

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF TENNESSEE
IN NASHVILLE**

TAYLOR SWIFT,

Plaintiff

v.

MALCOLM MATTHEWS, et al.,

Defendants

Civil Action No. 3:09-0442

Judge Wiseman

Magistrate Judge Griffin

FILED UNDER SEAL

SUPPLEMENTAL DECLARATION OF FRANCISCO JAVIER DOMINGUEZ

I, FRANCISCO JAVIER DOMINGUEZ, declare that:

1. I am the Merchandise Manager for Plaintiff, Taylor Swift (“Plaintiff”). I make this Declaration pursuant to Rule 43(c) of the Federal Rules of Civil Procedure and 15 U.S.C. § 1116(d), and as my testimony in support of Plaintiff’s Motion for Preliminary Injunction and Application for Continued Order of Seizure of Counterfeit Goods (“Motion”). All statements contained in this declaration are based upon my personal knowledge, and I am authorized and competent to testify as to the truth of these statements.

2. This declaration is to supplement the declaration that I gave previously in support of the Motion, on June 9, 2009. Since that declaration, I have continued to travel with Plaintiff to her live performances, as part of Plaintiff’s 2009 Tour, in Columbia, Maryland, Greensboro, North Carolina and Atlanta, Georgia on June 11, 12 and 13, 2009, respectively.

3. At these concerts, I continued to carry out my responsibilities for anti-counterfeiting enforcement, working with other members of Plaintiff's merchandise enforcement team and local law enforcement officials.

4. As a result of these efforts, I observed three individuals engaged in distribution, sale and offering for sale of merchandise bearing counterfeit trademarks TAYLOR SWIFT, in word and/or stylized form, and FEARLESS, and/or Plaintiff's name and likeness ("Counterfeit Goods") near the location of Plaintiff's concert in Atlanta, Georgia, on June 13, 2009.

5. Local law enforcement officials executed this Court's Temporary Restraining Order and Order of Seizure of Counterfeit Goods ("Order") with respect to this counterfeiting activity. These officials detained the three individuals who were engaged in counterfeiting and seized 32 items of counterfeit products, tee-shirts, from these individuals. Further, pursuant to this Court's Order, law enforcement officials were able to receive identifying information from these individuals ("Counterfeiters") including their names and addresses.

6. The seized Counterfeit Goods have been properly identified and secured, and are being kept in the custody of the Court, in accordance with this Court's Orders.

7. I and other members of Plaintiff's merchandise enforcement team have inspected the seized Counterfeit Goods. These Counterfeit Goods are of the same general nature and type as genuine and authorized Plaintiff's merchandise and display Plaintiff's image, photograph and likeness, as well as Plaintiff's trademarks TAYLOR SWIFT and TAYLOR SWIFT in stylized form. However, the design, materials and quality of these Counterfeit Goods are of significantly inferior quality. Further, Counterfeit Goods were offered for sale to the public at a price significantly lower than authentic Taylor Swift Merchandise, at the price of \$5 for a tee-shirt.

Digital photographs of examples of these Counterfeit Goods are attached to this declaration as **Exhibit 1.**

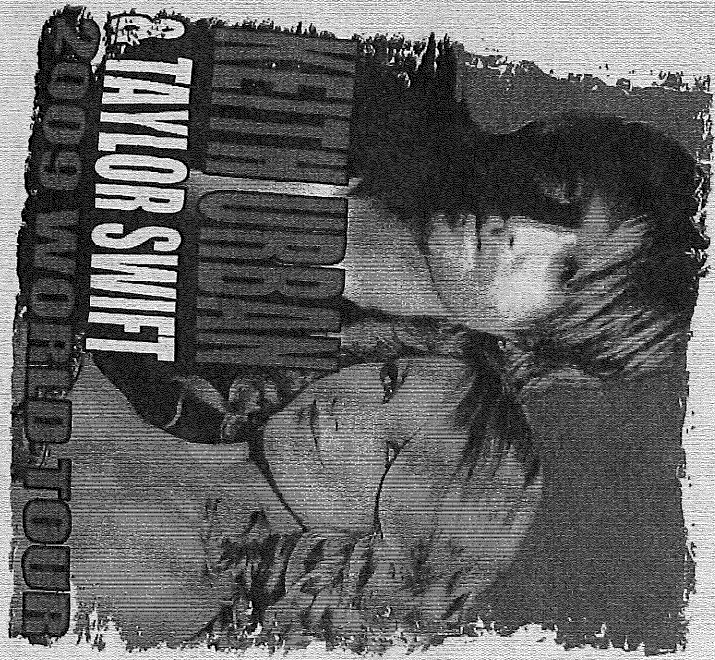
8. Without a restraining order and order of seizure of Counterfeit Goods, Plaintiff would have suffered damage from counterfeiting activities at Plaintiff's concert in Atlanta, Georgia, on June 13, 2009, and would be unable to effectively enforce her trademark and personal rights. Faced with these counterfeiting activities, Plaintiff's merchandise enforcement team was able to receive cooperation from local law enforcement officials specifically with respect to the enforcement of this Court's Order. In the absence of this Order, law enforcement officers would not extend any cooperation to Plaintiff for her anti-counterfeiting enforcement efforts, and Plaintiff would be unable to stop the sale of Counterfeit Goods or to receive identification of the Counterfeiters.

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

Executed on June 16, 2009

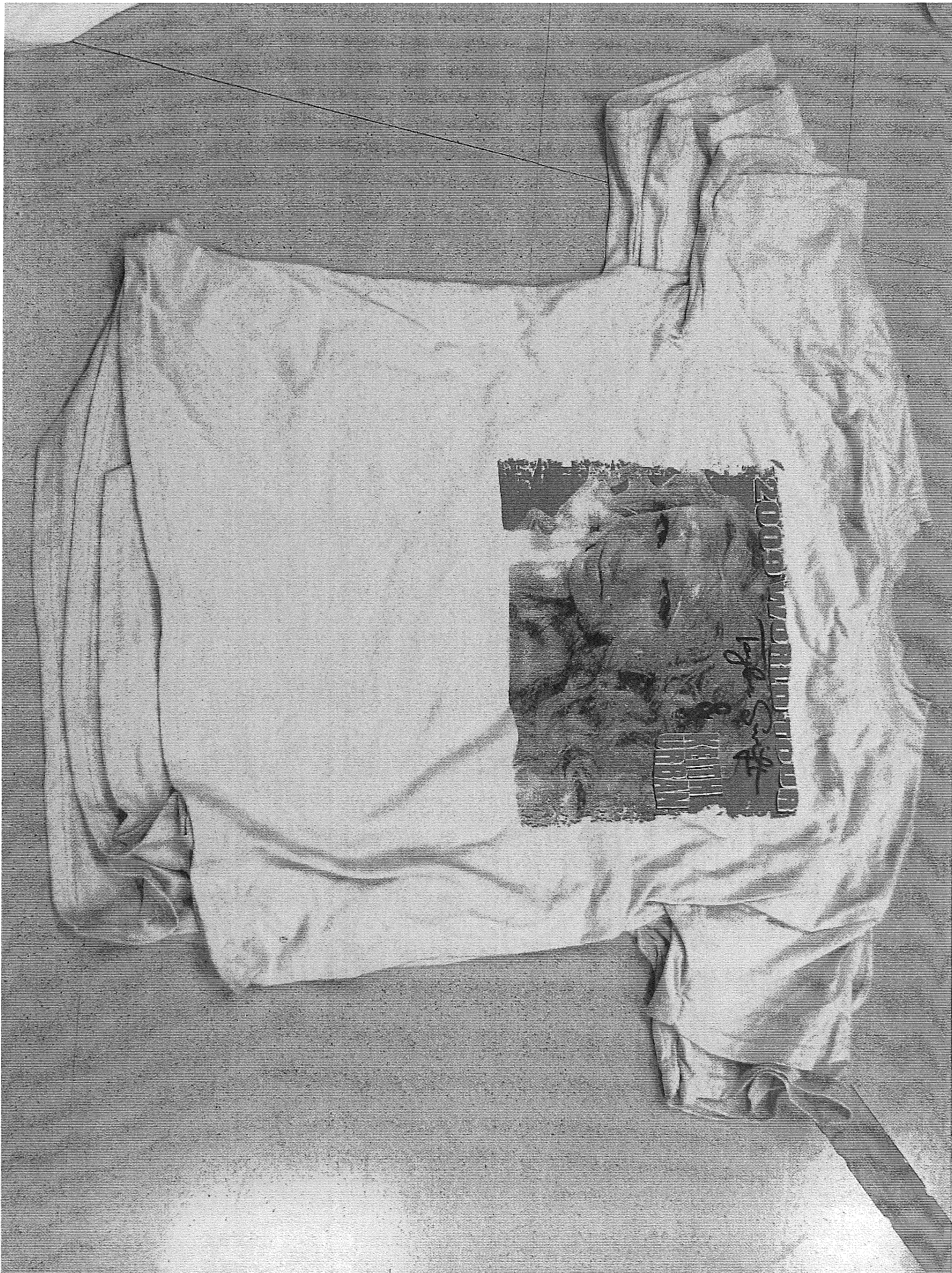

FRANCISCO JAVIER DOMINGUEZ

EXHIBIT 1









CERTIFICATE OF SERVICE

I hereby certify that service of the foregoing Supplemental Declaration of Francisco Javier Dominguez is being accomplished through delivery by U.S. Certified Mail, Return Receipt Requested, this 17th day of June, 2009, upon the following:

Malcolm Matthews
3234 Hunter Drive
Orangeburg, South Carolina 29115

Renee Susan Mitchell
2775 NE Expressway, Apartment 53
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Louis Moore
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Marsha Dyonne Tyler
103 Booker Street
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/s/ Natalya L. Rose

Natalya L. Rose