

EXHIBIT K

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April 2, 2008

BY ELECTRONIC MAIL ONLY

Maria Ellinikos
Akin Gump Strauss Hauer & Feld LLP
580 California Street, Suite 1500
San Francisco, California 94104

Re: *Viacom International, Inc. v. Youtube, Inc.*
No. 1:07-cv-2103 (S.D.N.Y.):
Subpoena to BayTSP

Dear Maria:

I write in response to your letter of March 28, 2008.

For the time being, and without prejudice, YouTube will accept BayTSP's production of documents related to the lists of Viacom-related entities identified in the attachments to your letters dated February 20, 2008 and March 28, 2008. As we understand the proposed agreement, BayTSP will produce documents related to entities identified on those lists, not merely to the websites bearing the names of those entities. For example, your list includes BET (www.bet.com), but does not specifically identify certain BET user generated content websites, such as <http://yaheard.bet.com>. Similarly, your list includes CMT (www.cmt.com) but not <http://mytruck.cmt.com>. These are just a few examples, and there are many more. We want to be sure that all BayTSP documents related to the sites belonging to the Viacom-related entities will be produced, not merely the sites within the entity's primary domain. Please confirm that you share this understanding.

With regard to your second point, we do not request, and have never requested, that BayTSP recreate takedown notices from its proprietary database. Rather, we request a production or inspection of the portions of BayTSP's proprietary database that contain the data relevant to those notices – *i.e.*, the relevant documents as kept by BayTSP in the ordinary course of business. If BayTSP proposes that it will recreate the takedown notices as an alternative to producing or making available for inspection the proprietary database, YouTube will consider such a proposal. However, we would need more than just the takedown notices themselves, but also any other documents relating to such notices, such as the “searchable database for creation of custom reports, trends, and charts that can be exported to standard business applications” and traceable and documented evidence gathering” that BayTSP touts on its website.

We have repeatedly expressed our willingness to address BayTSP's confidentiality concerns. We have proposed using the existing Protective Order to do so, and would be willing to enter a side agreement or additional protective order to permit any disputes to be venued in the Northern

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District of California for BayTSP's convenience. We continue to invite you to propose such a side agreement or supplemental protective order.

Very truly yours,

/s/

Brandon Baum

BB/jmm