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9 Warner/Chappell Music, Inc. and
Summy-Birchard, Inc.

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11 **UNITED STATES DISTRICT COURT**
12 **CENTRAL DISTRICT OF CALIFORNIA**
WESTERN DIVISION

13 GOOD MORNING TO YOU
PRODUCTIONS CORP.; et al.,

14 Plaintiffs,

15 v.

16 WARNER/CHAPPELL MUSIC, INC.,
17 et al.,

18 Defendants.

Lead Case No. CV 13-04460-GHK
(MRWx)

**DECLARATION OF ADAM I.
KAPLAN IN SUPPORT OF
DEFENDANTS' REPLY
MEMORANDUM IN SUPPORT OF
MOTION FOR LEAVE TO FILE
SUPPLEMENTAL EVIDENCE**

Date: August 31, 2015

Time: 9:30 a.m.

Courtroom: 650

Judge: Hon. George H. King,
Chief Judge

1 I, ADAM I. KAPLAN, hereby declare:

2 1. I am an attorney at the firm Munger, Tolles & Olson LLP, counsel for
3 Defendants Warner/Chappell Music, Inc. and Summy-Birchard, Inc. (jointly,
4 "Warner/Chappell"). I am admitted to practice law in the State of California and
5 before this Court. I submit this declaration in support of Warner/Chappell's Reply
6 Memorandum in Support of Motion for Leave to File Supplemental Evidence in
7 Support of Motion for Summary Judgment. I have personal knowledge of the facts
8 stated herein and if called upon as a witness to testify as to them, I could and would
9 competently do so.

10 2. Attached hereto as **Exhibit A** is a true and correct copy of an excerpt
11 from the transcript of Plaintiffs' deposition of Warner/Chappell pursuant to Fed. R.
12 Civ. P. 30(b)(6).

13 3. Attached hereto as **Exhibit B** is a true and correct copy of Plaintiffs'
14 Second Notice of Taking Deposition of the Person Most Knowledgeable of
15 Defendant Warner/Chappell Music, Inc. Pursuant to Fed. R. Civ. P. 30(b)(6).

16 4. Attached hereto as **Exhibit C** is a true and correct copy of Defendant's
17 Objections to Plaintiffs' Amended Notice of Taking Deposition of the Person Most
18 Knowledgeable of Defendant Warner/Chappell Music, Inc. Pursuant to Fed. R. Civ.
19 P. 30(b)(6).

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21 I declare under penalty of perjury under the laws of the United States
22 that the foregoing is true and correct. Executed this 17th day of August 2015, at San
23 Francisco, California.

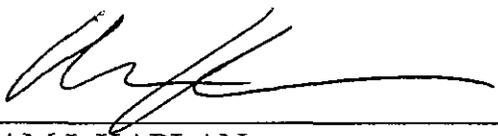
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ADAM I. KAPLAN