

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

FOX TELEVISION STATIONS, INC., et al.

Case No. 1:13-cv-00758 (RMC)

Plaintiffs & Counter-
Defendants,

v.

AEREOKILLER LLC, et al.

Defendants & Counter-
Plaintiffs.

DECLARATION OF REBECCA BORDEN

I, Rebecca Borden, declare as follows:

1. I am Vice President and Assistant Secretary of CBS Broadcasting Inc. and CBS Studios Inc. (collectively, "CBS").

2. I submit this declaration in support of Plaintiffs' Motion for Preliminary Injunction. This declaration is based on my own personal knowledge, my review of CBS's books and records, or on information provided to me in my capacity as Vice President and Assistant Secretary of CBS. If called as a witness, I will provide testimony regarding the subject matter addressed in this declaration.

3. CBS is engaged in the creation, distribution, licensing, and marketing of television programming and other intellectual property.

4. Attached hereto as Exhibit 1 is a true and correct copy of a non-exhaustive list of television programs in which CBS holds the copyrights, which I am informed and believe were broadcast on television stations affiliated with the CBS Television Network, including WUSA-

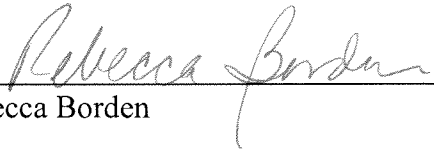
TV Washington D.C. and WCBS-TV New York, between May 12, 2013 and July 8, 2013. It is my understanding that other episodes of television programs in which CBS holds the copyright have been aired on WUSA-TV and WCBS-TV at various times between May 12, 2013 and the present.

5. Attached hereto as Exhibit 2 are true and correct copies of the copyright registrations for the works listed in Exhibit 1. These registrations are maintained by CBS in the ordinary course of business.

6. CBS has not licensed to any of the Defendants the right to publicly display or perform, distribute or reproduce copies of any of its television programs or other works in which they own the copyrights, including those works listed in Exhibit 1.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed this 15th day of July, 2013 at New York, New York.



Rebecca Borden

EXHIBIT 1

No.	Program Title	Broadcast Date	Copyright Owner	Motion Picture Registration
1	48 Hours; "The Hunt for Mr. Wright"	6/29/2013	CBS Broadcasting Inc.	PA 1-828-260
2	Blue Bloods; "Domestic Disturbance" (#301)	5/24/2013	CBS Studios Inc.	PA 1-828-037
3	Blue Bloods; "Old Wounds" (#303)	5/24/2013	CBS Studios Inc.	PA 1-828-003
4	Blue Bloods; "Risk and Reward" (#306)	6/14/2013	CBS Studios Inc.	PA 1-831-572
5	Blue Bloods; "Nightmares" (#307)	6/21/2013	CBS Studios Inc.	PA 1-831-578
6	Blue Bloods; "Higher Education" (#308)	6/28/2013	CBS Studios Inc.	PA 1-831-593
7	Blue Bloods; "Lonely Hearts Club" (#207)	7/5/2013	CBS Studios Inc.	PA 1-768-012
8	Blue Bloods; "Whistleblower" (#208)	7/5/2013	CBS Studios Inc.	PA 1-781-725
9	CSI: Crime Scene Investigation; "Code Blue Plate Special" (#1302)	5/29/2013	CBS Broadcasting Inc.	PA 1-818-314
10	CSI: Crime Scene Investigation; "Risky Business Class" (#1310)	6/12/2013	CBS Broadcasting Inc.	PA 1-829-003
11	CSI: Crime Scene Investigation; "Dead Air" (#1311)	6/19/2013	CBS Broadcasting Inc.	PA 1-839-955
12	Hawaii Five-O; "Ha'alele (Abandoned)" (#220)	5/27/2013	CBS Studios Inc.	PA 1-791-012
13	NCIS; "Gone" (#218)	6/11/2013	CBS Studios Inc.	PA 1-835-622
14	NCIS; "Recovery" (#212)	7/2/2013	CBS Studios Inc.	PA 1-828-019
15	NCIS: Los Angeles; "Dead Body Politic" (#404)	5/28/2013	CBS Studios Inc.	PA 1-833-627
16	NCIS: Los Angeles; "Partners" (#314)	6/22/2013	CBS Studios Inc.	PA 1-778-992
17	NCIS: Los Angeles; "Crimeleon" (#315)	7/6/2013	CBS Studios Inc.	PA 1-778-989

EXHIBIT 2

Certificate of Registration



This Certificate issued under the seal of the Copyright Office in accordance with title 17, *United States Code*, attests that registration has been made for the work identified below. The information on this certificate has been made a part of the Copyright Office records.

Maria A. Pallante

Register of Copyrights, United States of America

Registration Number
PA 1-828-260

Effective date of
registration:

February 4, 2013

Title

Title of Work: 48 HOURS: December 1, 2012

Completion/Publication

Year of Completion: 2012

Date of 1st Publication: December 1, 2012

Nation of 1st Publication: United States

Author

Author: CBS News Inc.

Author Created: entire motion picture

Work made for hire: Yes

Citizen of: United States

Domiciled in: United States

Copyright claimant

Copyright Claimant: CBS Broadcasting Inc.

51 West 52 Street, 31/15-45, New York, NY, 10019, United States

Transfer Statement: By written agreement

Limitation of copyright claim

Material excluded from this claim: Some footage

New material included in claim: All other cinematographic material including compilation

Rights and Permissions

Organization Name: CBS Broadcasting Inc.

Name: Carla Rothenberg

Email: carla.rothenberg@cbs.com

Telephone: 212-975-3286

Address: 51 West 52 Street

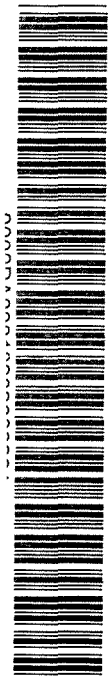
31/15-76

New York, NY 10019 United States

Certification

Name: Carla Rothenberg

Date: January 31, 2013



Registration #: PA0001828260
Service Request #: 1-884886290



CBS Broadcasting Inc.
Carla Rothenberg
51 West 52nd Street
31/15-76
New York, NY 10019 United States

Certificate of Registration



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Maria A. Pallante

Register of Copyrights, United States of America

Registration Number
PA 1-828-037

Effective date of registration:
December 26, 2012

Title

Title of Work: BLUE BLOODS - Show # 301 "Domestic Disturbance"

Completion/Publication

Year of Completion: 2012

Date of 1st Publication: October 4, 2012

Nation of 1st Publication: United States

Author

▪ **Author:** CBS Studios Inc.

Author Created: entire motion picture

Work made for hire: Yes

Domiciled in: United States

Copyright claimant

Copyright Claimant: CBS Studios Inc.

4024 Radford Ave., Admin Building, Room 390G, Studio City, CA, 91604,
United States

Certification

Name: Lura Burton

Date: December 20, 2012

Registration #: PA0001828037

Service Request #: 1-867494489



0000PA00018280370101

Youngblood Group
Juliette Youngblood
3000 Olympic Blvd.
Suite 2520
Santa Monica, CA 90404 United States

Certificate of Registration



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Maria A. Pallante

Register of Copyrights, United States of America

Registration Number
PA 1-828-003

Effective date of
registration:
December 26, 2012

Title

Title of Work: BLUE BLOODS - Show # 303 "Old Wounds"

Completion/Publication

Year of Completion: 2012

Date of 1st Publication: October 11, 2012

Nation of 1st Publication: United States

Author

Author: CBS Studios Inc.

Author Created: entire motion picture

Work made for hire: Yes

Domiciled in: United States

Copyright claimant

Copyright Claimant: CBS Studios Inc.

4024 Radford Ave., Admin Building, Room 390G, Studio City, CA, 91604,
United States

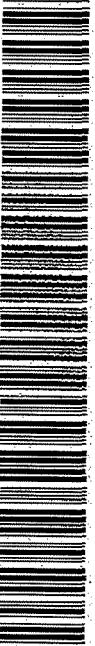
Certification

Name: Lura Burton

Date: December 20, 2012

Registration #: PA0001828003

Service Request #: 1-867494539



0000PA00018280030101

Youngblood Group
Juliette Youngblood
3000 Olympic Blvd.
Suite 2520
Santa Monica, CA 90404 United States

Certificate of Registration



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Maria A. Pallante

Register of Copyrights, United States of America

Registration Number
PA 1-831-572

Effective date of registration:
January 18, 2013

Title

Title of Work: BLUE BLOODS - Show # 306 "Risk and Reward"

Completion/Publication

Year of Completion: 2012

Date of 1st Publication: October 25, 2012

Nation of 1st Publication: United States

Author

- **Author:** CBS Studios Inc.
Author Created: entire motion picture
- Work made for hire:** Yes
- Domiciled in:** United States

Copyright claimant

Copyright Claimant: CBS Studios Inc.

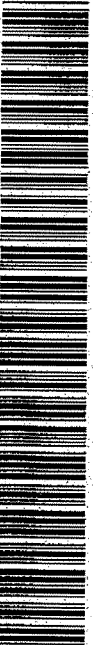
4024 Radford Ave., Admin Building, Room 390G, Studio City, CA, 91604,
United States

Certification

Name: Lura Burton

Date: January 4, 2013

Registration #: PA0001831572
Service Request #: 1-873035160



0000PA00018315720101

Youngblood Group
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3000 Olympic Blvd.
Suite 2520
Santa Monica, CA 90404 United States

Certificate of Registration



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Maria A. Pallante

Register of Copyrights, United States of America

Registration Number
PA 1-831-578

Effective date of
registration:

January 18, 2013

Title

Title of Work: BLUE BLOODS - Show # 307 "Nightmares"

Completion/Publication

Year of Completion: 2012

Date of 1st Publication: November 8, 2012

Nation of 1st Publication: United States

Author

Author: CBS Studios Inc.

Author Created: entire motion picture

Work made for hire: Yes

Domiciled in: United States

Copyright claimant

Copyright Claimant: CBS Studios Inc.

4024 Radford Ave., Admin Building, Room 390G, Studio City, CA, 91604,
United States

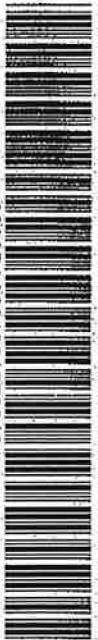
Certification

Name: Lura Burton

Date: January 4, 2013

Registration #: PA0001831578

Service Request #: 1-873035185



0000PA00018315780101

Youngblood Group
Juliette Youngblood
3000 Olympic Blvd.
Suite 2520
Santa Monica, CA 90404 United States

Certificate of Registration



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Maria A. Pallante

Register of Copyrights, United States of America

Registration Number
PA 1-831-593

Effective date of
registration:

January 18, 2013

Title

Title of Work: BLUE BLOODS - Show # 308 "Higher Education"

Completion/Publication

Year of Completion: 2012

Date of 1st Publication: November 29, 2012

Nation of 1st Publication: United States

Author

■ Author: CBS Studios Inc.

Author Created: entire motion picture

Work made for hire: Yes

Domiciled in: United States

Copyright claimant

Copyright Claimant: CBS Studios Inc.

4024 Radford Ave., Admin Building, Room 390G, Studio City, CA, 91604,
United States

Certification

Name: Lura Burton

Date: January 4, 2013

Registration #: PA0001831593

Service Request #: 1-873035210



0000PA00018315930101

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Juliette Youngblood
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Maria A. Pallante

Register of Copyrights, United States of America

Registration Number
PA 1-768-012

Effective date of registration:

December 19, 2011

Title

Title of Work: BLUE BLOODS - Show # 207 "Lonely Hearts Club"

Completion/Publication

Year of Completion: 2011

Date of 1st Publication: November 10, 2011

Nation of 1st Publication: United States

Author

▪ **Author:** CBS Studios Inc.

Author Created: entire motion picture

Work made for hire: Yes

Domiciled in: United States

Copyright claimant

Copyright Claimant: CBS Studios Inc.

4024 Radford Ave., Admin Building, Room 390G, Studio City, CA, 91604,
United States

Certification

Name: Lura Burton

Date: December 12, 2011

Registration #: PA0001768012

Service Request #: 1-697625065



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Maria A. Pallante

Register of Copyrights, United States of America

Registration Number
PA 1-781-725

Effective date of registration:
February 23, 2012

Title

Title of Work: BLUE BLOODS - Show # 208 "Whistleblower"

Completion/Publication

Year of Completion: 2012

Date of 1st Publication: January 5, 2012

Nation of 1st Publication: United States

Author

▪ **Author:** CBS Studios Inc.

Author Created: entire motion picture

Work made for hire: Yes

Domiciled in: United States

Copyright claimant

Copyright Claimant: CBS Studios Inc.

4024 Radford Ave., Admin Building, Room 390G, Studio City, CA, 91604,
United States

Certification

Name: Lura Burton

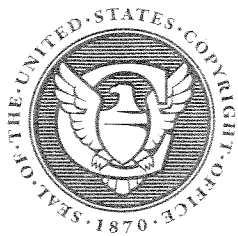
Date: February 9, 2012

Registration #: PA0001781725
Service Request #: 1-723017738



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Santa Monica, CA 90404 United States

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Maria A. Pallante

Register of Copyrights, United States of America

Registration Number
PA 1-818-314

Effective date of registration:
November 15, 2012

Title

Title of Work: CSI: CRIME SCENE INVESTIGATION - Code Blue Plate Special - #1302

Completion/Publication

Year of Completion: 2012

Date of 1st Publication: October 10, 2012

Nation of 1st Publication: United States

Author

▪ **Author:** CBS Broadcasting Inc.

Author Created: entire motion picture

Work made for hire: Yes

Citizen of: United States

▪ **Author:** Daltrey Funding LLC

Author Created: entire motion picture

Work made for hire: Yes

Citizen of: United States

Copyright claimant

Copyright Claimant: CBS Broadcasting Inc.

51 West 52nd Street, New York, NY, 10019, United States

Copyright Claimant: Daltrey Funding LLC

c/o Lord Securities Corporation, as Manager, 48 Wall Street, 27th Floor,
New York, NY, 10005, United States

Rights and Permissions

Organization Name: CBS Broadcasting Inc.

Name: Beth F. Jones

Email: beth.jones@cbs.com

Telephone: 818-655-1643

Address: 4024 Radford Avenue
Carpenter Building
Studio City, CA 91604 United States

Certification

Name: Beth F. Jones

Date: November 7, 2012



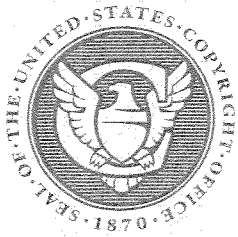
Registration #: PA0001818314

Service Request #: 1-848303010



CBS Broadcasting Inc.
Denise Lopez
4024 Radford Avenue
Carpenter Building
Studio City, CA 91604 United States

Certificate of Registration



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Maria A. Pallante

Register of Copyrights, United States of America

Registration Number
PA 1-829-003

Effective date of
registration:

December 28, 2012

Title

Title of Work: CSI: CRIME SCENE INVESTIGATION - Risky Business Class - #1310

Completion/Publication

Year of Completion: 2012

Date of 1st Publication: December 12, 2012

Nation of 1st Publication: United States

Author

■ Author: CBS Broadcasting Inc.

Author Created: entire motion picture

Work made for hire: Yes

Citizen of: United States

■ Author: Daltrey Funding LLC

Author Created: entire motion picture

Work made for hire: Yes

Citizen of: United States

Copyright claimant

Copyright Claimant: CBS Broadcasting Inc.

51 West 52nd Street, New York, NY, 10019, United States

Copyright Claimant: Daltrey Funding LLC

c/o Lord Securities Corporation, as Manager, 48 Wall Street, 27th Floor,
New York, NY, 10005, United States

Rights and Permissions

Organization Name: CBS Broadcasting Inc.

Name: Beth F. Jones

Email: beth.jones@cbs.com

Telephone: 818-655-1643

Address: 4024 Radford Avenue
Carpenter Building
Studio City, CA 91604 United States

Certification

Name: Beth F. Jones

Date: December 20, 2012



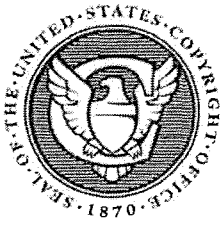
Registration #: PA0001829003

Service Request #: 1-867476284



CBS Broadcasting Inc.
Denise Lopez
4024 Radford Avenue
Carpenter Building
Studio City, CA 91604 United States

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Maria A. Pallante

Register of Copyrights, United States of America

Registration Number
PA 1-839-955

Effective date of
registration:

March 5, 2013

Title

Title of Work: CSI: CRIME SCENE INVESTIGATION - Dead Air - #1311

Completion/Publication

Year of Completion: 2013

Date of 1st Publication: January 16, 2013

Nation of 1st Publication: United States

Author

- Author: CBS Broadcasting Inc.

Author Created: entire motion picture

Work made for hire: Yes

Citizen of: United States

- Author: Daltrey Funding LLC

Author Created: entire motion picture

Work made for hire: Yes

Citizen of: United States

Copyright claimant

Copyright Claimant: CBS Broadcasting Inc.

51 West 52nd Street, New York, NY, 10019, United States

Copyright Claimant: Daltrey Funding LLC

c/o Lord Securities Corporation, as Manager, 48 Wall Street, 27th Floor,
New York, NY, 10005, United States

Rights and Permissions

Organization Name: CBS Broadcasting Inc.

Name: Beth F. Jones

Email: beth.jones@cbs.com

Telephone: 818-655-1643

Address: 4024 Radford Avenue
Carpenter Building
Studio City, CA 91604 United States

Certification

Name: Beth F. Jones

Date: February 26, 2013



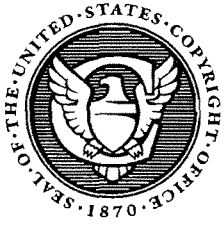
Registration #: PA0001839955

Service Request #: 1-898042273



CBS Broadcasting Inc.
Denise Lopez
4024 Radford Avenue
Carpenter Building
Studio City, CA 91604 United States

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Maria A. Pallante

Register of Copyrights, United States of America

Registration Number
PA 1-791-012

Effective date of registration:
June 1, 2012

Title

Title of Work: HAWAII FIVE-0 - Show # 220 "Ha'alele (Abandoned)"

Completion/Publication

Year of Completion: 2012

Date of 1st Publication: April 8, 2012

Nation of 1st Publication: United States

Author

▪ **Author:** CBS Studios Inc.

Author Created: entire motion picture

Work made for hire: Yes

Domiciled in: United States

Copyright claimant

Copyright Claimant: CBS Studios Inc.

4024 Radford Ave., Admin Building, Room 390G, Studio City, CA, 91604,
United States

Certification

Name: Lura Burton

Date: May 29, 2012

Registration #: PA0001791012
Service Request #: 1-772158238



Youngblood Group
Juliette Youngblood
3000 Olympic Blvd.
Suite 2520
Santa Monica, CA 90404 United States

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Maria A. Pallante

Register of Copyrights, United States of America

Registration Number
PA 1-835-622

Effective date of
registration:

January 18, 2013

Title

Title of Work: NCIS - Show # 218 "Gone"

Completion/Publication

Year of Completion: 2012

Date of 1st Publication: November 26, 2012

Nation of 1st Publication: United States

Author

■ Author: CBS Studios Inc.

Author Created: entire motion picture

Work made for hire: Yes

Domiciled in: United States

Copyright claimant

Copyright Claimant: CBS Studios Inc.

4024 Radford Ave., Admin Building, Room 390G, Studio City, CA, 91604,
United States

Certification

Name: Lura Burton

Date: January 4, 2013

Registration #: PA0001835622
Service Request #: 1-873072083



Youngblood Group
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Suite 2520
Santa Monica, CA 90404 United States

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Maria A. Pallante

Register of Copyrights, United States of America

Registration Number
PA 1-828-019

Effective date of
registration:
December 26, 2012

Title

Title of Work: NCIS - Show # 212 "Recovery"

Completion/Publication

Year of Completion: 2012

Date of 1st Publication: October 1, 2012

Nation of 1st Publication: United States

Author

Author: CBS Studios Inc.

Author Created: entire motion picture

Work made for hire: Yes

Domiciled in: United States

Copyright claimant

Copyright Claimant: CBS Studios Inc.

4024 Radford Ave., Admin Building, Room 390G, Studio City, CA, 91604,
United States

Certification

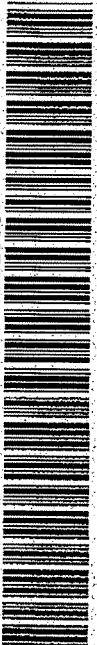
Name: Lura Burton

Date: December 20, 2012

Registration #: PA0001828019

Service Request #: 1-867494913

0000PA00018280190101



Youngblood Group
Juliette Youngblood
3000 Olympic Blvd.
Suite 2520
Santa Monica, CA 90404 - United States

Certificate of Registration



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Maria A. Pallante

Register of Copyrights, United States of America

Registration Number
PA 1-833-627

Effective date of registration:

January 22, 2013

Title

Title of Work: NCIS: LOS ANGELES - Show # 404 "Dead Body Politic"

Completion/Publication

Year of Completion: 2012

Date of 1st Publication: October 22, 2012

Nation of 1st Publication: United States

Author

■ **Author:** CBS Studios Inc.

Author Created: entire motion picture

Work made for hire: Yes

Domiciled in: United States

Copyright claimant

Copyright Claimant: CBS Studios Inc.

4024 Radford Ave., Admin Building, Room 390G, Studio City, CA, 91604,
United States

Certification

Name: Lura Burton

Date: January 4, 2013

Registration #: PA0001833627

Service Request #: 1-873072168



Youngblood Group
Juliette Youngblood
3000 Olympic Blvd.
Suite 2520
Santa Monica, CA 90404 United States

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Maria A. Pallante

Register of Copyrights, United States of America

Registration Number
PA 1-778-992

Effective date of registration:

March 13, 2012

Title

Title of Work: NCIS: LOS ANGELES - Show # 314 "Partners"

Completion/Publication

Year of Completion: 2012

Date of 1st Publication: February 6, 2012

Nation of 1st Publication: United States

Author

▪ **Author:** CBS Studios Inc.

Author Created: entire motion picture

Work made for hire: Yes

Domiciled in: United States

Copyright claimant

Copyright Claimant: CBS Studios Inc.

4024 Radford Ave., Admin Building, Room 390G, Studio City, CA, 91604,
United States

Certification

Name: Lura Burton

Date: March 6, 2012

Registration #: PA0001778992

Service Request #: 1-734746348



Youngblood Group
Juliette Youngblood
3000 Olympic Blvd.
Suite 2520
Santa Monica, CA 90404 United States

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Maria A. Pallante

Register of Copyrights, United States of America

Registration Number
PA 1-778-989

Effective date of registration:

March 13, 2012

Title

Title of Work: NCIS: LOS ANGELES - Show # 315 "Crimeleon"

Completion/Publication

Year of Completion: 2012

Date of 1st Publication: February 13, 2012

Nation of 1st Publication: United States

Author

▪ **Author:** CBS Studios Inc.

Author Created: entire motion picture

Work made for hire: Yes

Domiciled in: United States

Copyright claimant

Copyright Claimant: CBS Studios Inc.

4024 Radford Ave., Admin Building, Room 390G, Studio City, CA, 91604,
United States

Certification

Name: Lura Burton

Date: March 6, 2012

Registration #: PA0001778989

Service Request #: 1-734746513



Youngblood Group
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Santa Monica, CA 90404 United States