



I, Rupa Marya, hereby declare as follows:

1. I am a musician and leader of the band entitled "Rupa & The April Fishes" and a member of the American Society of Composers, Authors and Publishers. I am a resident Alameda County, California and a Plaintiff in the above-entitled action.

2. On or about June 17, 2013, I paid defendant Warner/Chappell \$455 for a compulsory license for use of *Happy Birthday to You*.

3. I did not learn that there was a dispute with respect to whether or not defendant Warner/Chappell owned a copyright of *Happy Birthday to You* until this lawsuit was filed in June 2013. Prior to June 2013, I never heard about nor did I read the article written by Professor Brauneis that argued Warner/Chappell did not own a copyright to *Happy Birthday to You*.

4. Prior to the filing of this lawsuit, I had no reason to believe nor did I suspect that Warner/Chappell did not own a copyright to *Happy Birthday to You*. It was commonly known in the entertainment industry that Warner/Chappell claimed an exclusive copyright to *Happy Birthday to You* and it had been collecting royalties for use of the song for decades.

I declare under penalty of perjury that the foregoing is true and correct. Executed this 12th day of November 2015, in Contra Costa County, California.

By   
RUPA MARYA