

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

In the Matter of:

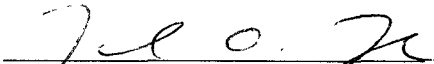
Digital Performance Right in Sound  
Recordings and Ephemeral Recordings

Docket No. 2009-1  
CRB Webcasting III

**REVISED 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 19, 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 8, 2010

  
David A. Handzo (DC Bar 384023)  
Michael B. DeSanctis (DC Bar 460961)  
Jared O. Freedman (DC Bar 469679)  
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*Counsel for SoundExchange, Inc.*

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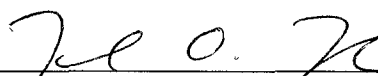
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Dated: January 8, 2010

  
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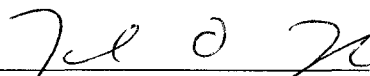
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Dated: January 8, 2010

  
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*Counsel for SoundExchange, Inc.*

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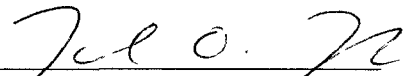
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Dated: January 8, 2010

  
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*Counsel for SoundExchange, Inc.*

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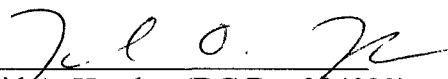
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Dated: January 8, 2010


  
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*Counsel for SoundExchange, Inc.*

**CERTIFICATE OF SERVICE**

I, Garrett Levin, do hereby certify that copies of the foregoing five Notices of Deposition were sent via email and first class mail this 8th day of January, 2010 to the following:

<p>William Malone James Hobson Matthew K. Schettenhelm MILLER &amp; VAN EATON, PLLC 1155 Connecticut Avenue, NW, Suite 1000 Washington, DC 20036-4306 wmalone@millervaneaton.com mschettenhelm@millervaneaton.com</p> <p><i>Counsel for Intercollegiate Broadcasting System, Inc. and Harvard Radio Broadcasting Co. Inc.</i></p>	<p>Angus M. MacDonald Ara Hovanesian Abraham Yacobian HOVANESIAN &amp; HOVANESIAN 301 E. Colorado Blvd., Ste. 514 Pasadena, CA 91101-1919 Fax: 626/795-8900 angusm@hovlaw.com arah@hovlaw.com abrahamy@hovlaw.com</p> <p><i>Counsel for LIVE365, Inc.</i></p>
<p>Thomas G. Connolly Mark A. Grannis Christopher J. Wright Timothy J. Simeone Charles D. Breckinridge Kelley Shields WILTSHIRE &amp; GRANNIS LLP 1200 18th Street, NW Washington, DC 20036 Fax: (202) 730-1301 tconnolly@wiltshiregrannis.com mgrannis@wiltshiregrannis.com cwright@wiltshiregrannis.com tsimeone@wiltshiregrannis.com cbreckinridge@wiltshiregrannis.com kshields@wiltshiregrannis.com</p> <p><i>Counsel for RealNetworks, Inc.</i></p>	<p>David D. Oxenford Adam S. Caldwell Ronald G. London DAVIS WRIGHT TREMAINE, LLP 1919 Pennsylvania Ave., NW, Suite 200 Washington, D.C. 20006 Fax: 202/793-4499 davidoxenford@dwt.com adamcaldwell@dwt.com ronaldlondon@dwt.com</p> <p><i>Counsel for LIVE365, Inc.</i></p>
<p>Catherine R. Gellis, Esq. PO Box 2477 Sausalito, CA 94966 202-642-2849 cbi@cathygellis.com</p> <p><i>Counsel for College Broadcasters, Inc.</i></p>	<p>William B. Colitre ROYALTY LOGIC, LLC 21122 Erwin Street Woodland Hills, CA 91367 Fax: (818) 558-3484 Bcolitre@RoyaltyLogic.com</p>

  
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Garrett Levin