impractical.

8 02:06 Q. Was there a point in time when YouTube stopped
9 02:06 proactively scanning for content to take down on the
10 02:06 belief that the content --

11 02:07 A. I don't think there was any particular moment
12 02:07 where we decided overall, like, never do this. I think
13 02:07 it was -- I mean, we continued it for -- I think we do
14 02:07 it when circumstances are appropriate, and those changed
15 02:07 over time, and with particular, you know -- I think --
16 02:07 and with each incident, I guess you could say, with each
17 02:07 relationship.

18 02:07 Q. When is the last time you recall either
19 02:07 yourself or anyone else at YouTube being involved in
20 02:07 proactively scanning to remove content on copyright
21 02:07 grounds?

22 02:07 A. Do you mean like doing -- typing in search
23 02:07 terms to look for content based on those search terms,
24 02:07 but without specific content being sought?

25 02:08 Q. Well, here with Wheezer, you're referring to

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

02:08 proactively scanning for the content.

02:08 How did you go about doing it in that case?

02:08 A. I think in this case it was just that, someone entering in, you know, maybe the word "Wheezer" and looking for their music videos or something like that.

02:08 Q. So using that methodology, when is the last time you recall YouTube engaging in proactive removal?

02:08 A. I don't recall when that was.

02:08 Q. This year?

02:08 A. Not to my knowledge.

02:08 Q. Could you put it in any time frame?

02:08 A. Certainly around the time this e-mail was sent. I don't know exactly the evolution.

02:09 And as I said earlier, I don't think it was a bright line moment in time when the practices changed. I think they evolved based on the needs of individual rights holders and the scale of the site.

02:09 Q. Did you participate in any discussions or communications within YouTube about whether or not to continue the practice of proactively scanning for content that appeared to infringe copyrights?

02:09 A. I'm not sure I would phrase it exactly as you have, but I'm sure I was probably involved in some discussions around our practices on these types of

1
2 02:10 scans, sure.

3 02:10 Q. Do you recall any discussions about whether or
4 02:10 not to continue the practice?

5 02:10 A. I don't recall.

6 02:10 Q. You mentioned that one aspect of proactive
7 02:10 scanning involves the potential misidentifications or
8 02:10 incorrect decisions; is that right?

9 02:10 A. Absolutely.

10 02:10 Q. Were you involved in or aware of any analysis
11 02:10 that YouTube did as to the extent of misidentifications
12 02:10 from proactive scanning?

13 02:10 A. I don't recall any specifically.

14 02:10 Q. To be more particular about the point, do you
15 02:10 recall anybody at YouTube doing any analysis to see
16 02:11 quantitatively how often misidentifications occurred
17 02:11 from proactive scanning?

18 02:11 A. I think it was more anecdotal.

19 02:11 Q. You referred to difficulties with scalability
20 02:11 as videos on the site grew; is that correct?

21 02:11 A. Sure.

22 02:11 Q. Do you recall any analysis at YouTube as to the
23 02:11 viability of proactive scanning to remove content with
24 02:11 the increased traffic and number of videos at the site?

25 02:11 A. I think it was more of a general notion that

1
2 02:12 sort of balancing and adapting our process as we evolved
3 02:12 and as -- and that as part of that growth also involved
4 02:12 working more closely with content owners, and more
5 02:12 content owners becoming aware of us, which certainly
6 02:12 contributed to factors of scale, but also gave us more
7 02:12 confidence that unauthorized content was being removed.
8 02:12 You know, there are thousands, and I'm sure,
9 02:12 you know, millions -- millions upon millions of content
10 02:12 owners in the world with vast amounts of content, and we
11 02:12 came to realize very quickly that they were in the best
12 02:12 position to know what was authorized. And there are
13 02:12 many more of them than there are of us, so they're also
14 02:13 in the best position to find the content and bring it to
15 02:13 our attention.
16 02:13 And what we discovered that we were really good
17 02:13 at was being responsive to those concerns and getting
18 02:13 down the content really fast when we had notice. But
19 02:13 even if -- so the benefit of focusing on those removals
20 02:13 where it's known -- where it's known that someone is
21 02:13 stating that it's unauthorized and doing so typically
22 02:13 under penalty of perjury and all the other things that
23 02:13 the DMCA requires, we saw the best use of our resources
24 02:13 was to react quickly to those and to provide a high
25 02:13 level of service to content owners who are providing

1
2 02:13 those notices under the DMCA.

3 02:13 And occasionally, as you can see by these
4 02:13 scans, we would go above and beyond what the DMCA
5 02:14 required. And that was something that we thought was
6 02:14 good, and it helps and continues to help us build
7 02:14 goodwill and show content owners that we're -- you know,
8 02:14 that we're operating in good faith, that we want to work
9 02:14 with them, and we do, and we want to respect their
10 02:14 wishes, and we do. But it's a balancing thing, and it's
11 02:14 about efficiency and effectiveness, and we found that it
12 02:14 wasn't -- it wasn't necessarily the most effective way
13 02:14 to police content, and we could still, you know,
14 02:14 sometimes in appropriate circumstances if it's
15 02:14 necessary, do some things that are more on the proactive
16 02:14 side. And certainly if we believe something is
17 02:14 unauthorized and it comes to our attention, we want to
18 02:14 take action on that. But these scans are just, you
19 02:14 know, one part of what we were doing as we sort of, you
20 02:14 know, experimented and tried to figure out. No one has
21 02:14 ever, I don't think, tried to implement the DMCA on the
22 02:15 scale that we've had or for the amount of content that
23 02:15 YouTube contends with.

24 02:15 Q. Are you aware of anybody giving consideration
25 02:15 to how many staff people would be required to pursue

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

02:15 proactive scanning for infringing content?

02:15 A. Well, I think there is a fundamental flaw in
02:15 that question because no number of staff people really
02:15 solve the underlying problem of us knowing what's
02:15 authorized or not without notice from content owners.

02:15 So you see in these circumstances this is
02:15 where, you know, there was an ongoing relationship with
02:15 the content owner, so we had some basis. But even with
02:15 those notices, we found that, you know, we weren't
02:16 certain what was authorized even as evidenced in this
02:16 e-mail, the Exhibit 6; right? You can see it's talking
02:16 about a video that's a cover band. I don't know what's
02:16 involved in publishing rights. I know there is
02:16 something different with cover bands. I think it would
02:16 probably have gotten removed in the next scan, but I
02:16 don't know if that's the correct conclusion. You can
02:16 see Steve is asking me whether or not it's fair use in
02:16 the thread next to that.

02:16 Now subsequently, you know, years later,
02:16 Wheezer just recently paid large sums of money to
02:16 YouTube in an advertising deal to promote their new
02:16 music video on the front page of YouTube. So it's
02:16 really impossible for us to, with a strong degree of
02:16 confidence, the kind of confidence we would want to

1
2 02:17 have, to ascribe desires to other people and to know
3 02:17 what they probably feel about the content.

4 02:17 Q. Do you know how many videos were removed by
5 02:17 YouTube over the years based on proactive scanning
6 02:17 without a notification specific to the URL being
7 02:17 removed?

8 02:17 A. I don't know.

9 02:17 Q. Do you have a magnitude that you can
10 02:17 approximate?

11 02:17 A. No, I wouldn't want to speculate.

12 02:17 Q. Do you know how many mistakes in that process
13 02:17 where content was removed without a basis, how many
14 02:17 mistakes occurred?

15 02:17 A. I don't know if there is ever going to be a
16 02:17 really effective way to calculate that simply for no
17 02:17 other reason than users often don't reply back even if
18 02:18 the content was authorized.

19 02:18 Q. Did you ever try to look into it?

20 02:18 A. I'm not sure what kinds of reports we've run.

21 02:18 Q. Do you know if anyone at YouTube has tried to
22 02:18 look into any false -- the magnitude or extent of false
23 02:18 identifications from proactive scanning?

24 02:18 A. Possibly.

25 02:18 Q. I'm asking what you know.


1
2 02:18 A. I'm not sure.
3 02:18 Q. By the way, has YouTube taken, in your time
4 02:18 with the company, any steps to try to quantify the
5 02:18 amount of infringing material on the YouTube site?
6 02:18 A. Well, I know we keep statistics on the number
7 02:18 of removals performed in response to takedown notices.
8 02:18 Q. You agree with me that there may be
9 02:19 unauthorized content that is not subject to a removal
10 02:19 notice?
11 02:19 A. I imagine that's possible. We receive takedown
12 02:19 notices on a daily basis, so I'd imagine in, you know,
13 02:19 clearly in the time between its posting and us removing
14 02:19 the notice it would be on the site.
15 02:19 And some of those removal notices, of course,
16 02:19 are also mistaken. And typically in those cases, the
17 02:19 content owners end up, if there is a counter notice
18 02:19 actually received, they end up retracting those claims.
19 02:19 I know we've had a number of retractions from Viacom.
20 02:19 But yes, I'm sure it's reasonable that there are going
21 02:19 to be some.
22 02:20 MR. SCHAPIRO: You want to take a break?
23 02:20 THE WITNESS: Yes, that would be great.
24 02:20 THE VIDEOGRAPHER: Off the record. The time is
25 02:20 2:19 p.m.

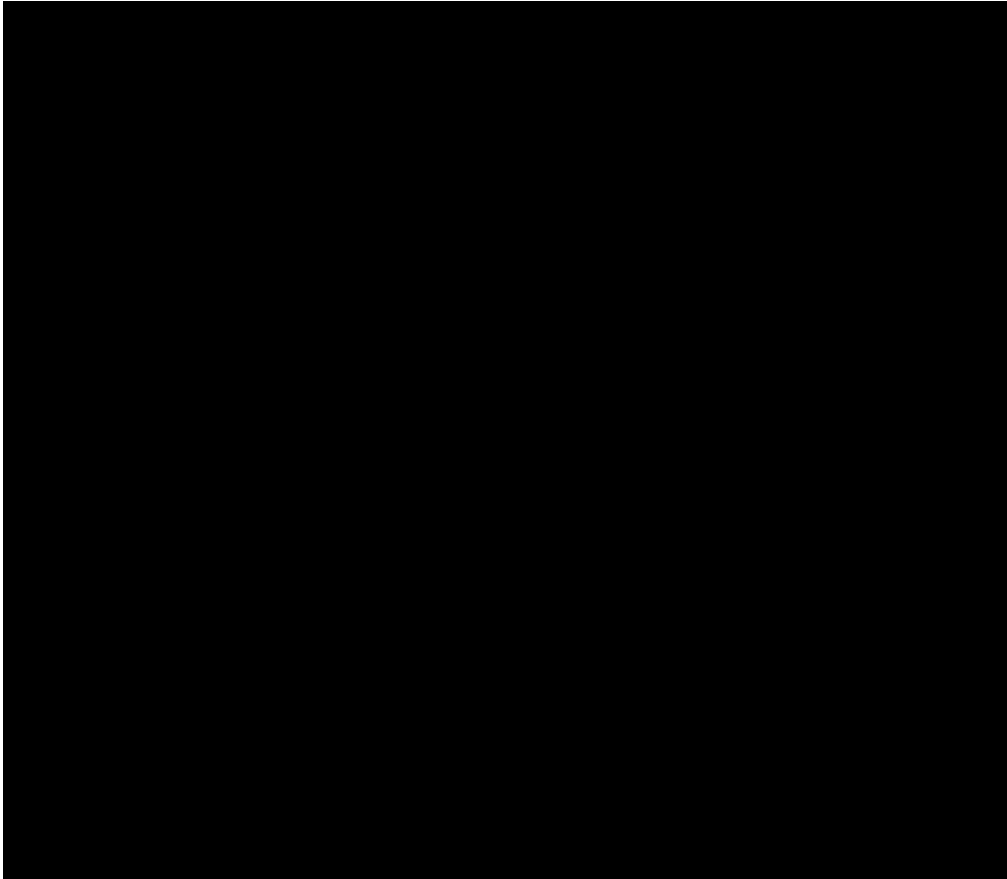
1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

02:53 some language in the interface about swearing under
02:53 penalty of perjury and those kinds of -- the kind of
02:53 DMCA language.

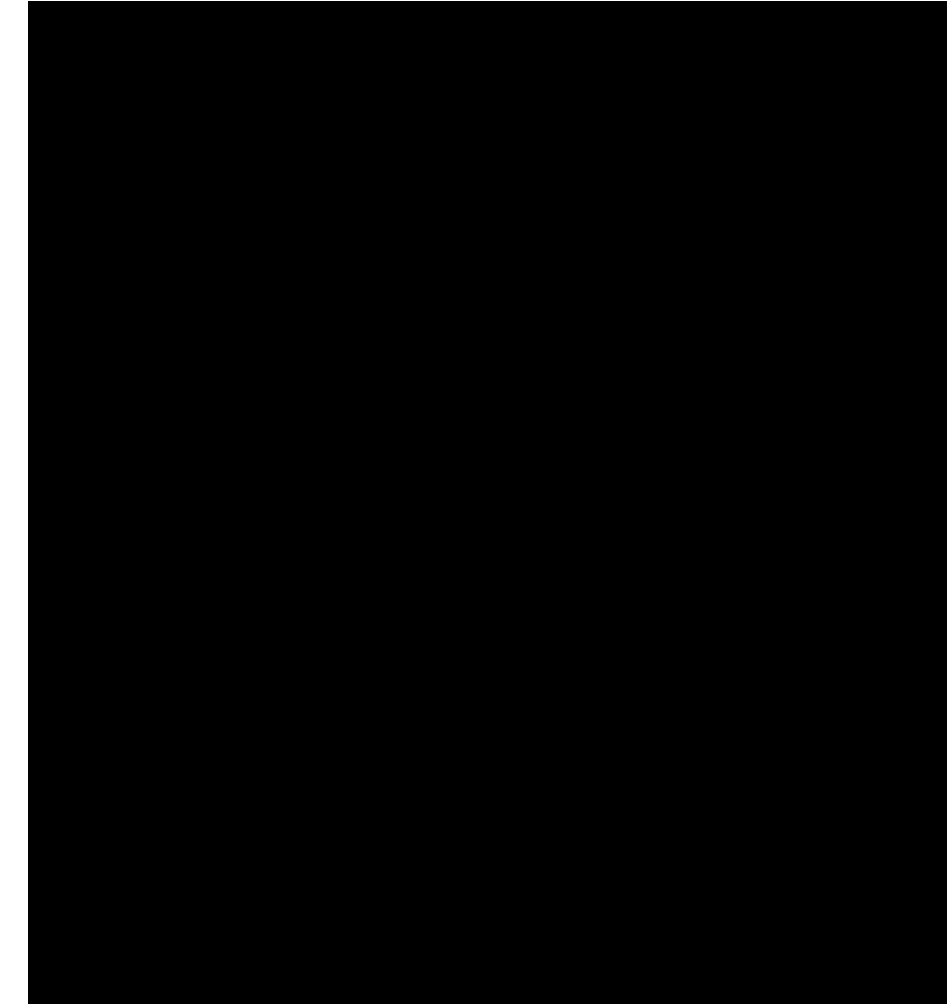
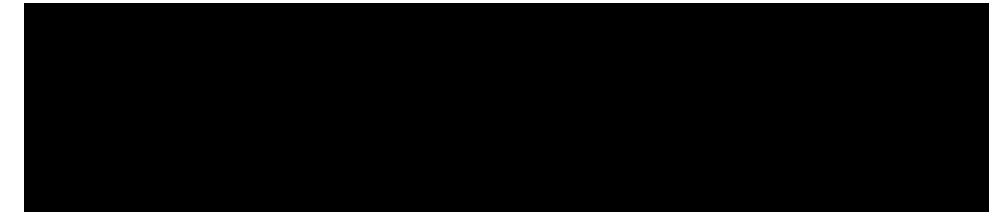
02:53 Q. And when selected, then what would happen at
02:53 the YouTube end?

02:53 A. So they would select them and hit "submit" or
02:53 click the "submit" button.

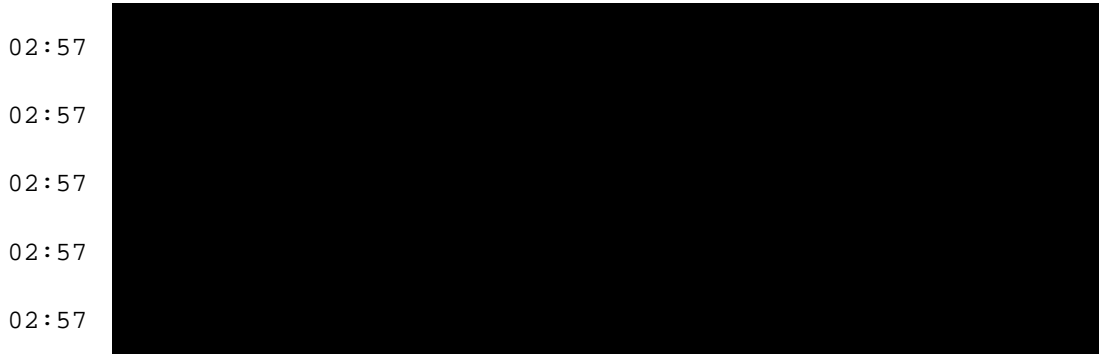
02:53 Our system would receive that and generate an
02:54 e-mail, and that e-mail would go as a receipt to the
02:54 submitter and would contain, you know, a list of URL's
02:54 that they had submitted. 



1
2 02:55
3 02:55
4 02:55
5 02:55
6 02:56
7 02:56
8 02:56
9 02:56
10 02:56
11 02:56
12 02:56
13 02:56
14 02:56
15 02:56
16 02:56
17 02:56
18 02:56
19 02:56
20 02:56
21 02:56
22 02:56
23 02:56
24 02:56
25 02:56



1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25



02:57
02:57
02:57
02:57
02:57
02:57
02:57
02:57
02:57
02:57
02:57
02:57
02:57
02:57
02:57
02:57
02:57
02:57
02:57
02:58
02:58
02:58
02:58
02:58
02:58

Q. What else did the reviewers do?
Were the reviewers involved in other activities during the course of the day other than CVP notices?
A. Sure. I'd imagine they were also, you know, processing takedown requests that came through e-mail. Probably sorting through and triaging incoming copyright e-mails to make sure we don't miss any notices, whatever other duties they may have had. And people may have rotated between positions as well.
Q. If we look at the priorities list, which I believe was Exhibit 8.
MR. COX: Seven.
MR. SHAFTEL: Seven.
BY MR. SHAFTEL:
Q. Do these 12 items -- or I guess, 14 items -- sorry -- reflect regular business activities that the reviewers would be engaged?
A. I'm not sure I understand.
Q. Are the 14 items here on the priorities list

Schapiro Exhibit 95

To: Sharron Drake [REDACTED]
From: Micah Schaffer <micah@youtube.com>
Cc: 'heather gillette' <heather@youtube.com>
Bcc:
Received Date: 2006-08-02 22:46:46 GMT
Subject: Re: FW: STAR WARS DMCA's being sent out?

Hi Sharron,

Please find a copy of one of the notification we received from you attached to this email. It should shed light on any mysteries pertaining to the removal of unauthorized Lucas Films content.

We are pleased that you've chosen to allow this content to remain on YouTube.

Sincerely,

Micah Schaffer
YouTube, Inc.

Sharron Drake wrote:

> PLEASE SEE BELOW.

>

> Thanks!

>

> -----Original Message-----

> *From: * Sharron Drake

> *Sent: * Wednesday, August 02, 2006 10:56 AM

> *To: * 'heather@youtube.com'

> *Subject: * STAR WARS DMCA's being sent out?

> *Importance: * High

>

> Hi Heather:

>

> We have been receiving correspondence from some in the STAR WARS fan
> community about DMCA letters being sent by us to shut down their fan
> films. We do not have any record over here of sending out any such
> notices. Can you shed any light on this mystery?

>

> [_http://www.youtube.com/watch?v=wGV7e6vrhp4_](http://www.youtube.com/watch?v=wGV7e6vrhp4_)

>

> Please get back to me ASAP on this. Also, would you mind giving me your
> phone number? Mine is [REDACTED]

>

> Thanks, Heather!

>

> Sharron Drake

> Business Affairs, (antipiracy)

>

> [REDACTED]

> Antipiracy@lucasfilm.com

>

Attachments:

Unauthorized Use fo STAR WARS Copyrights and Trademarks on various websites

Schapiro Exhibit 96

A-565

To: "Misty@youtube.com" <Misty@youtube.com>, "Copyright Bulk" <copyright@youtube.com>
From: "YouTube Service" <service@youtube.com>, "Misty Ewing-Davis" <Misty@youtube.com>
Cc:
Bcc:
Received Date: 2006-08-01 08:09:03 GMT
Subject: Content Verification Program - Videos flagged by VeeDubMonkey

The following videos have been flagged as infringing by VeeDubMonkey (the content owner) and need to be reviewed for deletion:

http://www.youtube.com/watch?v=hXp_znzIacw&search=revenge%20of%20the%20sith
http://www.youtube.com/watch?v=G7NDgj_MSN8&search=revenge%20of%20the%20sith
<http://www.youtube.com/watch?v=05BLotgqi5o&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=N5EtEGjVEd8&search=revenge%20of%20the%20sith>
http://www.youtube.com/watch?v=JQc-HzRd__A&search=revenge%20of%20the%20sith
<http://www.youtube.com/watch?v=XpU3ohze1dY&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=uHge3kEm3a0&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=voA-sNKfYiA&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=nLinhqhqCSQ&search=revenge%20of%20the%20sith>
http://www.youtube.com/watch?v=TJvLCQyj_-0&search=revenge%20of%20the%20sith
<http://www.youtube.com/watch?v=Npn83zaK2ME&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=ELU8W9mNuzY&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=lcbMrPhy8Uk&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=17DGq9oPqFg&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=NQoannmGznE&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=jNYV1yIvIQc&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=BvnaD23ndro&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=HFan3w5liG4&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=LfkRD8XsyA&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=OX2j903XZhk&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=lj3ho7YHLLs&search=revenge%20of%20the%20sith>
http://www.youtube.com/watch?v=cOo_c3PSO-o&search=revenge%20of%20the%20sith
<http://www.youtube.com/watch?v=LUzTwHngGpQ&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=0dACjFU9QQ8&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=UrvdiBlyX8g&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=nJsaBMSXRqE&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=wGV7e6vrhp4&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=36o-0DAgBU4&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=-RJg2ETQfMo&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=Cuy1hlQgcUU&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=xF8GPs5H1as&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=LyZ6tQP0kiY&search=revenge%20of%20the%20sith>
http://www.youtube.com/watch?v=ikThjDaf_uw&search=revenge%20of%20the%20sith
<http://www.youtube.com/watch?v=hufInmm7iKI&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=GZlkl2E6WiM&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=Tw7clkCr5js&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=ZUVVwCaAvTTI&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=ORSFnrtbc9A&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=jRCphmkll1w&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=2PTbAcmEnFg&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=3dlM3sHiMT0&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=Y-qVaOjGvfl&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=b7Olkz55Lws&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=nuq14xaTkDA&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=yhuGLrImslU&search=revenge%20of%20the%20sith>

<http://www.youtube.com/watch?v=LSdjZfwECY0&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=0hyifYgHEKM&search=revenge%20of%20the%20sith>
http://www.youtube.com/watch?v=FHj_rt4twN8&search=revenge%20of%20the%20sith
<http://www.youtube.com/watch?v=IDvkCwTp0Tg&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=DaPyY2cniIMk&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=hxCKHbKR7fs&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=B7KIze766co&search=revenge%20of%20the%20sith>
http://www.youtube.com/watch?v=9_t_lI0J-JE&search=revenge%20of%20the%20sith
<http://www.youtube.com/watch?v=1CoLMke8OcA&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=Z5-MYF88TJw&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=ysWZ1G-MTzc&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=WEK0dkw5zns&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=q6pUVN-4nV0&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=7A12yv1H9IM&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=gitulL08ptg&search=revenge%20of%20the%20sith>
http://www.youtube.com/watch?v=zP_OycZUX2o&search=revenge%20of%20the%20sith
<http://www.youtube.com/watch?v=a04wHsPZWuH&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=VCTcHVw-kml&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=nurnb-5NKvs&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=95EdOMIAY1c&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=j3aybfisVpA&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=XyAF4HW89Rc&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=oBpDxQ3dLYQ&search=revenge%20of%20the%20sith>
http://www.youtube.com/watch?v=Cp8ezqj_vpY&search=revenge%20of%20the%20sith
<http://www.youtube.com/watch?v=E7M80wjJSuY&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=QVYMNnXpSLA&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=2pHqrea4Teo&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=997fHlhVqvY&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=11WRFdEXmnl&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=fQjemaNqVIM&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=0dUBGFH8hiw&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=Rf6PqgaGqJs&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=OW3o1iG11q4&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=3P3agxdjPfs&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=4KUCBLBmJpA&search=revenge%20of%20the%20sith>
http://www.youtube.com/watch?v=PU_2pa7wdzo&search=revenge%20of%20the%20sith
<http://www.youtube.com/watch?v=eA-6p-Qgw5Y&search=revenge%20of%20the%20sith>
http://www.youtube.com/watch?v=EQHSKRakA_Y&search=revenge%20of%20the%20sith
http://www.youtube.com/watch?v=SvGq_5ethS0&search=revenge%20of%20the%20sith
<http://www.youtube.com/watch?v=ywotz76oS7s&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=6i94024TdfU&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=tomvM2hG9AU&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=dxv06ug6uNM&search=revenge%20of%20the%20sith>
http://www.youtube.com/watch?v=y63d_WfmoZs&search=revenge%20of%20the%20sith
<http://www.youtube.com/watch?v=Zga4AisAr3Q&search=revenge%20of%20the%20sith>
http://www.youtube.com/watch?v=iWOTNucJ_c0&search=revenge%20of%20the%20sith
http://www.youtube.com/watch?v=Rk_sluc0H4&search=revenge%20of%20the%20sith
<http://www.youtube.com/watch?v=yHTt02DOOfA&search=revenge%20of%20the%20sith>
http://www.youtube.com/watch?v=_wsmhEO2vYQ&search=revenge%20of%20the%20sith
<http://www.youtube.com/watch?v=VhaXYPKNTZ4&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=FEjcfseBBX4&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=QOuPLq3pKvQ&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=zTGVr6Boall&search=revenge%20of%20the%20sith>
http://www.youtube.com/watch?v=UitiJjtOV_c&search=revenge%20of%20the%20sith
<http://www.youtube.com/watch?v=llbGD2-fDEI&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=HMpfpRJUxFM&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=cFIsD7oowXE&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=81eebmQQ4V8&search=revenge%20of%20the%20sith>

A-567

<http://www.youtube.com/watch?v=4pCaOcv6OOQ&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=W0xuKtvy28I&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=6hlismBwZ7U&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=rVW1c5QVeVc&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=t6zBSS5F57s&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=webrlyrAvO8&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=glz5Ch8GdfY&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=jjqPGPgGrNA&search=revenge%20of%20the%20sith>
http://www.youtube.com/watch?v=P6_qURCb7wE&search=revenge%20of%20the%20sith
<http://www.youtube.com/watch?v=Jjp50qQ6je0&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=L2hLG-NnovE&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=8YjVCMdC7Rk&search=revenge%20of%20the%20sith>
<http://www.youtube.com/watch?v=sNUOPfexsSA&search=revenge%20of%20the%20sith>
http://www.youtube.com/watch?v=KcfQEexHA_A&search=revenge%20of%20the%20sith

If you are the copyright holder, you are receiving this email as verification that we have received your deletion requests.

Schapiro Exhibit 97

To: "Micah Schaffer" <micah@youtube.com>
From: "Sharron Drake" [REDACTED]
Cc: "Chad@youtube.com" <Chad@youtube.com>, "Chris Carvalho" <[REDACTED]>
Bcc:
Received Date: 2006-08-03 00:32:41 CST
Subject: RE: STAR WARS Fan films: Sample letter to affected parties:

Hi Micah:

Your response to these users is not acceptable. Do not send this response. PLEASE CALL ME IMMEDIATELY [REDACTED] I am also copying Chad Hurley on this correspondence at Chris Carvalho's suggestion in case this needs to be discussed further.

Thanks,

Sharron Drake
Business Affairs, (Antipiracy)

-----Original Message-----

From: Micah Schaffer [mailto:micah@youtube.com]
Sent: Wednesday, August 02, 2006 4:07 PM
To: Sharron Drake
Cc: 'heather gillette'
Subject: Re: STAR WARS Fan films: Sample letter to affected parties:

Hi Sharron,

We've identified the 1,029 videos involved. I'm currently waiting for engineering to restore the videos and compile a list of the user's email addresses.

We will be sending our users the following message:

Hi there,

A Star Wars related video was removed from your YouTube account as the result of a copyright and trademark related notice we received.

Lucasfilm Ltd. has since notified us that they did not intend for your content to be disabled, as such your video has now been restored.

We apologize for any inconvenience.

Thanks,

The YouTube Team

Sharron Drake wrote:

>

>

> Hi Micah:

A-570

> Thanks for your prompt assistance with all of this. As discussed on
> the
> phone this afternoon, in addition to your restoring the sites that we
> did not request to be taken down, our Director of Fan Relations would
> appreciate something sent from YouTube to notify the people affected
> by
> these shut downs. He has provided a sample letter for your
> consideration. Please see below. Feel free to call me ([REDACTED]

> to discuss.

>

> Thanks again,

>

> Sharron Drake

> Business Affairs, (Antipiracy)

> antipiracy@lucasfilm.com

> -----

>

> Dear Member:

> This is to notify you that we have restored or are about to restore
> your

> material that we recently removed pertaining to Star Wars. Lucasfilm
> Ltd. did not request that your piece be removed, but we inadvertently
> removed it because of a misunderstanding. We are sorry if this has
> caused you any inconvenience.

>

> YouTube Inc.

> PO Box 2503

> San Mateo, CA 94401

> Email: copyright@youtube.com <mailto:copyright@youtube.com>

>

From jenny@youtube.com Wed Aug 2 16:54:02 2006

Schapiro Exhibit 98

A-572

To: "heather gillette" <heather@youtube.com>, "Steve Chen" <steve@youtube.com>
From: "Micah Schaffer" <micah@youtube.com>
Cc:
Bcc:
Sent Date: 2006-02-16 23:21:11 GMT
Subject: American Idol "counter-notifications"

They aren't proper counter-notifications, but then again, we didn't get a proper takedown notice either.

Here's the first round summary:

[REDACTED]

I did not upload any American Idol Clips

[REDACTED]

I'm very confused. The footage contained no reference to American Idol: no graphics, no music, nothing. It was original footage shot at a news event in public on Hollywood Boulevard. We own the footage and all the rights to it.

[REDACTED]

Hello! I saw that the narutard video has been removed. This isn't an AMERICAN IDOL video, It's a casting of OPERACION TRIUNFO a SPANISH tv show.

[REDACTED]

Which video was removed? I don't remember having any American Idol videos uploaded.

[REDACTED]

my video had nothing to do with american idol


[REDACTED]

Most of the videos I uploaded were MY PERSONAL videos from my GOOD FRIEND RJ Heltons performances that *I* videotaped MYSELF with MY video camera. The American Idol thing is stupid and those videos should not have to be removed either but whatever. But I would like MY PERSONAL VIDEOS to be UNremoved because they are MINE, and also on RJ's official site for download, given to the site BY RJ to use on it. So the videos of mine that did not have to do with Idol I would like to be put back up. thank you.

[REDACTED]

Is this serious? Are you kidding me? Could you send this as a reply to whomever at American Idol claimed my stupid little movie was infringing?? I put as tags "American Idol Sucks" as a joke, is that copyright infringement? There is absolutely nothing copywritten from "American Idol" in my movie, watch it for yourself. I took out those tags, but apparently it's too late and someone at American Idol has lied to you that this was copyright infringement. If someone uses "Nathan Rollins Sucks" as tags can I write to you and have it banned for copyright infringement? Ridiculous. Sorry, I know it's not your fault, I just can't believe the actual TV show was childish enough to want something banned because of its tags.

Regards,
Nathan Rollins


You would think they have something better to do with their time. I am protected as this is clearly satire. The Onion and every late night comedy show is allowed to do it any time. I'll be happy to post it elsewhere, contact the idiots at American Idol, and advise them to kiss my white ass.

Schapiro Exhibit 99

A-575

To: "Steve Chen" <steve@youtube.com>
From: "Micah Schaffer" <micah@youtube.com>
Cc:
Bcc:
Sent Date: 2006-04-25 23:15:11 GMT
Subject: videos to restore

Please restore and remove strikes, etc. Thanks!!

American Juniors Interview
<http://www.youtube.com/watch?v=7ohsfe0sXA8>
Copyright Strike - proactive american idol

Mikemations 2
<http://youtube.com/watch?v=e-qu7lYWeYo>
Copyright Strike - proactive adult swim

edork
<http://www.youtube.com/watch?v=8jXstRjmqOQ>
Copyright Strike - proactive adult swim

Smallville
<http://youtube.com/watch?v=Ypzyurm9Dro>
Copyright Strike - proactive nbc

I-Dee - 2005 DMC Washington DC Regional
http://www.youtube.com/watch?v=oGX-B_a4VXY

Schapiro Exhibit 100

To: [REDACTED]
From: "Copyright Service" <copyright@youtube.com>
Cc:
Bcc:
Sent Date: 2006-07-29 00:12:21 CST
Subject: Re: Copyright Inquiry

Your video has been restored.

Hope this helps,

The YouTube Team

[REDACTED] wrote:

> User-Agent: Mozilla/4.0 (compatible; MSIE 6.0; Windows NT 5.1; SV1; .NET CLR 1.1.4322)
> Username: lamorguedefanta Video: None
> Dear YOUTUBE:
> We do not understand why the video has been erased, we have all the rights of reproduction of the video
F.A.N.T.A. - BRUCE LEE.
> This video, and the music, is our property. We have composed the music and recorded the video. The
royalties of this song are registered by us. We do not understand who has been able to say that did not we have
the copyright, should try an error or a joke.
> My name is Oscar Lopez Valero, I am the author of that song and the video.
> As the owner of the rights of the song, registered in the General Company of authors of Spain (SGAE), I
authorize YOUTUBE to continue reproducing that video.
> They can verify that all it here written is certain writing to [REDACTED]
> We will consult this case with the lawyers of the SGAE, and we expect that all this have been a badly
understood.
>
> I remain at your service and expecting to enjoy again the advantages that Youtube.com offers the authors.
>
> Oscar Lopez Valero, member of the SGAE and Author of the video affected.
>
>
> DMCA Complaints <copyright_counternotice@youtube.com> escribiÃ³:
> YouTube
> Dear Member:
> This is to notify you that we have removed or disabled access to the following material as a result of a third-
party notification claiming that this material is infringing:
> F.A.N.T.A. - Bruce Lee: http://www.youtube.com/watch?v=ec54_zU60LA
> Please Note: Repeat incidents of copyright infringement will result in the deletion of your account and all videos
uploaded to that account. In order to avoid future strikes against your account, please delete any videos to which
you do not own the rights, and refrain from uploading additional videos that infringe on the copyrights of others.
For more information about YouTube's copyright policy, please read the Copyright Tips guide.
> If you elect to send us a counter notice, to be effective it must be a written communication provided to our
designated agent that includes substantially the following (please consult your legal counsel or see 17 U.S.C.
Section 512(g)(3) to confirm these requirements):
> (A) A physical or electronic signature of the subscriber.
> (B) Identification of the material that has been removed or to which access has been disabled and the location
at which the material appeared before it was removed or access to it was disabled.
> (C) A statement under penalty of perjury that the subscriber has a good faith belief that the material was
removed or disabled as a result of mistake or misidentification of the material to be removed or disabled.
> (D) The subscriber's name, address, and telephone number, and a statement that the subscriber consents to
the jurisdiction of Federal District Court for the judicial district in which the address is located, or if the
subscriber's address is outside of the United States, for any judicial district in which the service provider may be
found, and that the subscriber will accept service of process from the person who provided notification under
subsection (c)(1)(C) or an agent of such person.

A-578

- > Such written notice should be sent to our designated agent as follows:
 - > DMCA Complaints
 - > YouTube, Inc.
 - > PO Box 2053
 - > San Mateo, CA 94401
 - > Email: copyright@youtube.com
 - > Please note that under Section 512(f) of the Copyright Act, any person who knowingly materially misrepresents that material or activity was removed or disabled by mistake or misidentification may be subject to liability.
 - > Sincerely,
 - > YouTube, Inc.
 - > Copyright © 2006 YouTube, Inc.
-

Schapiro Exhibit 101

A-580

To: "Misty@youtube.com" <Misty@youtube.com>, "Copyright Bulk" <copyright@youtube.com>
From: "YouTube Service" <service@youtube.com>, "Misty Ewing-Davis" <Misty@youtube.com>
Cc:
Bcc:
Received Date: 2006-07-27 07:21:35 GMT
Subject: Content Verification Program - Videos flagged by VeeDubMonkey

The following videos have been flagged as infringing by VeeDubMonkey (the content owner) and need to be reviewed for deletion:

<http://www.youtube.com/watch?v=bkEYVJ8fGpw&search=bruce%20lee>
<http://www.youtube.com/watch?v=PaRZb8ans5U&search=bruce%20lee>
<http://www.youtube.com/watch?v=CDK1hFko-3E&search=bruce%20lee>
<http://www.youtube.com/watch?v=wAtkwampx7U&search=bruce%20lee>
<http://www.youtube.com/watch?v=c1xfW3RS1hc&search=bruce%20lee>
<http://www.youtube.com/watch?v=e1Npy4mgH6c&search=bruce%20lee>
http://www.youtube.com/watch?v=_QHAuoKQpDM&search=bruce%20lee
<http://www.youtube.com/watch?v=qgfLcW6LI2Q&search=bruce%20lee>
<http://www.youtube.com/watch?v=n7PpKv6nYNM&search=bruce%20lee>
http://www.youtube.com/watch?v=JYJejr_UW00&search=bruce%20lee
http://www.youtube.com/watch?v=XgY_9fj1WiQ&search=bruce%20lee
<http://www.youtube.com/watch?v=Md760xen3Bl&search=bruce%20lee>
<http://www.youtube.com/watch?v=OXX2Nlwx7oU&search=bruce%20lee>
<http://www.youtube.com/watch?v=8TVAUakzEkU&search=bruce%20lee>
<http://www.youtube.com/watch?v=qzyOfm19RHg&search=bruce%20lee>
http://www.youtube.com/watch?v=ZzwGv2G_e5g&search=bruce%20lee
<http://www.youtube.com/watch?v=-UzaoZ7-qp4&search=bruce%20lee>
<http://www.youtube.com/watch?v=Szf8x1H--e8&search=bruce%20lee>
<http://www.youtube.com/watch?v=Sk0Px2Em21Q&search=bruce%20lee>
<http://www.youtube.com/watch?v=vjwCESiO4r4&search=bruce%20lee>
<http://www.youtube.com/watch?v=YXSd72vmfAk&search=bruce%20lee>
<http://www.youtube.com/watch?v=ILhOQK-VG9o&search=bruce%20lee>
<http://www.youtube.com/watch?v=fJ04HLDQ8kg&search=bruce%20lee>
<http://www.youtube.com/watch?v=vLqInirHoBQ&search=bruce%20lee>
<http://www.youtube.com/watch?v=5fZ9yZgBU40&search=bruce%20lee>
http://www.youtube.com/watch?v=tM_3hzZRslM&search=bruce%20lee
<http://www.youtube.com/watch?v=jn8HDRHalok&search=bruce%20lee>
<http://www.youtube.com/watch?v=eck4tFIQQNo&search=bruce%20lee>
<http://www.youtube.com/watch?v=epUIHPNEAv8&search=bruce%20lee>
<http://www.youtube.com/watch?v=ngQ7fjAHOn4&search=bruce%20lee>
<http://www.youtube.com/watch?v=Hp2LTZW0Tik&search=bruce%20lee>
<http://www.youtube.com/watch?v=OGN6obqpHLI&search=bruce%20lee>
<http://www.youtube.com/watch?v=N-RUZNdUPng&search=bruce%20lee>
<http://www.youtube.com/watch?v=c0GzU8yFqAA&search=bruce%20lee>
<http://www.youtube.com/watch?v=VVgaUOFYEI4&search=bruce%20lee>
<http://www.youtube.com/watch?v=S876VE9rorY&search=bruce%20lee>
http://www.youtube.com/watch?v=_OdeQc694b8&search=bruce%20lee
<http://www.youtube.com/watch?v=g2aHwUVpBGU&search=bruce%20lee>
<http://www.youtube.com/watch?v=RPWH-F7tU08&search=bruce%20lee>
<http://www.youtube.com/watch?v=nFUsJM9GLs&search=bruce%20lee>
<http://www.youtube.com/watch?v=JKQL7xBXkU4&search=bruce%20lee>
<http://www.youtube.com/watch?v=PtLnsPWmgRU&search=bruce%20lee>
<http://www.youtube.com/watch?v=U4XkPiMnfXc&search=bruce%20lee>
<http://www.youtube.com/watch?v=sBg2j4CFODg&search=bruce%20lee>
<http://www.youtube.com/watch?v=m3eZnUBBpDc&search=bruce%20lee>

<http://www.youtube.com/watch?v=m3ooEtx3P3c&search=bruce%20lee>
<http://www.youtube.com/watch?v=s0hVV378ewQ&search=bruce%20lee>
http://www.youtube.com/watch?v=ec54_zU60LA&search=bruce%20lee
<http://www.youtube.com/watch?v=gVOosCnwLdc&search=bruce%20lee>
<http://www.youtube.com/watch?v=4LuoEnkyE8o&search=bruce%20lee>
<http://www.youtube.com/watch?v=LXwgVrzZjql&search=bruce%20lee>
<http://www.youtube.com/watch?v=jsv55OyKoas&search=bruce%20lee>
<http://www.youtube.com/watch?v=mlCZPDfhMi8&search=bruce%20lee>
http://www.youtube.com/watch?v=pLRh9McrW_s0&search=bruce%20lee
<http://www.youtube.com/watch?v=6jcfHrijY2FI&search=bruce%20lee>
<http://www.youtube.com/watch?v=46DcNHRGneo&search=bruce%20lee>
<http://www.youtube.com/watch?v=OvV2aqmfTZY&search=bruce%20lee>
http://www.youtube.com/watch?v=x_a5NY0txCE&search=bruce%20lee
<http://www.youtube.com/watch?v=6HgyaawZXhY&search=bruce%20lee>
<http://www.youtube.com/watch?v=NPloXXpAwZI&search=bruce%20lee>
<http://www.youtube.com/watch?v=c-gxmK4E9bY&search=bruce%20lee>
<http://www.youtube.com/watch?v=dHp9PgpUzhl&search=bruce%20lee>
<http://www.youtube.com/watch?v=1o1RmialMEQ&search=bruce%20lee>
<http://www.youtube.com/watch?v=HZnO8TlrUB4&search=bruce%20lee>
<http://www.youtube.com/watch?v=gPH6jH-SFgl&search=bruce%20lee>
<http://www.youtube.com/watch?v=XAj-nk87Rok&search=bruce%20lee>
http://www.youtube.com/watch?v=Tr01_jl3Mz8&search=bruce%20lee
http://www.youtube.com/watch?v=Z_a-nrHMG4c&search=bruce%20lee
<http://www.youtube.com/watch?v=PA7ASDvGfxc&search=bruce%20lee>
http://www.youtube.com/watch?v=0s2_OW3qZik&search=bruce%20lee
<http://www.youtube.com/watch?v=pzaP8X1YTg8&search=bruce%20lee>
<http://www.youtube.com/watch?v=FPZSINpswnA&search=bruce%20lee>
<http://www.youtube.com/watch?v=xwf07RaqqlQ&search=bruce%20lee>
<http://www.youtube.com/watch?v=enhdBPBbMT8&search=bruce%20lee>
<http://www.youtube.com/watch?v=Mf20YMZMdPM&search=bruce%20lee>
<http://www.youtube.com/watch?v=thjiAxUXFEA&search=bruce%20lee>
http://www.youtube.com/watch?v=_4SVVGVLc4&search=bruce%20lee
<http://www.youtube.com/watch?v=8TXSTjp3c3Y&search=bruce%20lee>
<http://www.youtube.com/watch?v=SBJJE7SdbLI&search=bruce%20lee>
<http://www.youtube.com/watch?v=5M3J5pgmxhg&search=bruce%20lee>
<http://www.youtube.com/watch?v=Bfv6RZ9-yxl&search=bruce%20lee>
<http://www.youtube.com/watch?v=9hKT5h8fKCM&search=bruce%20lee>
http://www.youtube.com/watch?v=Jx_thOcgwYM&search=bruce%20lee
<http://www.youtube.com/watch?v=LnG1uEHGUF4&search=bruce%20lee>
<http://www.youtube.com/watch?v=7-4fDjljhPg&search=bruce%20lee>
http://www.youtube.com/watch?v=oEMB3Aa7u_w&search=bruce%20lee
<http://www.youtube.com/watch?v=tJKpHhthnDY&search=bruce%20lee>
<http://www.youtube.com/watch?v=xS1gSdxtjBA&search=bruce%20lee>
<http://www.youtube.com/watch?v=dBQ0cFDvI5l&search=bruce%20lee>
<http://www.youtube.com/watch?v=782o5QArOLE&search=bruce%20lee>
<http://www.youtube.com/watch?v=AWGapljs1-M&search=bruce%20lee>
<http://www.youtube.com/watch?v=Wlbwvezvwz4&search=bruce%20lee>
<http://www.youtube.com/watch?v=6d49TKIPra8&search=bruce%20lee>
<http://www.youtube.com/watch?v=T-KWHdSOBF&search=bruce%20lee>
<http://www.youtube.com/watch?v=-jXcfaG3cc&search=bruce%20lee>
<http://www.youtube.com/watch?v=A9r5QAXJTSE&search=bruce%20lee>
<http://www.youtube.com/watch?v=5hCmJ6s9A8g&search=bruce%20lee>
<http://www.youtube.com/watch?v=qC7hs3t1Jw0&search=bruce%20lee>
<http://www.youtube.com/watch?v=yREOiSKO2KM&search=bruce%20lee>
<http://www.youtube.com/watch?v=pvOBB0M8oUw&search=bruce%20lee>
<http://www.youtube.com/watch?v=hcYGMibwzWE&search=bruce%20lee>
<http://www.youtube.com/watch?v=ykB7R6kMHW4&search=bruce%20lee>
<http://www.youtube.com/watch?v=xVhDztC1NJA&search=bruce%20lee>

<http://www.youtube.com/watch?v=Uk5MaehO4qc&search=bruce%20lee>
<http://www.youtube.com/watch?v=OsnmFgKkU0l&search=bruce%20lee>
<http://www.youtube.com/watch?v=lZ7TiMwieVo&search=bruce%20lee>
<http://www.youtube.com/watch?v=p3xHeSkh1mM&search=bruce%20lee>
http://www.youtube.com/watch?v=m_uo9nO_TcM&search=bruce%20lee
<http://www.youtube.com/watch?v=NTUNxAATycKA&search=bruce%20lee>
<http://www.youtube.com/watch?v=tYjvMbPxcg8s&search=bruce%20lee>
<http://www.youtube.com/watch?v=CvdDbcRxsjs&search=bruce%20lee>
<http://www.youtube.com/watch?v=Uae9vYPWnoU&search=bruce%20lee>
<http://www.youtube.com/watch?v=a-iTnyUKl1c&search=bruce%20lee>
<http://www.youtube.com/watch?v=zTmhUVyVwmo&search=bruce%20lee>
<http://www.youtube.com/watch?v=5PGX-nq7FN0&search=bruce%20lee>
<http://www.youtube.com/watch?v=ppOt4hihly8&search=bruce%20lee>
<http://www.youtube.com/watch?v=GTwqlVVlo48&search=bruce%20lee>
<http://www.youtube.com/watch?v=XcgsspL83BQ&search=bruce%20lee>
<http://www.youtube.com/watch?v=m4GT2XzjnMo&search=bruce%20lee>
<http://www.youtube.com/watch?v=on2lXjYf8pc&search=bruce%20lee>
http://www.youtube.com/watch?v=3-ktYWye_Xg&search=bruce%20lee
<http://www.youtube.com/watch?v=8N7JMNx6Ceg&search=bruce%20lee>
<http://www.youtube.com/watch?v=WvBOWR8QY0k&search=bruce%20lee>
<http://www.youtube.com/watch?v=BiZulDo2i24&search=bruce%20lee>
<http://www.youtube.com/watch?v=yt7FEFO0Pgo&search=bruce%20lee>
<http://www.youtube.com/watch?v=qar03leJ0qQ&search=bruce%20lee>
<http://www.youtube.com/watch?v=rIshZXl8Wt8&search=bruce%20lee>
http://www.youtube.com/watch?v=e0-4uoq_fZs&search=bruce%20lee
http://www.youtube.com/watch?v=_X9eC8sOnKc&search=bruce%20lee
<http://www.youtube.com/watch?v=U26XFz1a5ng&search=bruce%20lee>
<http://www.youtube.com/watch?v=5uJFbabXWiu&search=bruce%20lee>
<http://www.youtube.com/watch?v=TWXqlA3Ocds&search=bruce%20lee>
<http://www.youtube.com/watch?v=5XcB2N9KmGA&search=bruce%20lee>
<http://www.youtube.com/watch?v=gNK4T9FHkaY&search=bruce%20lee>
<http://www.youtube.com/watch?v=NodlY0C8Bb8&search=bruce%20lee>
<http://www.youtube.com/watch?v=fypiPZkOBKY&search=bruce%20lee>
<http://www.youtube.com/watch?v=VTevNeV0tSQ&search=bruce%20lee>
http://www.youtube.com/watch?v=dKh95y_uRso&search=bruce%20lee
<http://www.youtube.com/watch?v=r03KtHV2mm0&search=bruce%20lee>
<http://www.youtube.com/watch?v=2yC32U4fNM8&search=bruce%20lee>
<http://www.youtube.com/watch?v=BAypwHFEXH8&search=bruce%20lee>
<http://www.youtube.com/watch?v=2f4suASE5-8&search=bruce%20lee>
<http://www.youtube.com/watch?v=W8s6RURSCAY&search=bruce%20lee>
<http://www.youtube.com/watch?v=HXwMB5Llnn8&search=bruce%20lee>
<http://www.youtube.com/watch?v=y0INEmmLd0c&search=bruce%20lee>
<http://www.youtube.com/watch?v=0iJ9cTmk1Eg&search=bruce%20lee>
<http://www.youtube.com/watch?v=l8BimAgqNBw&search=bruce%20lee>
<http://www.youtube.com/watch?v=hfYC2Q6fDIQ&search=bruce%20lee>
http://www.youtube.com/watch?v=y_wLgK_m9e0&search=bruce%20lee
<http://www.youtube.com/watch?v=fVDRsLRml0c&search=bruce%20lee>
<http://www.youtube.com/watch?v=WmVBULD5k3Q&search=bruce%20lee>
<http://www.youtube.com/watch?v=OMK9BG2DtHo&search=bruce%20lee>
<http://www.youtube.com/watch?v=kDwZkuhEjk8&search=bruce%20lee>
<http://www.youtube.com/watch?v=gKaD4qt-1i4&search=bruce%20lee>
<http://www.youtube.com/watch?v=cavZNW9hqe0&search=bruce%20lee>
<http://www.youtube.com/watch?v=QwlGYTzzMcc&search=bruce%20lee>
<http://www.youtube.com/watch?v=bRyPmDqlodE&search=bruce%20lee>
http://www.youtube.com/watch?v=_MZW2-V3uw&search=bruce%20lee
<http://www.youtube.com/watch?v=ZdmEA5kZDI&search=bruce%20lee>
<http://www.youtube.com/watch?v=gpqORSm79k4&search=bruce%20lee>
http://www.youtube.com/watch?v=O_c1vbdZxNk&search=bruce%20lee

<http://www.youtube.com/watch?v=3Po1ExVxp1g&search=bruce%20lee>
<http://www.youtube.com/watch?v=u0zzBevQ1G0&search=bruce%20lee>
<http://www.youtube.com/watch?v=sl5Rmpxoegg&search=bruce%20lee>
<http://www.youtube.com/watch?v=z8F0pZJBqDQ&search=bruce%20lee>
<http://www.youtube.com/watch?v=yGJQqqvk7g&search=bruce%20lee>
<http://www.youtube.com/watch?v=M7JhofiV6cc&search=bruce%20lee>
<http://www.youtube.com/watch?v=rjlrH18Rq08&search=bruce%20lee>
<http://www.youtube.com/watch?v=x7M48UuzWuE&search=bruce%20lee>
<http://www.youtube.com/watch?v=usVmM-TIt54&search=bruce%20lee>
http://www.youtube.com/watch?v=eZcJg_Km0k8&search=bruce%20lee
http://www.youtube.com/watch?v=o6_55QxZTZg&search=bruce%20lee
<http://www.youtube.com/watch?v=E42GDN5PQIE&search=bruce%20lee>
<http://www.youtube.com/watch?v=6zmM3twdQkQ&search=bruce%20lee>
<http://www.youtube.com/watch?v=D5w34uzLPV4&search=bruce%20lee>
<http://www.youtube.com/watch?v=HrUpRRj3Wso&search=bruce%20lee>
<http://www.youtube.com/watch?v=O-tuuKc05jl&search=bruce%20lee>
<http://www.youtube.com/watch?v=wb-pf-4w3fk&search=bruce%20lee>
<http://www.youtube.com/watch?v=iU4tfMriKMc&search=bruce%20lee>
http://www.youtube.com/watch?v=GL_tFPAAnaBw&search=bruce%20lee
http://www.youtube.com/watch?v=X9HI_opYTU0&search=bruce%20lee
<http://www.youtube.com/watch?v=1CTKCKNzkGg&search=bruce%20lee>
<http://www.youtube.com/watch?v=aiHxGv5qxJo&search=bruce%20lee>
<http://www.youtube.com/watch?v=k2lQaLSOmww&search=bruce%20lee>
<http://www.youtube.com/watch?v=2fNhrUKZPPU&search=bruce%20lee>
<http://www.youtube.com/watch?v=G09tawnpOFk&search=bruce%20lee>
<http://www.youtube.com/watch?v=NqHq093BoTY&search=bruce%20lee>
http://www.youtube.com/watch?v=2dEwy9GEp_g&search=bruce%20lee
<http://www.youtube.com/watch?v=zprFWSWAmAA&search=bruce%20lee>
<http://www.youtube.com/watch?v=PJGN4QuWUzA&search=bruce%20lee>
<http://www.youtube.com/watch?v=EVNP0H0wHfY&search=bruce%20lee>
<http://www.youtube.com/watch?v=DQg5r9lUfe8&search=bruce%20lee>
<http://www.youtube.com/watch?v=5piAEI7a4Ns&search=bruce%20lee>
http://www.youtube.com/watch?v=DTzSMVKo_PU&search=bruce%20lee
<http://www.youtube.com/watch?v=qQJ0kUxFOGo&search=bruce%20lee>
<http://www.youtube.com/watch?v=M167gBoTfZI&search=bruce%20lee>
<http://www.youtube.com/watch?v=8DdW9HjQMbg&search=bruce%20lee>
<http://www.youtube.com/watch?v=PhhfC5U9Fus&search=bruce%20lee>
<http://www.youtube.com/watch?v=aB-UGfA5C1Y&search=bruce%20lee>
<http://www.youtube.com/watch?v=yMmWWQlox7U&search=bruce%20lee>
<http://www.youtube.com/watch?v=pDfkgLYyCqU&search=bruce%20lee>
http://www.youtube.com/watch?v=j_Z1at56Lwl&search=bruce%20lee
<http://www.youtube.com/watch?v=fdfnrqB91ll&search=bruce%20lee>
<http://www.youtube.com/watch?v=vudeRCqdfi0&search=bruce%20lee>
http://www.youtube.com/watch?v=nLyc_9dNAro&search=bruce%20lee
http://www.youtube.com/watch?v=uGr_ZwsAwwE&search=bruce%20lee
http://www.youtube.com/watch?v=y_oaLWk4SKA&search=bruce%20lee
<http://www.youtube.com/watch?v=gErZW-6aS20&search=bruce%20lee>
<http://www.youtube.com/watch?v=YnfyW7dtflw&search=bruce%20lee>
<http://www.youtube.com/watch?v=b-u-AVhoKOU&search=bruce%20lee>
<http://www.youtube.com/watch?v=FlqC-Rv0Ei0&search=bruce%20lee>
<http://www.youtube.com/watch?v=GHuxwZ-Ncjl&search=bruce%20lee>
<http://www.youtube.com/watch?v=TmSEXFijCxU&search=bruce%20lee>
<http://www.youtube.com/watch?v=NCEuwJAAkQA&search=bruce%20lee>
<http://www.youtube.com/watch?v=LU-xl61-hNo&search=bruce%20lee>
<http://www.youtube.com/watch?v=oFRvga4F4hU&search=bruce%20lee>
<http://www.youtube.com/watch?v=2bsFsLJaWIs&search=bruce%20lee>
<http://www.youtube.com/watch?v=IGMvNH-beu8&search=bruce%20lee>
<http://www.youtube.com/watch?v=LvoTPT5JZj8&search=bruce%20lee>

http://www.youtube.com/watch?v=u_Yink6vIT4&search=bruce%20lee
<http://www.youtube.com/watch?v=6gkptvd3rAg&search=bruce%20lee>
<http://www.youtube.com/watch?v=QgQUMN2lzL0&search=bruce%20lee>
<http://www.youtube.com/watch?v=anjzINyKJH8&search=bruce%20lee>
<http://www.youtube.com/watch?v=OLk1z1M8Fps&search=bruce%20lee>
<http://www.youtube.com/watch?v=d9gbt1OXO8c&search=bruce%20lee>
<http://www.youtube.com/watch?v=v4GbHj2AkM&search=bruce%20lee>
<http://www.youtube.com/watch?v=BnhMkLdpfGw&search=bruce%20lee>
<http://www.youtube.com/watch?v=l4FBY6Mw1ho&search=bruce%20lee>
<http://www.youtube.com/watch?v=xjh0uvGiFvk&search=bruce%20lee>
<http://www.youtube.com/watch?v=6QKV4iSAbkM&search=bruce%20lee>
<http://www.youtube.com/watch?v=JScafzbfSg&search=bruce%20lee>
<http://www.youtube.com/watch?v=P3X2mGU7gXI&search=bruce%20lee>
<http://www.youtube.com/watch?v=lslyNDqw5lw&search=bruce%20lee>
http://www.youtube.com/watch?v=oJ3Up_2HifM&search=bruce%20lee
<http://www.youtube.com/watch?v=hXEVloRjibU&search=bruce%20lee>
<http://www.youtube.com/watch?v=uQlgNVAAdQTE&search=bruce%20lee>
http://www.youtube.com/watch?v=DYfjl4sxY_o&search=bruce%20lee
<http://www.youtube.com/watch?v=4BZRErBSSd8&search=bruce%20lee>
<http://www.youtube.com/watch?v=82geMmdVHDk&search=bruce%20lee>
<http://www.youtube.com/watch?v=dUhXgYPavxc&search=bruce%20lee>
<http://www.youtube.com/watch?v=XuRChX1p5NY&search=bruce%20lee>
<http://www.youtube.com/watch?v=8j4Rj8IKOj0&search=bruce%20lee>
<http://www.youtube.com/watch?v=l0gF2cPelhg&search=bruce%20lee>
<http://www.youtube.com/watch?v=5U9jZ3zDONs&search=bruce%20lee>
<http://www.youtube.com/watch?v=7FgMyHuXW6M&search=bruce%20lee>
<http://www.youtube.com/watch?v=CzQeCVSIDSQ&search=bruce%20lee>
http://www.youtube.com/watch?v=ZMMG_4JTbj4&search=bruce%20lee
<http://www.youtube.com/watch?v=Vp3yFET97so&search=bruce%20lee>
<http://www.youtube.com/watch?v=SXsYsXkVZYc&search=bruce%20lee>
<http://www.youtube.com/watch?v=tlvYSFajTOi&search=bruce%20lee>
<http://www.youtube.com/watch?v=qr4RssOWAo4&search=bruce%20lee>
<http://www.youtube.com/watch?v=aroafW7C2XY&search=bruce%20lee>
<http://www.youtube.com/watch?v=-D1N43D8QcA&search=bruce%20lee>
<http://www.youtube.com/watch?v=hyFBj0sePB0&search=bruce%20lee>
<http://www.youtube.com/watch?v=9wlwe2rF66E&search=bruce%20lee>
<http://www.youtube.com/watch?v=eNvs6LzwN3g&search=bruce%20lee>
http://www.youtube.com/watch?v=p_3ilPm-QTU&search=bruce%20lee
<http://www.youtube.com/watch?v=ek8VJKcHi-c&search=bruce%20lee>
<http://www.youtube.com/watch?v=bzq16fKcoQs&search=bruce%20lee>
<http://www.youtube.com/watch?v=PGiJBp-x8O8&search=bruce%20lee>
<http://www.youtube.com/watch?v=wWWXZgzpPqE&search=bruce%20lee>
<http://www.youtube.com/watch?v=Wftabe4f5H0&search=bruce%20lee>
<http://www.youtube.com/watch?v=1F0Lhu8ZFLU&search=bruce%20lee>
<http://www.youtube.com/watch?v=gQAGwXl1ow8&search=bruce%20lee>
<http://www.youtube.com/watch?v=ZfLYgYB7hHo&search=bruce%20lee>
<http://www.youtube.com/watch?v=yPyRnnpw--o&search=bruce%20lee>
<http://www.youtube.com/watch?v=UcoAKBTOX70&search=bruce%20lee>
<http://www.youtube.com/watch?v=vGpzp1EGhVU&search=bruce%20lee>
<http://www.youtube.com/watch?v=a1AuZnsmBU&search=bruce%20lee>
<http://www.youtube.com/watch?v=SQqWU81QZMA&search=bruce%20lee>
http://www.youtube.com/watch?v=3_WUimg6usM&search=bruce%20lee
<http://www.youtube.com/watch?v=fRLnr7RBc00&search=bruce%20lee>
<http://www.youtube.com/watch?v=sF52aMCNV1c&search=bruce%20lee>
<http://www.youtube.com/watch?v=eG8EQllhH38&search=bruce%20lee>
<http://www.youtube.com/watch?v=FzjBpYdkk1E&search=bruce%20lee>
<http://www.youtube.com/watch?v=e4NMOeFdEVY&search=bruce%20lee>
<http://www.youtube.com/watch?v=ydsIow-MmPY&search=bruce%20lee>

<http://www.youtube.com/watch?v=DarqTfwgyJg&search=bruce%20lee>
<http://www.youtube.com/watch?v=gNpvSdv1Qdk&search=bruce%20lee>
http://www.youtube.com/watch?v=0TjT_fvXeNg&search=bruce%20lee
<http://www.youtube.com/watch?v=EZm12vCFiRs&search=bruce%20lee>
<http://www.youtube.com/watch?v=d8ObV1lo-70&search=bruce%20lee>
<http://www.youtube.com/watch?v=O6JD16EzApM&search=bruce%20lee>
<http://www.youtube.com/watch?v=b3x2mBP8iOY&search=bruce%20lee>
<http://www.youtube.com/watch?v=qhf3kSctYeQ&search=bruce%20lee>
<http://www.youtube.com/watch?v=9OvU4i4OrTA&search=bruce%20lee>
<http://www.youtube.com/watch?v=ozMi6lUGlZE&search=bruce%20lee>
<http://www.youtube.com/watch?v=YAB29tXp0hE&search=bruce%20lee>
<http://www.youtube.com/watch?v=mO074q9gAr4&search=bruce%20lee>
http://www.youtube.com/watch?v=F4j_xKMZLFo&search=bruce%20lee
<http://www.youtube.com/watch?v=aOC-yjgyLUs&search=bruce%20lee>
http://www.youtube.com/watch?v=u_w70UYcBNU&search=bruce%20lee
<http://www.youtube.com/watch?v=CZVc0fHOWq4&search=bruce%20lee>
<http://www.youtube.com/watch?v=joktfjh1m58&search=bruce%20lee>
<http://www.youtube.com/watch?v=BypD3L2Y3Fw&search=bruce%20lee>
<http://www.youtube.com/watch?v=Bit7rj--EkYU&search=bruce%20lee>
<http://www.youtube.com/watch?v=V6Lo1FTX5L0&search=bruce%20lee>
<http://www.youtube.com/watch?v=77-hGu8u9es&search=bruce%20lee>
<http://www.youtube.com/watch?v=WFzK2RdoT1Q&search=bruce%20lee>
http://www.youtube.com/watch?v=j92hzWr_KAQ&search=bruce%20lee
<http://www.youtube.com/watch?v=nu3lbQa1khw&search=bruce%20lee>
<http://www.youtube.com/watch?v=fFaJ2Rw4cVs&search=bruce%20lee>
<http://www.youtube.com/watch?v=eMPktrjIts&search=bruce%20lee>
<http://www.youtube.com/watch?v=qJXcxPK-AIE&search=bruce%20lee>
<http://www.youtube.com/watch?v=AMsQQ8sJQ98&search=bruce%20lee>
<http://www.youtube.com/watch?v=K13uchTzqPY&search=bruce%20lee>
<http://www.youtube.com/watch?v=WFZS520kaR8&search=bruce%20lee>
<http://www.youtube.com/watch?v=crSc6l8-hrg&search=bruce%20lee>
http://www.youtube.com/watch?v=c_8UQgxDLtI&search=bruce%20lee
<http://www.youtube.com/watch?v=4baN1vrK494&search=bruce%20lee>
<http://www.youtube.com/watch?v=Z17pOFpYZqA&search=bruce%20lee>
<http://www.youtube.com/watch?v=X4MSShgjVs&search=bruce%20lee>
<http://www.youtube.com/watch?v=qUHplbWkSJE&search=bruce%20lee>
<http://www.youtube.com/watch?v=0PeMQb0aP5w&search=bruce%20lee>
<http://www.youtube.com/watch?v=YszqCVGR6xw&search=bruce%20lee>
<http://www.youtube.com/watch?v=PUllq1peDml&search=bruce%20lee>
<http://www.youtube.com/watch?v=9z4SF6NkRB4&search=bruce%20lee>
<http://www.youtube.com/watch?v=g02N-yfW--k&search=bruce%20lee>
<http://www.youtube.com/watch?v=tXsg9BEgVMU&search=bruce%20lee>
<http://www.youtube.com/watch?v=1l4kHfgLo5A&search=bruce%20lee>
<http://www.youtube.com/watch?v=QkrIrEdWiKQ&search=bruce%20lee>
<http://www.youtube.com/watch?v=MF-uFvViDvw&search=bruce%20lee>
<http://www.youtube.com/watch?v=oDnZRUOka20&search=bruce%20lee>
<http://www.youtube.com/watch?v=mC28oBd3RGw&search=bruce%20lee>
<http://www.youtube.com/watch?v=qc8M2Yr74cs&search=bruce%20lee>
<http://www.youtube.com/watch?v=GT0x98kujGM&search=bruce%20lee>
<http://www.youtube.com/watch?v=Bf2xGio8bOc&search=bruce%20lee>
http://www.youtube.com/watch?v=YNrxT5v7_z8&search=bruce%20lee
<http://www.youtube.com/watch?v=72W1Dul9BGk&search=bruce%20lee>
<http://www.youtube.com/watch?v=l3UKSVcudL8&search=bruce%20lee>
<http://www.youtube.com/watch?v=qEWpMDD5OHg&search=bruce%20lee>
<http://www.youtube.com/watch?v=mN5Y6akovTM&search=bruce%20lee>
<http://www.youtube.com/watch?v=dyc150RA93c&search=bruce%20lee>
<http://www.youtube.com/watch?v=-oufS51yPxQ&search=bruce%20lee>
<http://www.youtube.com/watch?v=lbi0eCxx0wU&search=bruce%20lee>

http://www.youtube.com/watch?v=0FExKSd-3pM&search=bruce%20lee
http://www.youtube.com/watch?v=UmEqO7g50fk&search=bruce%20lee
http://www.youtube.com/watch?v=4vMnLRSKFlg&search=bruce%20lee
http://www.youtube.com/watch?v=8lfHnUJpsdk&search=bruce%20lee
http://www.youtube.com/watch?v=Ewa22EIm4fc&search=bruce%20lee
http://www.youtube.com/watch?v=aQ7ZYRluGLk&search=bruce%20lee
http://www.youtube.com/watch?v=84q7h4Db0lM&search=bruce%20lee
http://www.youtube.com/watch?v=aze7ITHCzHg&search=bruce%20lee
http://www.youtube.com/watch?v=KBYG85ig2p0&search=bruce%20lee
http://www.youtube.com/watch?v=Jf0_HqlwC_c&search=bruce%20lee
http://www.youtube.com/watch?v=BEKVT33maGw&search=bruce%20lee
http://www.youtube.com/watch?v=8pqzIotW0ks&search=bruce%20lee
http://www.youtube.com/watch?v=IVtV7rRXbtg&search=bruce%20lee
http://www.youtube.com/watch?v=Ci5n_PjHVII&search=bruce%20lee
http://www.youtube.com/watch?v=SPAAwJEEOEK&search=bruce%20lee
http://www.youtube.com/watch?v=9Udx_h1TIKs&search=bruce%20lee
http://www.youtube.com/watch?v=ZLFmDLLBQ-c&search=bruce%20lee
http://www.youtube.com/watch?v=DBkU4dkW628&search=bruce%20lee
http://www.youtube.com/watch?v=DL3RsFsQK8l&search=bruce%20lee
http://www.youtube.com/watch?v=UlbBcNd6w-Y&search=bruce%20lee
http://www.youtube.com/watch?v=lcTZDEoL5N4&search=bruce%20lee
http://www.youtube.com/watch?v=O0yDSdl7RL4&search=bruce%20lee
http://www.youtube.com/watch?v=F3JELi6A3hE&search=bruce%20lee
http://www.youtube.com/watch?v=JMPKAgqHjKo&search=bruce%20lee
http://www.youtube.com/watch?v=GfaPEjy90xo&search=bruce%20lee
http://www.youtube.com/watch?v=si71IVJAYuQ&search=bruce%20lee
http://www.youtube.com/watch?v=Dm99cca4ifo&search=bruce%20lee
http://www.youtube.com/watch?v=0lLVu24OpCk&search=bruce%20lee
http://www.youtube.com/watch?v=AmJliTD2aFU&search=bruce%20lee
http://www.youtube.com/watch?v=2_xXhzC5OAI&search=bruce%20lee
http://www.youtube.com/watch?v=v_YtDJ_urLM&search=bruce%20lee
http://www.youtube.com/watch?v=Rz3tOQwGtBs&search=bruce%20lee
http://www.youtube.com/watch?v=LNqJ-oCY6eQ&search=bruce%20lee
http://www.youtube.com/watch?v=f7kXN5J8kU0&search=bruce%20lee
http://www.youtube.com/watch?v=P3K2qlnupgE&search=bruce%20lee
http://www.youtube.com/watch?v=u0V05NJu_7o&search=bruce%20lee
http://www.youtube.com/watch?v=cl-qktx_tiw&search=bruce%20lee
http://www.youtube.com/watch?v=pCHBzDOvcfk&search=bruce%20lee
http://www.youtube.com/watch?v=CW2SAe_JcAE&search=bruce%20lee
http://www.youtube.com/watch?v=G132cvUijrs&search=bruce%20lee
http://www.youtube.com/watch?v=2C5-5BnmxCQ&search=bruce%20lee
http://www.youtube.com/watch?v=Vsq9Shyw2mA&search=bruce%20lee
http://www.youtube.com/watch?v=lwll_fK5DFs&search=bruce%20lee
http://www.youtube.com/watch?v=9eOxmvmfma5w&search=bruce%20lee
http://www.youtube.com/watch?v=o8GgNJ6TuOE&search=bruce%20lee
http://www.youtube.com/watch?v=Yfl3aPAb7Ho&search=bruce%20lee
http://www.youtube.com/watch?v=1KnMUebCDsQ&search=bruce%20lee
http://www.youtube.com/watch?v=xyTTRZNRwBI&search=bruce%20lee
http://www.youtube.com/watch?v=Q1MrLVvP9Gk&search=bruce%20lee
http://www.youtube.com/watch?v=ciXEETmQPmc&search=bruce%20lee
http://www.youtube.com/watch?v=vt2QWmA7Rgk&search=bruce%20lee
http://www.youtube.com/watch?v=53M-_Mp_f9E&search=bruce%20lee
http://www.youtube.com/watch?v=4iEA69DGY58&search=bruce%20lee
http://www.youtube.com/watch?v=iZhbvmEYLGm&search=bruce%20lee
http://www.youtube.com/watch?v=PibEGXGjRt4&search=bruce%20lee
http://www.youtube.com/watch?v=ra5Rc5Hpx5l&search=bruce%20lee
http://www.youtube.com/watch?v=A1aqaMWUCYE&search=bruce%20lee
http://www.youtube.com/watch?v=G-tbnOg7JXM&search=bruce%20lee

<http://www.youtube.com/watch?v=-tpRYInkJZk&search=bruce%20lee>
<http://www.youtube.com/watch?v=75UQfJpfS6U&search=bruce%20lee>
http://www.youtube.com/watch?v=D_xznDMP-zM&search=bruce%20lee
<http://www.youtube.com/watch?v=8VGbPJ4alN4&search=bruce%20lee>
<http://www.youtube.com/watch?v=q9FPtIRComY&search=bruce%20lee>
<http://www.youtube.com/watch?v=iBj9yu5Fpzg&search=bruce%20lee>
<http://www.youtube.com/watch?v=ZPwIxpS4oE&search=bruce%20lee>
<http://www.youtube.com/watch?v=Zlf8K0IU6h4&search=bruce%20lee>
<http://www.youtube.com/watch?v=G03w-W2xjIA&search=bruce%20lee>
<http://www.youtube.com/watch?v=Dclq6NEmQd8&search=bruce%20lee>
<http://www.youtube.com/watch?v=ONTmDR5t8wc&search=bruce%20lee>
<http://www.youtube.com/watch?v=-JscbPzfVik&search=bruce%20lee>
<http://www.youtube.com/watch?v=T9jJXA5yzU&search=bruce%20lee>
<http://www.youtube.com/watch?v=aNIZamruFeQ&search=bruce%20lee>
<http://www.youtube.com/watch?v=Am8O9hFYPjs&search=bruce%20lee>
<http://www.youtube.com/watch?v=gG1mz-ZPPSA&search=bruce%20lee>
http://www.youtube.com/watch?v=27F_dg7arZo&search=bruce%20lee
http://www.youtube.com/watch?v=S4uxow_rj8&search=bruce%20lee
http://www.youtube.com/watch?v=t_1OSaLugJ0&search=bruce%20lee
<http://www.youtube.com/watch?v=TDYsmQJfpo&search=bruce%20lee>
<http://www.youtube.com/watch?v=VjItD2ODOLs&search=bruce%20lee>
<http://www.youtube.com/watch?v=yllrJ968x-w&search=bruce%20lee>
<http://www.youtube.com/watch?v=wUWnEEvU1n8&search=bruce%20lee>
<http://www.youtube.com/watch?v=BTTM6KC-pGw&search=bruce%20lee>
<http://www.youtube.com/watch?v=CFXWUiQfCU&search=bruce%20lee>
<http://www.youtube.com/watch?v=yE-NIVj5Zw0&search=bruce%20lee>
<http://www.youtube.com/watch?v=1O2J3s5OY00&search=bruce%20lee>
<http://www.youtube.com/watch?v=hUQmhx-j3EY&search=bruce%20lee>
<http://www.youtube.com/watch?v=MZvzvi65he0&search=bruce%20lee>
<http://www.youtube.com/watch?v=eXu3-5udE8A&search=bruce%20lee>
<http://www.youtube.com/watch?v=CHjmUMJNsXw&search=bruce%20lee>
<http://www.youtube.com/watch?v=QLT2MTujd-g&search=bruce%20lee>
<http://www.youtube.com/watch?v=432eEHN3ObI&search=bruce%20lee>
<http://www.youtube.com/watch?v=fDC7QSeoLdw&search=bruce%20lee>
<http://www.youtube.com/watch?v=DyxOXAiTmGU&search=bruce%20lee>
http://www.youtube.com/watch?v=Rg_z0oOx_bY&search=bruce%20lee
<http://www.youtube.com/watch?v=7u0xUtcy6sw&search=bruce%20lee>
http://www.youtube.com/watch?v=oEC_Xpw6XTg&search=bruce%20lee
http://www.youtube.com/watch?v=Qcsn_6lkgvA&search=bruce%20lee
<http://www.youtube.com/watch?v=BjreSluMFal&search=bruce%20lee>
<http://www.youtube.com/watch?v=KBX3ONqplr0&search=bruce%20lee>
<http://www.youtube.com/watch?v=DiDqjWPV50g&search=bruce%20lee>
http://www.youtube.com/watch?v=uZe0j2-M_Ck&search=bruce%20lee
http://www.youtube.com/watch?v=gya_9psOaYk&search=bruce%20lee
<http://www.youtube.com/watch?v=8qvP1CwKjS8&search=bruce%20lee>
http://www.youtube.com/watch?v=eMBkY_uBT3o&search=bruce%20lee
<http://www.youtube.com/watch?v=PvwWE3nB9LA&search=bruce%20lee>
<http://www.youtube.com/watch?v=6ywcqizX1SDA&search=bruce%20lee>
<http://www.youtube.com/watch?v=4StU2QQ1sww&search=bruce%20lee>
<http://www.youtube.com/watch?v=4E4sW1Ql0h8&search=bruce%20lee>
<http://www.youtube.com/watch?v=3WKG2zF4AqU&search=bruce%20lee>
<http://www.youtube.com/watch?v=Fy-hfkgfyBY&search=bruce%20lee>
<http://www.youtube.com/watch?v=oc8klvLB0E&search=bruce%20lee>
<http://www.youtube.com/watch?v=otSErrckfhE&search=bruce%20lee>
<http://www.youtube.com/watch?v=vwvgidSwjFg&search=bruce%20lee>
<http://www.youtube.com/watch?v=j7Pd7O7pp4A&search=bruce%20lee>
<http://www.youtube.com/watch?v=pSCeBhly78E&search=bruce%20lee>
http://www.youtube.com/watch?v=7Sc33gG1_8w&search=bruce%20lee

<http://www.youtube.com/watch?v=aRg9o3FSBBU&search=bruce%20lee>
<http://www.youtube.com/watch?v=JmMffAX8L3A&search=bruce%20lee>
<http://www.youtube.com/watch?v=i4PB1nnQbQA&search=bruce%20lee>
<http://www.youtube.com/watch?v=XvWz2cNA52A&search=bruce%20lee>
<http://www.youtube.com/watch?v=wWVi-3a-TBc&search=bruce%20lee>
<http://www.youtube.com/watch?v=AnKpupu7QOQ&search=bruce%20lee>
<http://www.youtube.com/watch?v=ZF39c3nu0fw&search=bruce%20lee>
http://www.youtube.com/watch?v=xJTmxfzot_A&search=bruce%20lee
<http://www.youtube.com/watch?v=7OfF5fcPTwU&search=bruce%20lee>
<http://www.youtube.com/watch?v=IQPC5I6UH-U&search=bruce%20lee>
<http://www.youtube.com/watch?v=HirieUdFdvI&search=bruce%20lee>
<http://www.youtube.com/watch?v=cweiWGPdh8c&search=bruce%20lee>
<http://www.youtube.com/watch?v=IYvSBITCOqk&search=bruce%20lee>
<http://www.youtube.com/watch?v=6xbO9G0ulHE&search=bruce%20lee>
<http://www.youtube.com/watch?v=1h5aJK-dcC4&search=bruce%20lee>
<http://www.youtube.com/watch?v=HNECRHwyuEk&search=bruce%20lee>
<http://www.youtube.com/watch?v=ArMzwsGUFbM&search=bruce%20lee>
<http://www.youtube.com/watch?v=KTFN2wH8k34&search=bruce%20lee>
http://www.youtube.com/watch?v=O08dHhRmq_U&search=bruce%20lee
<http://www.youtube.com/watch?v=CDZTL9whP9I&search=bruce%20lee>
<http://www.youtube.com/watch?v=jNKYNsqp89A&search=bruce%20lee>
<http://www.youtube.com/watch?v=Jgw3JPmdqpo&search=bruce%20lee>
<http://www.youtube.com/watch?v=3KhZZ5jgls&search=bruce%20lee>
<http://www.youtube.com/watch?v=13Qgg6J6OHA&search=bruce%20lee>
<http://www.youtube.com/watch?v=9IECHA6FcoK&search=bruce%20lee>
<http://www.youtube.com/watch?v=7glOWbd003s&search=bruce%20lee>
<http://www.youtube.com/watch?v=yo5CDx1mLbA&search=bruce%20lee>
<http://www.youtube.com/watch?v=oLqQYzHL5Y4&search=bruce%20lee>
<http://www.youtube.com/watch?v=TuQOelC09qE&search=bruce%20lee>
http://www.youtube.com/watch?v=qhXR_s_-ruHs&search=bruce%20lee
<http://www.youtube.com/watch?v=gz6XIDFc-fo&search=bruce%20lee>
<http://www.youtube.com/watch?v=E1xsIEnuEI&search=bruce%20lee>
<http://www.youtube.com/watch?v=4wIVpKusi0M&search=bruce%20lee>
<http://www.youtube.com/watch?v=PpvsKPgZ6hA&search=bruce%20lee>
<http://www.youtube.com/watch?v=tkq2Vn1HvhU&search=bruce%20lee>
<http://www.youtube.com/watch?v=ekb1BNi7YZE&search=bruce%20lee>
http://www.youtube.com/watch?v=_kqbzyWUmUo&search=bruce%20lee
<http://www.youtube.com/watch?v=99WewxSCdgl&search=bruce%20lee>
<http://www.youtube.com/watch?v=w6lpw34b3cQ&search=bruce%20lee>
http://www.youtube.com/watch?v=wMEI_wnlrak&search=bruce%20lee
<http://www.youtube.com/watch?v=yIAd227nXJQ&search=bruce%20lee>
<http://www.youtube.com/watch?v=GiqV1V-FXec&search=bruce%20lee>
<http://www.youtube.com/watch?v=M36BUzW9Wuw&search=bruce%20lee>
<http://www.youtube.com/watch?v=vHrdblIDJIs&search=bruce%20lee>
<http://www.youtube.com/watch?v=WVZ47FMP1q0&search=bruce%20lee>
<http://www.youtube.com/watch?v=LIZGBJXC37w&search=bruce%20lee>
<http://www.youtube.com/watch?v=qJPS0cqCCzc&search=bruce%20lee>
<http://www.youtube.com/watch?v=70nvJKSPzAU&search=bruce%20lee>
<http://www.youtube.com/watch?v=135u6JfGJNw&search=bruce%20lee>
<http://www.youtube.com/watch?v=Cj-BsqkGOx4&search=bruce%20lee>
<http://www.youtube.com/watch?v=Q2rmwfMvrLg&search=bruce%20lee>
<http://www.youtube.com/watch?v=ShXsvs7riI0&search=bruce%20lee>
<http://www.youtube.com/watch?v=LT6NP6a2I30&search=bruce%20lee>
<http://www.youtube.com/watch?v=Sp7GpLQNeGo&search=bruce%20lee>
<http://www.youtube.com/watch?v=0qZsoV2YVSk&search=bruce%20lee>
<http://www.youtube.com/watch?v=f1zhv6fTtVk&search=bruce%20lee>
http://www.youtube.com/watch?v=KgcXtAerw_A&search=bruce%20lee
<http://www.youtube.com/watch?v=-Abcozl45yg&search=bruce%20lee>

A-589

<http://www.youtube.com/watch?v=TVKNjUMTOx0&search=bruce%20lee>
<http://www.youtube.com/watch?v=MEIsuGEbkvE&search=bruce%20lee>
<http://www.youtube.com/watch?v=lpNysweEO44&search=bruce%20lee>
http://www.youtube.com/watch?v=_3wAWo94DcM&search=bruce%20lee

If you are the copyright holder, you are receiving this email as verification that we have received your deletion requests.

Schapiro Exhibit 102

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-2203)
)
 vs.)
)
)
 YOUTUBE, INC., YOUTUBE, LLC,)
 and GOOGLE, INC.,)
)
 Defendants.)
 -----)

VIDEOTAPED DEPOSITION OF STANLEY PIERRE
LOUIS

NEW YORK, NEW YORK
TUESDAY, OCTOBER 14, 2008

BY: REBECCA SCHAUMLOFFEL, RPR, CLR
JOB NO. 15988

OCTOBER 14, 2008
9:23 a.m.

VIDEOTAPED DEPOSITION OF STANLEY PIERRE
LOUIS, taken at the offices of MAYER
BROWN, 1675 Broadway, New York, New
York, pursuant to notice, before REBECCA
SCHAUMLOFFEL, CLR, RPR.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

A P P E A R A N C E S :

FOR THE PLAINTIFFS VIACOM
INTERNATIONAL, INC.:
JENNER & BLOCK
By: WILLIAM HOHENGARTEN
919 Third Avenue, 37th Floor
New York, New York 10022
(212) 891-1690
Whohengarten@jenner.com

FOR THE DEFENDANTS YOUTUBE, INC.,
YOUTUBE, LLC and GOOGLE, INC.:
MAYER BROWN LLP
By: ANDREW H. SCHAPIRO, ESQ.
1675 Broadway
New York, New York 10019
(212) 506-2295
aschapiro@mayerbrown.com

ALSO PRESENT:

MANUEL ABREU, Videographer

---oOo---

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

FEDERAL STIPULATIONS

IT IS HEREBY STIPULATED AND
AGREED by and between the attorneys for
the respective parties herein, that
filing and sealing be and the same are
hereby waived.

IT IS FURTHER STIPULATED AND
AGREED that all objections, except as to
the form of the question, shall be
reserved to the time of the trial.

IT IS FURTHER STIPULATED AND
AGREED that the within deposition may be
sworn to and signed before any officer
authorized to administer an oath, with
the same force and effect as if signed
and sworn to before the Court.

1 DIRECT - PIERRE-LOUIS

2 A. Yes, they were.

3 Q. How do you know that?

4 A. In part, because they sent

5 10:57:24 take-down notices prior to the filing

6 of the lawsuit.

7 Q. A large number of take-down

8 notices, correct?

9 A. Yes.

10 10:57:28 Q. Shortly before the filing of

11 the lawsuit?

12 A. Yes.

13 Q. Has BayTSP been provided

14 with a list of Viacom employees who are

15 10:57:55 authorized to post content on YouTube?

16 MR. HOHENGARTEN: You can

17 answer yes or no. Objection as to

18 form.

19 A. I believe so.

20 10:58:08 Q. And are there certain Viacom

21 employees who are authorized to upload

22 to YouTube?

23 MR. HOHENGARTEN: Objection

24 as to form. You can answer yes or

25 10:58:28 no.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

DIRECT - PIERRE-LOUIS

A. Yes.

Q. For what purposes do Viacom employees upload to YouTube?

10:58:37 MR. HOHENGARTEN: I am going to instruct the witness not to answer.

Q. Who is responsible for giving BayTSP the list of Viacom employees who are authorized to post to YouTube?

MR. HOHENGARTEN: Objection as to form.

A. I'm not certain.

10:59:09 Q. Who would we ask?

A. I would ask Warren Solow.

Q. Do you know approximately how many people are on that list?

A. I do not.

10:59:21 Q. Not even approximately?

A. I do not.

Q. Do you know if that list of employees has been provided to YouTube?

A. Not that I am aware of.

10:59:37 Q. Do you know of any way in

1 DIRECT - PIERRE-LOUIS
2 which YouTube would be able to
3 determine that a Viacom clip had been
4 posted by one of these authorized
5 10:59:54 individuals?

6 MR. HOHENGARTEN: Objection
7 as to form. I am concerned about
8 privileged information here, but I
9 can confer with Mr. Pierre-Louis
10 11:00:34 to find out whether he knows and
11 to find out if it is getting into
12 privileged information.

13 You are asking basically a
14 legal question and what he knows
15 11:00:45 and doesn't know as the director
16 of this litigation may stem
17 directly from privileged
18 communications.

19 MR. SCHAPIRO: So let me
20 11:00:54 clarify, because I am not meaning
21 to ask a legal question. I am
22 asking a factual question.

23 Q. What I want to get at is,
24 step one, we have established that
25 11:01:07 there is a list of Viacom employees who

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

DIRECT - PIERRE-LOUIS

as to how YouTube would or wouldn't. I
am just asking if you know of any
other, as to which YouTube does know?

11:15:53 MR. HOHENGARTEN: Objection
as to form.

A. I can't speculate on what
YouTube knows or doesn't know.

Q. Why is that list provided to
11:16:09 BayTSP?

MR. HOHENGARTEN: You can
answer that in a general way; if
you know.

A. I don't know that I can
11:16:43 answer that without getting into
privilege.

Q. Is it fair to say that if
you didn't provide BayTSP the list,
BayTSP would be taking down material
11:17:00 that was actually authorized, correct?

MR. HOHENGARTEN: Objection
as to form.

MR. SCHAPIRO: You may
answer.

11:17:10 A. The only thing, as I stated,

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

DIRECT - PIERRE-LOUIS

I am uncomfortable getting into this area for reasons of privilege.

Q. Is the list of authorized Viacom posters transmitted to BayTSP by lawyers?

MR. HOHENGARTEN: Objection as to form.

A. I am not sure.

Q. Do you know who maintains the list?

A. I don't know specifically.

Q. Do you know whether the identity of the people on the list has ever changed?

A. I understand the list has been supplemented.

Q. Do you know how many times?

A. I do not.

Q. By the way, when we were talking about instructions being given to the vendors about fair use earlier, would this Mr. Solow be the person I should ask about any such instructions?

MR. HOHENGARTEN: Objection

1 DIRECT - PIERRE-LOUIS

2 as to form.

3 A. Mr. Solow would be aware of
4 the instructions, I believe, that were
5 11:18:55 given to BayTSP.

6 Q. One other follow-up matter.
7 I asked you earlier whether, to your
8 knowledge, Viacom had sued end users,
9 people who watch infringing clips and
10 11:19:14 you gave me your answer to that.

11 Do you know if Viacom has
12 sued people who have uploaded
13 unauthorized clips?

14 MR. HOHENGARTEN: I am going
15 11:19:26 to object as misstating prior
16 testimony in terms of whether
17 anyone has ever been sued just for
18 watching clips.

19 MR. SCHAPIRO: Just to be
20 11:19:33 clear, I will restate while I
21 don't agree with that acquiesce in
22 that objection, I will separate
23 out the second part of the
24 question without the throat
25 11:19:43 clearing introduction.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

DIRECT - PIERRE-LOUIS

Q. Are some clips that the reviewers -- strike that.

Does every clip reviewed by the reviewers become a work in suit?

MR. HOHENGARTEN: Objection as to form. You can answer yes or no; if you can.

A. No.

Q. Do you have a sense as to how many or what percentage of works pass through the reviewers and end up as works in suit?

A. I do not.

Q. Any rough sense?

A. I do not.

Q. Can you tell us why the work reviewed by the reviewers might not end up as a work in suit?

MR. HOHENGARTEN: I am going to instruct the witness not to answer.

Q. Are any steps taken -- other than what BayTSP does, are there any steps taken to avoid identifying clips