

EXHIBIT P

Campos, Mario

From: Ellinikos, Maria
Sent: Wednesday, May 28, 2008 6:28 PM
To: 'Baum, Brandon'; Masur, Joshua M.
Cc: Hemminger, Steve; Campos, Mario; Gagnon, Suzanne; Rowinski, Julie
Subject: Viacom et al. v. YouTube et al.

Attachments: scan.pdf



scan.pdf (63 KB)

Please see attached correspondence.

Maria Ellinikos
Litigation Associate
Akin Gump Strauss Hauer & Feld LLP
580 California Street, Suite 1500
San Francisco, California 94104
Tel: (415) 765-9560
Fax: (415) 765-9501
mellinikos@akingump.com

AKIN GUMP
STRAUSS HAUER & FELD LLP

Attorneys at Law

MARIA ELLINIKOS
415.765.9500/fax: 415.765.9501
mellinikos@akingump.com

May 28, 2008

Brandon Baum, Esq.
Josh Masur, Esq.
Mayer Brown LLP
Two Palo Alto Square, Suite 300
3000 El Camino Real
Palo Alto, California 94306-2112

Re: *Viacom International, Inc. v. YouTube, Inc.*, No. 1:07-cv-2103 (S.D.N.Y.) and
Premier League v. YouTube, No. 1:07-cv-3582

Dear Brandon:

I write in response to your letter dated May 21, 2008.

First, BayTSP's request that you provide search terms for filtering and its willingness to consider supplementing its list with search terms you suggest belies your silly assertion that Viacom "is controlling" BayTSP's search. Where, as here, you are able to identify search terms that may capture the documents that you believe are called for by the subpoena and are relevant to this litigation, BayTSP invited you to do so. Indeed, BayTSP has no objection to adding the following terms to its search term list: SpongeBob; SquarePants; The Daily Show; Jon Stewart; Colbert Report; Ren Stimpy; Inconvenient Truth; Mean Girls; Dora the Explorer; Beavis Butthead; and Laguna Beach.

Second, with regard to the filtering searches, they will not be case-sensitive. The inclusion of the redundant terms "NeoPets" and "Neopets" was a typographical error. Similarly, symbols *i.e.* quotation marks, slashes, at signs, dashes, ampersands, periods and plus signs are ignored and replaced with a space. Thus, the searches will identify domain names and email addresses such that a search for the term "viacom" will include emails sent to and from the viacom.com domain name.

Third, all agreements between Viacom and BayTSP falling within the proper scope of the subpoena will be produced when the other properly requested documents are produced. We decline to perform piecemeal productions.

**AKIN GUMP
STRAUSS HAUER & FELD LLP**

Attorneys at Law

May 28, 2008

Page 2

Finally, as we have informed you, BayTSP will produce properly requested information responsive to YouTube's subpoena, including information that is stored on its proprietary databases in compliance with its obligations under Federal Rule of Civil Procedure 45, rendering the voluntary revealing of highly confidential and trade secret information relating to its proprietary database, including the database management system, moot.

We do not want to delay the filtering and production of documents any longer. Please provide any further search terms you would like us to consider including by close of business Friday, May 30.

Sincerely,

/s/ Maria Ellinikos

Maria Ellinikos