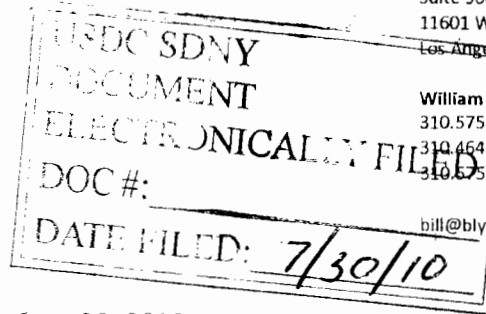


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June 30, 2010

Via Hand Delivery

Honorable Louis L. Stanton
United States District Judge
United States District Court
Southern District of New York
500 Pearl St.
New York, NY 10007-1312

Re: Viacom International Inc., et al. v. YouTube Inc., et al., Civil No. 07-CV-2103 (LLS); The Football Association Premiere League, Limited v. YouTube, Inc., et al., Civil No. 07-CV-3582 (LLS)

Dear Judge Stanton:

Please find enclosed the following documents, submitted in response to the Court's Order of March 5, 2010, regarding the unsealing of documents.

- 1. Non-Party Audible Magic Corporation's Proposed Findings of Fact Concerning Redaction of Confidential Pricing Information
- 2. Declaration of Vance Ikezoye In Support of Non-Party Audible Magic Corporation's Proposed Redaction of Confidential Pricing Information, and Exhibit A Thereto
- 3. Non-Party Audible Magic Corporation's Proposed Findings of Fact Concerning Information Subject to Confidentiality Agreements
- 4. Declaration of Vance Ikezoye In Support of Non-Party Audible Magic Corporation's Proposed Redaction of Information Subject to Confidentiality Agreements, and Exhibit A Thereto

Sincerely,

Bly Law, P.C.
William F. Bly

Encls.

cc: Vance Ikezoye

I have reviewed the documents and proposed redactions submitted with this letter. The redactions are narrowly tailored, fully justified, approved and shall remain in effect. So Ordered.

*Louis L. Stanton
7/29/10*

MEMORANDUM ENDORSED

MEMORANDUM ENDORSED

The Football Association Premier League Limited et al v. Youtube, Inc. et al

Doc. 324

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

x

VIACOM INT'L INC. ET AL.,

Plaintiffs,

v.

YOUTUBE, INC, ET AL.,

Defendants.

ECF Case
Civil No. 07-CV-2103 (LLS)

THE FOOTBALL ASSOCIATION PREMIER
LEAGUE LIMITED, on behalf of themselves and
all others similarly situated,

Plaintiffs.

v.

YOUTUBE, INC, ET AL.,

Defendants.

ECF Case
Civil No. 07-CV-3582 (LLS)

x

NON-PARTY AUDIBLE MAGIC CORPORATION'S
PROPOSED FINDINGS OF FACT CONCERNING REDACTION OF
CONFIDENTIAL PRICING INFORMATION

In accordance with this Court's March 5, 2010 Order, non-party Audible Magic Corporation has identified confidential information regarding the pricing of its services contained in its agreement with MTVN ("MTVN Agreement") and on pages 104-107 of the Transcript of the Deposition of Vance Ikezoye ("Transcript Excerpts") that it seeks to keep redacted upon the unsealing of documents filed by YouTube under seal in conjunction with its summary judgment opposition papers.

Attached hereto are annotated versions of the MTVN Agreement and Transcript Excerpts that redact the pricing information that Audible Magic, through the Declaration of its CEO and President Vance Ikezoye, has identified as confidential and proprietary.

The Court finds that disclosure of the information Audible Magic seeks to redact may, among other things, hinder Audible Magic's ability to enter into arms-length transactions with its customers in the future, and cause competitive harm to Audible Magic by revealing to Audible Magic's competitors Audible Magic's pricing terms. In addition, the Court finds that Audible Magic Corporation's request to redact specific pricing information is narrowly tailored.

Accordingly, the Court **GRANTS** Audible Magic Corporation's request to redact pricing information contained in the MTVN Agreement and Transcript Excerpts, attached hereto.

SO ORDERED:

Dated: _____, 2010

THE HONORABLE LOUIS L. STANTON
UNITED STATES DISTRICT JUDGE