

EXHIBIT Y

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

RALPH VARGAS AND BLAND RICKY
ROBERTS,

Plaintiffs,

v.

PFIZER INC., PUBLICIS, INC., FLUID MUSIC,
EAST WEST COMMUNICATIONS, INC., AND
BRIAN TRANSEAU P/K/A "BT",

Defendants.

04 CV 9772 (WHP)
ECF CASE

**SUPPLEMENTAL DECLARATION OF JULIE A. AHRENS
IN SUPPORT OF DEFENDANT BRIAN TRANSEAU'S
MOTION FOR SUMMARY JUDGMENT**

1. I, Julie A. Ahrens am an attorney licensed by the state of California and the state of New York and admitted to practice before this Court.

2. I am an associate at the firm of Kirkland & Ellis LLP, I am over 18 years of age, and if called upon to testify, I could and would testify competently to the matters stated herein. I make the following declaration based upon my own personal knowledge.

3. On November 16, 2006 at defendant Brian Transeau's ("BT") studio in Los Angeles, California, I witnessed BT recreate from scratch *Aparthenonia*, the drum track at issue in the above-captioned litigation. My firm contracted LegaLink San Francisco to videotape BT's demonstration. Also present to witness the demonstration were Brian Baughn and Wonseok Choi.

4. Attached hereto as Exhibit Z is a true and correct copy of the compact disc created by BT on November 16, 2006, labeled "BT New Aparthenonia 11/16/2006" that BT handed to me immediately after saving the computer files he created during the demonstration.

5. Attached hereto as Exhibit AA is a true and correct copy of Volume 1, Videotape Number 1 of the video recording of the recreation demonstration as recorded on November 16, 2006 by Adam Sperry, a Notary Public contracted by LegaLink San Francisco.

Dated: December 1, 2006

/s/
Julie A. Ahrens

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Attorneys for Defendant
BRIAN TRANSEAU p/k/a "BT"

EXHIBIT Z



EXHIBIT AA



Vargas v. BT
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Aparthenonia Beat
Recreation 11/16/06
Exhibit AA