DECLARATION PURSUANT TO 17 U.S.C. § 512(h)

I, Yvette Molinaro, the undersigned, declare that:

1. I am an attorney licensed to practice law in the State of California and am associated with Mitchell Silberberg & Knupp LLP ("MSK"), counsel for the Recording Industry Association of America, Inc. ("RIAA") and its member record companies. MSK is authorized to act on behalf of the RIAA and its member companies on matters involving the infringement of their copyrighted sound recordings. This declaration is made in support of the accompanying Subpoena, pursuant to 17 U.S.C. § 512(h)(2)(C).

2. The purpose of the accompanying Subpoena is to obtain the identity of the alleged copyright infringer who is identified at the Internet location listed on Attachment A to the Subpoena. The information obtained will be used only for the purpose of protecting the rights granted to our clients under Title 17 of the United States Code.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed at Los Angeles, California, on Wednesday, August 20, 2003.

Yvette Molinaro