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Capitol Records, Inc., UMG Recordings, Inc. BMG Music, Recording Industry Association of  
America and Settlement Support Center, LLC.

UNITED STATES DISTRICT COURT  
DISTRICT OF OREGON

**TANYA ANDERSEN,**

Case No. 3:07-CV-934-BR

Plaintiff,

Defendants'

v.

**MOTION TO DISMISS PLAINTIFFS'  
FIRST AMENDED COMPLAINT**

**ATLANTIC RECORDING  
CORPORATION, a Delaware corporation;  
PRIORITY RECORDS LLC, a California  
limited liability company; CAPITOL  
RECORDS, INC., a Delaware corporation;  
UMG RECORDINGS, INC., a Delaware  
corporation; BMG MUSIC, a New York  
general partnership; RECORDING  
INDUSTRY ASSOCIATION OF  
AMERICA; SAFENET, INC., f/k/a  
MEDIA SENTRY, INC., a Delaware  
corporation; SETTLEMENT SUPPORT  
CENTER, LLC, a Washington limited  
liability company,**

**Pursuant to Fed. R. Civ. P. 12(b)(6)**

**ORAL ARGUMENT REQUESTED**

Defendants.

## CERTIFICATION

Pursuant to L.R. 7.1(a), counsel for Defendants hereby certifies that they conferred in good faith with Plaintiff to resolve this dispute prior to filing this motion and were unsuccessful.

## MOTION

Pursuant to Fed. R. Civ. P. 12(b)(6), Defendants Atlantic Recording Corporation, Priority Records LLC, Capitol Records, Inc., UMG Recordings, Inc., BMG Music, Recording Industry Association of America (“RIAA”) and Settlement Support Center, LLC (“SSC”) (collectively, “Defendants”) respectfully move the Court for an order dismissing each of the thirteen claims asserted against them by Plaintiff Tanya Anderson, as they are compulsory counterclaims that either were or could have been asserted in a previous action, they amount to an attempt by Plaintiff to improperly split claims, and they each fail to state claims upon which relief can be granted.

This motion is based upon Plaintiff’s First Amended Complaint, Defendants’ Memorandum in Support of Motion to Dismiss Plaintiff’s First Amended Complaint filed contemporaneously herewith, and the Court’s record in this matter.

DATED: September 12, 2007

LANE POWELL PC

By /s/ William T. Patton

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