

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

WPIX, INC., WNET.ORG, AMERICAN
BROADCASTING COMPANIES, INC., DISNEY
ENTERPRISES, INC., CBS BROADCASTING
INC., CBS STUDIOS INC., THE CW TELEVISION
STATIONS INC., NBC UNIVERSAL, INC., NBC
STUDIOS, INC., UNIVERSAL NETWORK
TELEVISION, LLC, TELEMUNDO NETWORK
GROUP LLC, NBC TELEMUNDO LICENSE
COMPANY, OFFICE OF THE COMMISSIONER
OF BASEBALL, MLB ADVANCED MEDIA, L.P.,
COX MEDIA GROUP, INC., FISHER
BROADCASTING-SEATTLE TV, L.L.C.,
TWENTIETH CENTURY FOX FILM
CORPORATION, FOX TELEVISION STATIONS,
INC., TRIBUNE TELEVISION HOLDINGS, INC.,
TRIBUNE TELEVISION NORTHWEST, INC.,
UNIVISION TELEVISION GROUP, INC., THE
UNIVISION NETWORK LIMITED
PARTNERSHIP, TELEFUTURA NETWORK,
WGBH EDUCATIONAL FOUNDATION,
THIRTEEN, and PUBLIC BROADCASTING
SERVICE,

Plaintiff,

v.

IVI, INC. and TODD WEAVER,

Defendants.

Docket No. 10 Civ. 7415 (NRB)

SUPPLEMENTAL DECLARATION OF ELLEN M. BIERMAN
IN SUPPORT OF MOTION TO STAY

I, Ellen M. Bierman, hereby declare as follows:

1. I am an attorney and Member of Black Lowe & Graham, PLLC, with offices located at 701 Fifth Avenue, Suite 4800, Seattle, WA 98005. I submit this Supplemental Declaration in connection with Defendants' Motion to Stay Preliminary Injunction Pending Appeal.

2. Attached as Exhibit 1 is a true and correct copy of the definition of "headend" as provided by the online PC magazine encyclopedia of scientific and technical terms printed on February 28, 2011. It defines a headend as "The originating point in a communications system. In cable TV, the headend is where the cable company locates its satellite dish and TV antenna for receiving incoming programming. In online services, the headend is the service company's computer system and databases."

3. Attached as Exhibit 2 is a true and correct copy of exemplary online pages from Cisco describing components for use in operating a headend for IPTV, printed on February 28, 2011.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.



Ellen M. Bierman
Ellen M. Bierman
February 28, 2011