

1 **DECLARATION OF DEBORAH MANNIS-GARDNER**

2 I, Deborah Mannis-Gardner declare as follows:

3 1. I am an officer of DMG Clearances, Inc. (“DMG”). I have firsthand,
4 personal knowledge of the matters stated herein and, if called as a witness, would and
5 could competently testify thereto.

6 2. DMG is a sample clearance company that works with recording artists
7 and record companies to “clear” (that is, to obtain licenses for) uses of samples in
8 sound recordings. In or around April 2009, I was retained by The Black Eyed Peas
9 and Universal Music to clear the use of *(Not Just) Knee Deep* in a remixed version of
10 The Black Eyed Peas’ work “Shut Up.”

11 3. When I started the process of clearing this sample, I was under the
12 impression that the rights to the sound recording of *(Not Just) Knee Deep* was held by
13 a record company. I contacted various record companies and similar entities to try to
14 determine who owned the rights. Eventually, I spoke with Arman Beladian of
15 Bridgeport Music who informed me that the rights have reverted back to Mr. Clinton.
16 I asked Mr. Beladian to try to get in touch with Mr. Clinton for me, but he was unable
17 to do so.

18 4. I then spoke with an employee named Fidel at Now & Later, record
19 producers located in New York, who I understood had been working with Mr. Clinton.
20 Fidel confirmed that Now & Later was working with Mr. Clinton. Fidel suggested
21 that the best way to reach Mr. Clinton was to fax a proposed license agreement to him
22 c/o Eban Kelly, a member of Mr. Clinton’s entourage for over 20 years and that Kelly
23 would provide any documents to Mr. Clinton for his review and signature.

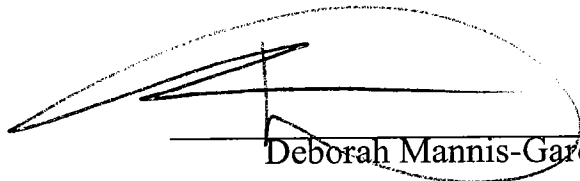
24 5. Attached hereto as Exhibit 3 is a true and correct copy of proposed
25 license agreement I sent on July 29, 2009, to Mr. Clinton, through Eban Kelly.
26 Within the next few weeks, Mr. Kelly faxed back to me a license agreement
27 containing a signature for Mr. Clinton and a W-9 also containing a signature for Mr.
28 Clinton. A true and correct copy of the signed license agreement is attached hereto as

1 Exhibit 4 and a true and correct copy of the signed W-9 statement is attached hereto as
2 Exhibit 5.

3 6. At the time I received these documents, I had no reason to believe that
4 they did not contain the actual signature of Mr. Clinton.

5 7. Attached hereto as Exhibit 6 is a true and correct copy of a letter from me
6 to Mr. Clinton enclosing a \$15,000 check to C. Kunspyrhzy, LLC, the company to
7 whom I was informed to make out Mr. Clinton's check.

8 I declare under penalty of perjury under the laws of the United States that the
9 foregoing is true and correct and that this declaration is executed in Hockessin,
10 Delaware on February 21, 2012.

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14 Deborah Mannis-Gardner

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