

**Before the
UNITED STATES COPYRIGHT ROYALTY JUDGES
Washington, D.C.**

In the Matter of:

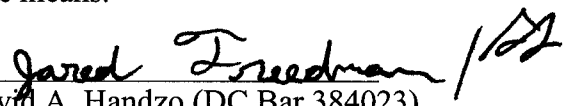
Digital Performance Right in Sound
Recordings and Ephemeral Recordings

Docket No. 2009-1
CRB Webcasting III

NOTICE OF DEPOSITION

PLEASE TAKE NOTICE that pursuant to 17 U.S.C. § 803(b)(6)(C)(vii), 37 C.F.R. § 351.5(b)(2), and the November 10, 2009 Order of the Copyright Royalty Judges, SoundExchange, Inc., by and through undersigned counsel, will take the deposition upon oral examination of Dr. Mark R. Fratrick commencing at 9:30 a.m. on January 13, 2010, at the law offices of Jenner & Block, 1099 New York Avenue NW, Suite 900, Washington, D.C. 20001. Counsel for any other participants in the proceeding wishing to depose Dr. Fratrick may attend as well. The deposition will be taken before a notary public or other person authorized to administer oaths and will be recorded by stenographic means.

Dated: January 5, 2010


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CERTIFICATE OF SERVICE

I, Albert Peterson, do hereby certify that copies of the foregoing Notice of Deposition were sent via email and first class mail this 5th day of January, 2010 to the following:

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