

EXHIBIT A
TO CROWTHER DECLARATION
IN SUPPORT OF ONE 3 TWO, INC.'S
MOTION IN LIMINE NO. 4
PART V

Affidavit of William M. Landes in Re: MCI Communications Corp. et al. v. American Telephone and Telegraph Company, et al. (November 2, 1979).

Deposition of William M. Landes in Re: AT&T v. MCI (March 1980).

Deposition of William M. Landes in Re: Litton Systems, Inc., et al. v. American Tel and Tel. Co., et al. (June 9-10, 1980).

Affidavit of William M. Landes in Re: Litton Systems, Inc., et al. v. American Tel and Tel. Co., et al. (June 9, 1980).

Testimony and Exhibit before the Copyright Royalty Tribunal, "An Economic Analysis of the Contribution of Sports Programming to the Cable Copyright Royalty Fund," co-authored with Elisabeth M. Landes, H. Neal Lenhoff, and Robert S. Stillman (June 15, 1981).

Affidavit of William M. Landes in Re: Arlie Glen Skelton, et al. v. General Motors Corp. (June 1, 1981).

Verified Statement of William M. Landes (with John P. Gould and Robert S. Stillman) in Re: Railroad Exemption-Export Coal before the Interstate Commerce Commission, Ex Parte No. 346 (Sub-No. 7) (October 4, 1981).

Expert Report and Testimony in Re: Buffalo Broadcast Company, Inc., et al., v. American Society of Composers, Authors and Publishers, et al., and Broadcast Music, Inc., et al., and Broadcast Music, Inc., et al. (December 1981).

Affidavit of William M. Landes on behalf of ASCAP in Re: Buffalo Broadcasting Co. et al. v. American Society of Composers (November 10, 1981).

Affidavit of William M. Landes in Re: Grumman Corporation v. The LTV Corporation, CKH Corporation, Jones & Laughlin Industries, Inc., and Vought Corporation, Parte No. 346 (Sub-No. 7) (February 24, 1982).

Affidavit of William M. Landes in Re: Sentiment Shops, Inc., et al., v. Hallmark Cards Incorporated (March 3, 1982).

Expert Report and Testimony in Re: The Board of Regents of University of Oklahoma, et al. v. National Collegiate Athletic Association et al. (June 1982).

Expert Report in Re: Ralph C. Wilson Industries, Inc., v. Chronicle Broadcasting Company, et al. (October 15, 1982).

Deposition in Re: Ralph C. Wilson Industries, Inc., v. Chronicle Broadcasting Company, et al. (October 29, 1982).

Testimony in Re: Midwest Communications, Inc. v. Minnesota Twins, Inc., et al. (August 10 & 11, 1983).

Deposition in Re: A.J. Canfield Co. v. The Coca-Cola Company, et al. (September 1983).

Affidavit of William M. Landes and William J. Lynk in Re: United States of America v. Beverly Enterprises, et al. (February 1984).

Affidavit of William M. Landes in Re: Federal Trade Commission v. Warner Communications Inc., et al., U.S.D.C., C.D. Cal. No. 84-1506 (R) (March 1984).

Declaration of William M. Landes in Re: Federal Trade Commission v. Warner Communications Inc., et al., (March 16, 1984).

Affidavit of William M. Landes and Dennis W. Carlton in Re: United States of America v. Western Electric, et al. (December 19, 1984).

Testimony in Re: Industrial Investment Development Corporation, et al. v. Mitsui & Co., Ltd, et al. (October 1984).

Affidavit of William M. Landes and Andrew M. Rosenfield in Re: United States of America v. Western Electric, et al. (January 26, 1985).

Statement of William M. Landes (with Dennis W. Carlton, Christopher C. DeMuth and Andrew M. Rosenfield) in Response to the National Telecommunications Information Administration (NTIA) Request for Comments in Connection with the Comprehensive Study of the Structure and Regulation of the U.S. Telecommunications Industry (March 29, 1985).

Expert Report and Testimony in Re: Joint Application of Pan American World Airways, Inc. and United Airlines, Inc., Before the United States Department of Transportation (August, 1985).

Deposition of William M. Landes in Re: Seagood Trading Corp. v. Jerrico, Inc., et al. (December 1985).

Affidavit of William M. Landes in Re: The Investigation of Aura Promotion, Ltd. (September 14, 1987).

Affidavit of William M. Landes in Re: GLI Acquisition Company et al. -- Purchase -- Trailways Lines, Inc., et al., Proceedings before the Interstate Commerce Commission, Docket No. MC-F 18505 (October 6, 1987).

Declaration of William M. Landes in Re: Federal Trade Commission v. Pacific Resources, Inc. and Shell Oil Company, (October 30, 1987).

Deposition of William M. Landes in Re: FTC v. Pacific Resources, et al. (November 1987).

Testimony in Re: Hybritech Incorporated v. Abbott Laboratories (March 10-11, 1988).

Affidavit of William M. Landes in Re: United States of America v. Loew's Incorporated, et al., (January 1988 and May 1988).

Testimony in Re: Alpo Petfoods, Inc. v. Ralston Purina Company (September 19, 1988).

Deposition of William M. Landes in Re: Florida Fuels, Inc. v. Belcher Oil Company (December 8-9, 1988).

Deposition of William M. Landes in Re: The Dow Chemical Company v. American Cyanamid Company (March 1989).

Affidavit of William M. Landes in Re: Charles R. Christiansan and International Trade Services, Inc. v. Colt Industries and International Trade Services, Inc. v. Colt Industries (September 13, 1989).

Deposition of William M. Landes in Re: The Times Herald Printing Company v. A. H. Belo Corporation, Universal Press Syndicate, Inc., and Dallas Morning News Company (March 13-14, 1990).

Testimony of William M. Landes in Re: The Times Herald Printing Company v. A. H. Belo Corporation, Universal Press Syndicate, Inc., and Dallas Morning News Company (April 25, 1990).

Affidavit of William M. Landes in Re: Florida Fuels, Inc. v. Belcher Oil Company (March 19, 1991).

Affidavit of William M. Landes in Re: Buffalo Broadcasting v. American Society of Composers (March 19, 1991).

Testimony of William M. Landes in Re: National Cable Television Association, Inc., et al. v. Broadcast Music, Inc., Black Entertainment Television, Inc. v. Broadcast Music, Inc., Docket No. CA 90-0262 (April 15, 1991).

Deposition of William M. Landes in Re: Baxter International, Inc. v. Abbott Laboratories (July 22, 1991).

Deposition of William M. Landes in Re: National Football League Players Association v. National Football League Properties, Inc., National Football League and National Football League Management Council, Civil Action No. 90-4244 (July 9 & 10, 1992).

Declaration of William M. Landes in Re: National Basketball Association, et al., v. Charles L. Williams, et al., and Dominique Wilkins, et al., v. National Basketball Association, et al. (July 7, 1994).

Report of William M. Landes on Trademark Damages in Re: Hugo Boss v. Brookhurst, et al., (June 9, 1995).

Deposition of William M. Landes in Re: Carbon Dioxide Industry Antitrust Litigation, No. 92-MD-940-CIV-ORL-3L23, (July 27, 1995).

Affidavit of William M. Landes in Re: Carbon Dioxide Industry Antitrust Litigation, No. 92-MD-940-CIV-ORL-3L23 (December 13, 1995).

Rebuttal Affidavit of William M. Landes in Re: The Zapruder Film Arbitration, (February 11, 1999).

Declaration of William M. Landes in Re: Vitamin Antitrust Litigation, in the United States District Court for the District of Columbia, M.D.L. No. 1285, Misc. No. 99-0197 (TFH), (November 11, 1999).

Affidavit of William M. Landes in Re: The City of New York, The New York City Housing Authority, and The New York City Health and Hospitals Corporation v. Lead Industries Association, Inc., et al. Index No. 14365/89, IAS Part 39, before the Supreme Court of the State of New York, County of New York, (April 3, 1999).

Expert Report of William M. Landes in Re: Six West Retail Acquisition, Inc., v. Sony Theatre Management Corporation, et al., United States District Court Southern District of New York, 97 Civ. 5499 (LAP) (JCF) (February 6, 2003). (Confidential)

Expert Report of William M. Landes in Re: Cellco Partnership d/b/a Verizon Wireless v. Nextel Communications Inc., (June 15, 2004)

Deposition of William M. Landes in Re: Cellco Partnership d/b/a Verizon Wireless v. Nextel Communications Inc., U.S. District Court District of Delaware, Civ. 03-725-KAJ (August 18, 2004). (Confidential)

Expert Report of William M. Landes in Re: Blue Cross and Blue Shield Association v. American Express Company, U.S. District Court for the Northern District of Illinois, Eastern Division, No. 99 C 6679 (March 21, 2005).

Trial testimony of William M. Landes in Re: Blue Cross and Blue Shield Association v. American Express Company, U.S. District Court Northern District of Illinois Eastern Division, No. 99 C 6679 (August 26, 2005).

Exhibit B

Materials Used and Relied Upon in the Expert Report of William M. Landes

1. Answer, Affirmative Defenses and Counterclaims of Defendant, The Associated Press
2. The Associated Press's First Amended Answer, Affirmative Defenses and Counterclaims
3. Amended Answer and Affirmative Defenses of Plaintiffs and Counterclaim Defendants
4. Answer and Affirmative Defenses of Plaintiffs and Counterclaim Defendants Shepard Fairey, Obey Giant Art Inc., Obey Giant LLC, And Studio Number One, Inc. To The Associated Press' First Amended Answer, Affirmative Defenses and Counterclaims
5. Videotaped Deposition of Frank Shepard Fairey, March 16, 2010
6. Continued Videotaped Deposition of Frank Shepard Fairey, March 17, 2010
7. Continued Videotaped Deposition of Frank Shepard Fairey, March 18, 2010
8. Videotaped Deposition of Frank Shepard Fairey, March 28, 2010
9. Continued Deposition of Frank Shepard Fairey, July 30, 2010
10. Expert Report of John C. Jarosz Report, October 1, 2010
11. Preliminary Expert Report of Kathleen M. Kedrowski, October 1, 2010
12. Expert Report of Laurie Dahlberg
13. Expert Witness Report of Blake Pembroke Sell
14. Conversation with James Gerberich
15. Conversation with Farah DeGrave
16. *The Economic Structure of Intellectual Property Law* (Harvard University Press, 2003)
17. Landes and Levine, "The Economic Analysis of Art Law," *Handbook of the Economics of Art and Culture I*, (Ginsburgh & Throsby, ed. 2006), 211 – 252.
18. Landes, "Winning the Art Lottery: The Economic Returns to the Ganz Collection." 66 *Recherches Economiques de Louvain* 111 (1999)
19. Ashenfelter & Graddy, "Art Auctions: A Survey of Empirical Studies," CEPR Discussion Papers 3387, *C.E.P.R. Discussion Papers* (2002).
20. Kramer, "AP Launching News Industry Campaign To 'Protect' News Content" *paidContent.org The Economics of Content* (2009)
21. Search for works by Shepard Fairey in Artnet Fine Arts and Design Price Database
22. ArtNet Annual Report 2009
23. AP0000357-364
24. AP0002615
25. AP0002628-2636
26. AP0005572-5602
27. AP0005765-5833
28. AP0006810-6838
29. AP0011063
30. FAIREY119481

31. FAIREY18238-18239
32. FAIREY61283.001-61283.036
33. FAIREY70265.001
34. FAIREY89907-908
35. FAIREY91006-007
36. FAIREY97032-034
37. MCCORMACK0000166-174
38. MCCORMACK0000175-178
39. MCCORMACK0000409
40. MCCORMACK0000471-474
41. MCCORMACK0000527-528
42. SIGLER000016-017
43. SIGLER000066-069

Appendix

The GLM Procedure

Class Level Information		
Class	Levels	Values
Medium2	4	mixel media print on other print on paper print with embellishment
sale_year	3	20082009 2C10

Number of Observations Read	91
Number of Observations Used	91

The GLM Procedure

Dependent Variable: Inprice

Source	DF	Sum of Squares	Mean Square	F Value	Pr > F
Model	10	74.8968484	7.4896848	20.51	<.0001
Error	80	29.2174568	0.3652182		
Corrected Total	90	104.1143052			

R-Square	Coeff Var	Root MSE	Inprice Mean
0.719371	8.037205	0.604333	7.519191

Source	DF	Type I SS	Mean Square	F Value	Pr > F
Medium2	3	37.71091924	12.57030641	34.42	<.0001
obama_image	1	6.48769012	6.48769012	17.76	<.0001
Ineditons	1	11.57475715	11.57475715	31.69	<.0001
signed	1	1.18813439	1.18813439	3.25	0.0750
sale_year	2	6.46848503	3.23424252	8.86	0.0003
Inarta	1	8.84773972	8.84773972	24.23	<.0001
Inprints	1	2.61912276	2.61912276	7.17	0.0090

Confidential - Subject to Protective Order
The SAS System
Regression 1

The GLM Procedure

Dependent Variable: Inprice

Source	DF	Type III SS	Mean Square	F Value	Pr > F
Medium2	3	2.98714758	0.99571586	2.73	0.0495
obama_image	1	7.14693067	7.14693067	19.57	<.0001
Ineditions	1	6.18879360	6.18879360	16.95	<.0001
signed	1	1.84684567	1.84684567	5.06	0.0273
sale_year	2	5.10561832	2.55280916	6.99	0.0016
Inarea	1	10.30768880	10.30768880	28.22	<.0001
Inprints	1	2.61912276	2.61912276	7.17	0.0090

Parameter	Estimate	Standard Error	t Value	Pr > t
intercept	4.997182354	0.83274398	6.00	<.0001
Medium2 mixed media	0.401882424	0.33511823	1.20	0.2340
Medium2 print on other	-0.399587226	0.33720615	-1.18	0.2395
Medium2 print on paper	-0.409461153	0.30745727	-1.33	0.1867
Medium2 print with embellishment	0.000000000	.	.	.
obama_image	1.004250824	0.22701713	4.42	<.0001
ineditions	-0.236158172	0.06222737	-4.12	<.0001
signed	0.636103811	0.28287131	2.25	0.0273
sale_year 2008	-0.210484829	0.19337197	-1.09	0.2796
sale_year 2009	-0.535692033	0.16263066	-3.60	0.0005