

EXHIBIT B
to
DECLARATION OF MARC GUILFORD

Marc Guilford

From: Klaus, Kelly [Kelly.Klaus@mto.com]
Sent: Friday, August 28, 2009 5:22 PM
To: Richard Busch; Marc Guilford; Howard Hertz
Cc: Pomerantz, Glenn; LeMoine, Melinda
Subject: Eight Mile v Apple and Aftermath

Please be advised that Defendants intend to call Steven Marks, Executive Vice President and General Counsel of the RIAA, to testify regarding the 2001 RIAA-HarryFox Agency-NMPA Agreement. If Plaintiffs would like to depose Mr. Marks, please contact us so we can start working on those arrangements. If Plaintiffs would like to depose any of the other witnesses we have disclosed, you need to let us know that immediately so that we can schedule depositions in the time left before trial.