

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MINNESOTA**

CAPITOL RECORDS, INC., et al.,

Case No.: 06-cv-1497-MJD-RLE

Plaintiffs,

JUDGE: Michael J. Davis

vs.

MAGISTRATE: Raymond L. Erickson

Jammie Thomas,

**NOTICE OF WITHDRAWAL AS
CO-COUNSEL DUE TO JUDICIAL
APPOINTMENT**

Defendant.

Undersigned counsel hereby respectfully withdraws his appearance as co-counsel for plaintiffs Virgin Records America, Inc., Capitol Records inc., Sony BMG Music entertainment, Arista Records LLC, Interscope Records, Warner Bros. Records Inc., and UMG Recordings, Inc. (“plaintiffs”). Undersigned counsel has been appointed as a Judge of the Colorado Court of Appeals, effective July 1, 2008, and hereby submits his notice of immediate withdrawal. Co-counsel for plaintiffs will remain as counsel of record.

Respectfully submitted this 30th day of May 2008.

/s/ Richard L. Gabriel

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