

**EXHIBIT 3**

**Excerpt of transcript pages 114-116 from the Deposition of  
Joel Martin taken on May 14, 2008**

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

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 F.B.T. PRODUCTIONS, LLC, )  
 and Em2M, LLC, )  
 Plaintiffs,)  
 v. ) Case No. CV 07-03314  
 AFTERMATH RECORDS doing ) PSG (MANx)  
 business as AFTERMATH )  
 ENTERTAINMENT; INTERSCOPE )  
 RECORDS; UMG RECORDINGS, )  
 INC.; and ARY, INC., )  
 Defendants.)

-----x  
 UNITED STATES DISTRICT COURT  
 FOR THE EASTERN DISTRICT OF MICHIGAN  
 SOUTHERN DIVISION

-----x  
 EIGHT MILE STYLE, LLC and )  
 MARTIN AFFILIATED, LLC, )  
 Plaintiffs,)  
 vs. ) Case No. 2:07-cv-13164  
 APPLE COMPUTER, INC. and ) Hon. Anna Diggs Taylor  
 AFTERMATH RECORDS d/b/a )  
 AFTERMATH ENTERTAINMENT, )  
 Defendants.)

May 14, 2008

10:06 a.m.

Deposition of JOEL MARTIN, held at the  
 law offices of Jenner & Block, 919 Third Avenue,  
 New York, New York, pursuant to notice and  
 agreement, before Donald R. DePew, an RPR, CRR and  
 Notary Public within and for the State of  
 New York.

1 Joel Martin

12:24:59 2 Q. Mr. Martin, this is a list of  
12:25:01 3 compositions that was provided to us by your  
12:25:03 4 counsel in this lawsuit.

12:25:10 5 Do you believe that this list is a  
12:25:13 6 complete list of the compositions --

12:25:16 7 MR. BUSCH: Can I ask you a question  
12:25:16 8 before you ask that question?

12:25:18 9 MR. POMERANTZ: Uh-huh.

12:25:19 10 MR. BUSCH: There was a meet and confer  
12:25:21 11 that we had between myself and Mr. Klaus, one  
12:25:24 12 of your law partners, where he asked us to  
12:25:26 13 provide a revised list that was Exhibit 1.

12:25:28 14 Is this the original list or is this  
12:25:29 15 the revised list?

12:25:31 16 MR. POMERANTZ: My understanding is  
12:25:32 17 it's the revised list.

12:25:34 18 MR. BUSCH: Okay.

12:25:34 19 MR. POMERANTZ: And if it's not, we  
12:25:35 20 should substitute the revised list for it.

12:25:36 21 MR. BUSCH: Okay. I just want to make  
12:25:37 22 sure.

12:25:37 23 MR. POMERANTZ: My intent was to use  
12:25:38 24 the revised list.

12:25:39 25 MR. BUSCH: Okay.

1 Joel Martin

12:25:39 2 MR. POMERANTZ: I think that's what  
12:25:41 3 this is.

12:25:41 4 MR. BUSCH: Okay. Thank you.

12:25:41 5 MR. POMERANTZ: I don't know if you can  
12:25:42 6 tell the difference between the two, I can't.

12:25:44 7 MR. BUSCH: Okay. Thank you.

12:25:45 8 I think Mr. Martin may be able to, I  
12:25:46 9 don't know that I can either.

12:25:48 10 THE WITNESS: I don't know.

12:25:48 11 Q. Okay. Does this appear to you to be  
12:25:50 12 the list of compositions that you claim have been  
12:25:56 13 infringed in connection with permanent downloads?

12:25:59 14 A. Yes.

12:26:00 15 MR. BUSCH: Could I explain one thing  
12:26:01 16 about this? Because we put this together, I  
12:26:03 17 believe, okay, and I just wanted to explain  
12:26:05 18 one thing.

12:26:06 19 I think the issue was with respect to  
12:26:07 20 the copyright claimant, Joel's companies were  
12:26:12 21 the copyright claimants with respect to all  
12:26:15 22 of the songs. The request that came from  
12:26:16 23 Mr. Klaus was would you please identify if  
12:26:19 24 there are any other co-owners or  
12:26:21 25 co-publishers as opposed to who the copyright

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12:26:25 2 claimant is.

12:26:26 3 So even though under this last section,  
12:26:28 4 "Claimant," there are additional parties  
12:26:30 5 here, I also want to make it clear that the  
12:26:33 6 claimant was still on the copyright  
12:26:34 7 registration form, Mr. Martin's companies.

12:26:38 8 To the extent there is anybody else  
12:26:39 9 identified here, I believe those are  
12:26:40 10 additional co-publishers. So I just want to  
12:26:44 11 make that -- that -- I think that was the  
12:26:46 12 change from the two exhibits.

12:26:47 13 THE WITNESS: Uh-huh.

12:26:48 14 Q. Is that your understanding, Mr. Martin?

12:26:50 15 A. Yes.

12:26:53 16 Q. Did you write any of the compositions  
12:26:55 17 listed in Exhibit 201?

12:26:57 18 A. No.

12:26:59 19 Q. Did you help write any of them?

12:27:02 20 A. No.

12:27:02 21 Q. Did you perform in the recording of any  
12:27:07 22 of the compositions listed on Exhibit 201?

12:27:10 23 A. No.

12:27:17 24 Q. Have you produced records for any other  
12:27:20 25 recording artist who has had any commercial