

**UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF GEORGIA,  
ATLANTA DIVISION**

CAMBRIDGE UNIVERSITY PRESS,  
OXFORD UNIVERSITY PRESS, INC.,  
and SAGE PUBLICATIONS, INC.,

Plaintiffs,

- v. -

MARK P. BECKER, in his official  
capacity as Georgia State University  
President, et al.,

Defendants.

Civil Action No. 1:08-CV-1425-ODE

**DECLARATION OF JOHN H. RAINS IV**

I, John H. Rains IV, declare as follows:

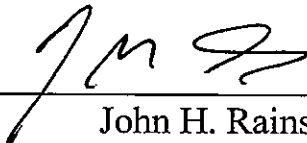
1. I am an attorney with the law firm Bondurant, Mixson & Elmore LLP, counsel to Plaintiffs in this action.
2. I make this declaration based upon my own knowledge and that of my firm.
3. Exhibit A to this Declaration is a true and correct copy of an ERes report for the Spring 2010 semester that was produced by Defendants, at Plaintiffs' request, on April 23, 2010.

4. Exhibit B to this Declaration is a true and correct copy of an e-mail I received in response to an e-mail I sent to Cynthia Hall on June 4, 2009.

5. Exhibit C to this Declaration is a true and correct copy of chart prepared by counsel for Plaintiffs that summarizes Professor Esposito's fair use checklists introduced as evidence by Defendants in opposition to Plaintiff's motion for summary judgment.

6. Exhibit D to this Declaration is a true and correct copy of an e-mail exchange between me and Kristen Swift.

Dated: Atlanta, Georgia  
April 26, 2010

  
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John H. Rains IV