

1 KELLY M. KLAUS (SBN 161091)
 Kelly.Klaus@mto.com
 2 AMY C. TOVAR (SBN 230370)
 Amy.Tovar@mto.com
 3 MUNGER, TOLLES & OLSON LLP
 355 South Grand Avenue
 4 Thirty-Fifth Floor
 Los Angeles, CA 90071-1560
 5 Telephone: (213) 683-9100
 Facsimile: (213) 687-3702
 6

7 Attorneys for Defendants
 UNIVERSAL MUSIC CORP.,
 UNIVERSAL MUSIC PUBLISHING, INC.,
 8 and UNIVERSAL MUSIC PUBLISHING GROUP

9 UNITED STATES DISTRICT COURT
 10 NORTHERN DISTRICT OF CALIFORNIA
 11

12 STEPHANIE LENZ,

13 Plaintiff,

14 vs.

15 UNIVERSAL MUSIC CORP., UNIVERSAL
 16 MUSIC PUBLISHING, INC., and UNIVERSAL
 MUSIC PUBLISHING GROUP,

17 Defendants.
 18
 19
 20
 21
 22
 23
 24
 25
 26
 27
 28

CASE NO. CV 07-03783

**SUPPLEMENTAL REQUEST FOR
 JUDICIAL NOTICE IN SUPPORT
 OF DEFENDANTS' MOTION TO
 DISMISS PLAINTIFF'S SECOND
 AMENDED COMPLAINT**

[Reply in Support of Defendants'
 Motion to Dismiss Plaintiff's Second
 Amended Complaint filed concurrently
 herewith]

DATE: July 18, 2008
 TIME: 9:00 a.m.
 CTRM: 3 (Honorable Jeremy Fogel)

EXHIBIT A



BET Networks > Famous Music > MTV Networks > Paramount Pictures

Mark C. Morril
Senior Vice President
Deputy General Counsel

April 17, 2007

Fred von Lohmann, Esq.
Electronic Frontier Foundation
454 Shotwell Street
San Francisco CA 94110
fred@eff.org
Facsimile: (415) 436-9993

Dear Fred:

Further to our earlier correspondence and conversations, I wanted to let you know that in addition to the language described in Mike Fricklas' letter of April 11, Viacom expects to add the following language to the area of its corporate website addressing fair use:

"Regardless of the law of fair use, we have not generally challenged users of Viacom copyrighted material where the use or copy is occasional and is a creative, newsworthy or transformative use of a limited excerpt for non commercial purposes."

Again, thanks for your thoughtful input.

Best regards.

Sincerely,

A handwritten signature in black ink that reads "Mee" with a stylized flourish at the end.

Mark C. Morril