

Exhibit E

Holmes, Sandra

From: Jonathan Gottlieb [Jonathan.Gottlieb@fox.com]
Sent: Tuesday, November 02, 2010 7:51 PM
To: Kozusko, Dan
Cc: Eaton, Mary
Subject: RE: Arista Records LLC v. Lime Group LLC, et al.

Hi Dan,

I understand that you have now obtained production of the relevant agreements from the plaintiffs in the matter, which moots the first category of requests to us that you have listed below.

I also understand that the Court may be considering (or perhaps re-considering) the discoverability of the two other categories of documents implicated by your request. As you know, the discovery obtainable from third parties is narrower than what is obtainable from the parties to the litigation. We therefore would expect that you would withdraw any portion of your requests to us if the Court deems that category non-discoverable from the parties to the litigation. Conversely, if in the future the Court orders your counterparty to produce the same documents you have requested from us, I expect that you will advise us that no production of those documents from us is necessary.

Please advise if the Court issues an order addressing these subjects. Because such an order may shape or even moot your requests to us, I suggest we wait until the Court issues an order for any further discussion. If, however, you'd prefer to discuss further now, I am happy to have my assistant schedule a call.

Thank you.

From: Kozusko, Dan [mailto:dkozusko@willkie.com]
Sent: Wednesday, October 27, 2010 1:24 PM
To: Jonathan Gottlieb
Cc: Eaton, Mary; Sepi Haghighi
Subject: RE: Arista Records LLC v. Lime Group LLC, et al.

Jonathan,

I wanted to follow up on our conversation of last Friday and my subsequent email. Kindly let me how My Space intends to proceed here.

Regards,
Dan

Dan C. Kozusko
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-----Original Message-----

From: Kozusko, Dan
Sent: Friday, October 22, 2010 7:06 PM
To: 'Jonathan Gottlieb'
Cc: Eaton, Mary; Sepi Haghighi
Subject: RE: Arista Records LLC v. Lime Group LLC, et al.

Dear Jonathan:

Thank you for discussing with me just now the subpoena that Defendants have served on My Space Inc. ("My Space"). Per your request, below are the categories of documents that defendants seek to obtain from My Space in the first instance:

1. Licensing agreements between My Space and one or more plaintiffs with regard to the Songs identified in the Subpoena.
2. Communications and documents concerning communications between My Space and plaintiffs concerning those licensing agreements, the negotiation and terms thereof, and any payments made by My Space to plaintiffs pursuant to those agreements.
3. Documents reflecting payments made by My Space to plaintiffs pursuant to those licensing agreements, how those payments were calculated, and data regarding My Space users' accessing, downloading, or viewing the Songs identified in the Subpoena, such as how many times each of those Songs was accessed.

Please let us know as soon as possible whether My Space will be producing any documents pursuant to the subpoena. In the meantime, Defendants reserve all rights with regard to the Subpoena.

Regards,

Dan

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-----Original Message-----

From: Jonathan Gottlieb [mailto:Jonathan.Gottlieb@fox.com]
Sent: Thursday, October 21, 2010 4:25 PM
To: Kozusko, Dan
Cc: Eaton, Mary; Sepi Haghighi
Subject: RE: Arista Records LLC v. Lime Group LLC, et al.

Mr. Kozusko,

Apologies for the delayed response. My calendar has been very full this week. I'm copying my assistant to see whether she can find a time tomorrow or next week when we can discuss your subpoena.

As I am sure Ms. Eaton related to you, we believe that (a) your subpoena is unduly burdensome on its face; and (b) client is not entitled to obtain documents equally obtainable from parties to the litigation. If you have a narrowing of your subpoena in mind that does not impose an undue burden on MySpace and that seeks discoverable, relevant documents uniquely in MySpace's possession, we are of course willing to discuss such a resolution.

Very truly yours,
Jonathan Gottlieb

From: Kozusko, Dan [mailto:dkozusko@willkie.com]
Sent: Sunday, October 17, 2010 3:44 PM
To: Jonathan Gottlieb

Cc: Eaton, Mary
Subject: Arista Records LLC v. Lime Group LLC, et al.

Dear Mr. Gottlieb:

I write concerning the subpoena that defendants recently served on MySpace Music in connection with the above-captioned matter. As I am sure you recall, we agreed to put the production of documents in response to the subpoena on hold until the Court ruled on plaintiffs' objections to defendants' subpoenas, including the subpoena served on your client. Attached is a decision issued by the Court on Friday afternoon upholding the subpoenas in their entirety. Accordingly, we would like to discuss with you as soon as possible the timing of your document production. Of course, we are willing to discuss the scope of that production so as to minimize any undue burden on your client, while ensuring that defendants receive the requested documents and information expeditiously, so that we can avoid any costly motion practice.

Please let us know when you are available to discuss this issue. Thank you.

Very truly yours,
Dan Kozusko

<<Discovery Order.pdf>>
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