

Gary P. Adelman, Esq.
MEISTER SEELIG & FEIN LLP
Attorneys for Defendant ReDigi Inc.
Two Grand Central Tower
140 East 45th Street, 19th Floor
New York, New York 10017
(212) 655-3580

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
CAPITOL RECORDS, LLC,

Plaintiff,

Civil Action No: 12 CIV 0095
(RJS)

- against -

REDIGI, INC. ,

Defendant.

-----X

**DECLARATION OF GARY ADELMAN IN SUPPORT OF
DEFENDANTS' OPPOSITION TO PLAINTIFF'S
MOTION FOR SUMMARY JUDGMENT**

GARY ADELMAN, pursuant to 28 U.S.C. § 1746, declares under the penalty of perjury, as follows:

1. I am a partner at the law firm of Meister, Seelig & Fein LLP, attorneys for Defendant Redigi, Inc. ("Defendant"). As such, I am fully familiar with the facts and circumstances herein based upon my personal handling of the file.
2. I make this declaration in support of Defendant's opposition to plaintiff Capitol Records LLC's motion for partial summary judgment.
3. A true and correct copy of relevant pages from the deposition transcript of Lawrence S. Rudolph (Rogel) as taken on June 18, 2012 is annexed hereto as Exhibit "1."

4. A true and correct copy of relevant pages from the deposition transcript of John Mark Ossenmacher as taken on June 19, 2012 is annexed hereto as Exhibit "2."

5. A true and correct copy of the relevant portions of the transcript of the preliminary injunction hearing, in this matter, before the Hon. Richard J. Sullivan on February 6, 2012 are annexed hereto as Exhibit "3."

I declare under penalty of perjury that the foregoing is true and correct.

Executed on August 14, 2012 in New York, New York.



GARY ADELMAN ESQ.