

Dale M. Cendali (DC 2676)
Johanna Schmitt (JS 2125)
O'MELVENY & MYERS LLP
Citigroup Center
153 East 53rd Street
New York, New York 10022
Telephone: (212) 326-2000
Facsimile: (212) 326-2061

*Counsel for Plaintiffs Arista Records, Inc., Atlantic Recording Corp.,
Capitol Records, Inc. Elektra Entertainment Group, Inc.,
Interscope Records, J Records, Motown Record Company, L.P.,
Priority Records LLC, The RCA Records Label, a unit of BMG Music,
Sony Music Entertainment Inc., UMG Recordings, Inc.,
Virgin Records America, Inc., and Warner Bros. Records Inc.*

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

ARISTA RECORDS, INC., ATLANTIC
RECORDING CORP., CAPITOL
RECORDS, INC., ELEKTRA
ENTERTAINMENT GROUP INC.,
INTERSCOPE RECORDS, J RECORDS,
MOTOWN RECORD COMPANY, L.P.,
PRIORITY RECORDS LLC, THE RCA
RECORDS LABEL, a unit of BMG Music,
SONY MUSIC ENTERTAINMENT INC.,
UMG RECORDINGS, INC., VIRGIN
RECORDS AMERICA, INC., and
WARNER BROS. RECORDS INC.,

Plaintiffs,

v.

AT&T BROADBAND CORP., CABLE &
WIRELESS USA, SPRINT CORP. –
ADVANCED NETWORK SERVICES,
and UUNET TECHNOLOGIES, INC.,

Defendants.

Civil Action No.

COMPLAINT

Plaintiffs, by and through their counsel, allege upon knowledge to themselves and upon information and belief as to all other matters, as follows:

NATURE OF ACTION AND RELIEF SOUGHT

1. This is a civil action requesting solely injunctive relief under the Digital Millennium Copyright Act of 1998 ("DMCA") to prevent further violation of Plaintiffs' exclusive rights under the Copyright Act of 1976, 17 U.S.C. § 101 *et seq.*

2. This action was compelled by the blatant copyright infringement of Listen4ever.com ("Listen4ever"), which built, maintains, and controls a website, <http://www.listen4ever.com> ("the Listen4ever Site"), that it knowingly, willfully and intentionally designed to engage in the wholesale infringement of Plaintiffs' sound recordings. With functions such as the ability to download entire sound recording albums directly from Listen4ever's central server, the Listen4ever Site makes infringing music files more readily available than Napster, which currently is subject to a preliminary injunction as a result of its contributory and vicarious copyright infringement. *See A & M Records, Inc., et al. v. Napster, Inc.*, 284 F.3d 1091 (9th Cir. 2002). Among the recording artists whose works are being unlawfully copied and distributed through the Listen4ever Site are: Coldplay, Christina Aguilera, Bruce Springsteen, Red Hot Chili Peppers, Duran Duran, Eric Clapton, Barbra Streisand, Lenny Kravitz, Whitney Houston, Dirty Vegas, Billy Idol, and Nelly.

3. In an attempt to shield itself from the practical reach of United States law, Listen4ever uses offshore servers located in the People's Republic of China to host the website through which its infringing activities occur. Listen4ever provides its infringing services to the majority of Internet users in the United States via the backbone routers owned and operated by

Defendants AT&T Broadband Corp., Cable & Wireless USA, Sprint Corporation, and UUNet Technologies, Inc., (collectively "Defendants").

4. The United States Congress, having anticipated just such tactics by copyright infringers when it enacted the DMCA, provided in 17 U.S.C. § 512(j)(1)(B)(ii) the ability to seek an injunction requiring Internet service providers ("ISPs") to block access to specific, identified sites – such as Listen4ever's – that are located outside the United States. This situation is exactly the situation Congress contemplated when it created § 512(j). Plaintiffs therefore seek an injunction requiring Defendants to block Internet communications to and from the Listen4ever Site that travel through Defendants' routing system.

PARTIES

Plaintiffs

5. Plaintiff Arista Records, Inc. is a corporation duly organized and existing under the laws of the State of Delaware, with its principal place of business in New York and in this District, and is duly qualified to transact business in New York.

6. Plaintiff Atlantic Recording Corporation is a corporation duly organized and existing under the laws of the State of Delaware, with its principal place of business in New York and in this District, and is duly qualified to transact business in New York.

7. Plaintiff Capitol Records, Inc. is a corporation duly organized and existing under the laws of the State of Delaware, and is duly qualified to transact business in New York.

8. Plaintiff Elektra Entertainment Group Inc. is a corporation duly organized and existing under the laws of the State of Delaware, with its principal place of business in New York and in this District, and is duly qualified to transact business in New York.

9. Plaintiff Interscope Records is a California general partnership, with its principal place of business in California, and is duly qualified to transact business in New York.

10. Plaintiff J Records is a joint venture between Clive Davis and BMG Entertainment, a New York general partnership, with its principal place of business in New York and in this District, and is duly qualified to transact business in New York.

11. Plaintiff Motown Record Company, L.P., is a California limited partnership with its principal place of business in New York and in this District, and is duly qualified to transact business in New York.

12. Plaintiff Priority Records LLC is an entity duly organized and existing under the laws of the State of California with its principal place of business in California, and is duly qualified to transact business in New York.

13. Plaintiff The RCA Records Label is a unit of BMG Music, a New York general partnership, with its principal place of business in New York and in this District, and is duly qualified to transact business in New York.

14. Plaintiff Sony Music Entertainment Inc. is a corporation duly organized and existing under the laws of the State of Delaware, with its principal place of business in New York and in this District, and is duly qualified to transact business in New York.

15. Plaintiff UMG Recordings, Inc. is a corporation duly organized and existing under the laws of the State of Delaware, and is duly qualified to transact business in New York.

16. Plaintiff Virgin Records America, Inc. is a corporation duly organized and existing under the laws of the State of California, and is duly qualified to transact business in New York.

17. Plaintiff Warner Bros. Records Inc. is a corporation duly organized and existing under the laws of the State of Delaware, with its principal place of business in California, and is duly qualified to transact business in New York.

Defendants

18. Defendant AT&T Broadband Corp. is a Delaware corporation with its principal place of business in Colorado.

19. Defendant Cable & Wireless USA is a Delaware corporation with its principal place of business in Virginia.

20. Defendant Sprint Corp. – Advanced Network Services is a Kansas Corporation with its principal place of business in Kansas.

21. Defendant UUNet Technologies, Inc. is a Delaware corporation with its principal place of business in Virginia.

JURISDICTION AND VENUE

22. This is an action seeking injunctive relief for copyright infringement under the Copyright Law of the United States, 17 U.S.C. § 101 *et seq.*

23. This Court has jurisdiction of this action under 28 U.S.C. §§ 1331 and 1338(a) and (b), and pursuant to the supplemental jurisdiction provisions of 28 U.S.C. § 1367.

24. This Court has personal jurisdiction over Defendants. Defendants solicit, transact, and conduct business in the State of New York and in this District; and are regularly doing or soliciting business or engaging in a persistent course of conduct in this State and in this District. Defendants expect or reasonably should expect their conduct to have consequences in New York, and derive substantial revenue from interstate commerce.

25. Venue is proper in this District pursuant to 28 U.S.C. §§ 1391(b) and (c), and §1400(a).

FACTS

Plaintiffs

26. Plaintiffs are engaged in the business of producing and manufacturing sound recordings containing performances of musical compositions and distributing and selling those sound recordings in phonorecords (as defined in 17 U.S.C. § 101, which include, without limitation, compact discs) and over the Internet, and/or licensing the rights those activities to others. Plaintiffs are among the leading producers of sound recordings in the United States.

27. Plaintiffs have invested and continue to invest substantial sums of money, time, effort, and creative talent to discover and develop recording artists, and to create, manufacture, advertise, promote, sell, and license sound recordings embodying their performances. In order to create sound recordings, Plaintiffs make payments to, among others, their recording artists, other musicians, producers, technicians, and other staff personnel, and various musicians' unions. Plaintiffs and their recording artists are compensated for their creative efforts and monetary investments largely from the revenues attributable to the sale of phonorecords to the public and from license fees from the reproduction, distribution, digital

performance, or other exploitation of sound recordings. Absent such compensation, profits and motivation would be diverted away from recording artists and the record companies that record, manufacture, promote, and distribute their works. The pool of resources available for finding and promoting new artists would shrink, and the quality, integrity, and diversity of musical recordings would suffer. The ultimate result would be to diminish the public's access to a wide variety of high-quality musical recordings.

28. Plaintiffs are the copyright owners or owners of exclusive rights under United States copyright law with respect to certain copyrighted sound recordings embodied in their phonorecords, including but not limited to those listed on Exhibit A attached hereto (the "Copyrighted Sound Recordings"). Each Plaintiff has applied for and/or received Certificates of Copyright Registration from the Register of Copyrights for its Copyrighted Sound Recordings. Each Plaintiff has the exclusive rights to, *inter alia*, "reproduce the [Copyrighted Sound Recordings] in copies or phonorecords" and to "distribute copies [of the Copyrighted Sound Recordings] in phonorecords . . . to the public." Listen4ever has made each of the sound recordings listed in Exhibit A, as well as thousands of other copyrighted sound recordings owned by Plaintiffs, available for unlawful and unauthorized copying and distribution over the Internet.

The Internet and Music Piracy

29. The Internet is a vast collection of interconnected computers and computer networks. It allows hundreds of millions of people around the world to communicate freely and easily with each other, and to exchange ideas and information, including academic research, literary works, financial data, music, movies, graphics, and an unending and ever-changing array of other data.

30. The Internet offers tremendous opportunities for the music business as well as for everyone who loves music. Indeed, the Internet provides distinct advantages for music because, unlike tangible products, it is possible not only to market and sell music online, but also to deliver it to the consumer digitally and instantly. Record companies, including Plaintiffs, technology companies, and Internet companies alike are creating exciting businesses to permit the public to take advantage of the opportunities that these new technologies make possible.

31. Unfortunately, in addition to creating opportunities for new and creative models for legitimate businesses, the Internet also has afforded opportunities for the wide-scale piracy of sound recordings and musical compositions. The most notorious example to date has been Napster, which is now subject to a federal court preliminary injunction to cease its infringing conduct.

32. Technology has been widely distributed that enables individuals to copy a song from a commercially released CD onto the hard drive of their computers (a process known as "ripping") and then to compress this digitized file so that it is small enough to be readily distributed over the Internet. Most Internet piracy of sound recordings is accomplished using a compression technology. The best-known type of compression technology is MP3, which stands for Motion Picture Expert Group 1, Audio Layer 3. MP3 is an algorithm that reduces the size of a digital music file so that it more easily and quickly can be copied, transmitted, and downloaded over the Internet. Another popular compression technology is WMA, which stands for Windows Media Audio. Many MP3s and WMA files do not incorporate any security embodied in the music file to limit further copying and distribution of the sound recording. Thus, once a sound

recording has been converted into an unsecured compressed format, it can be copied further and distributed an unlimited number of times, without significant degradation in sound quality.

33. It is well known, and has been widely reported, that major record companies have generally not authorized their sound recordings to be reproduced and distributed in unsecured compression formats such as MP3 or WMA.

The Infringing Listen4ever Website

34. The Listen4ever Site employs an easily used, web-based system that enables users to connect to its central servers and encourages and enables them easily to download music from a centralized location containing thousands of such files, thereby making unlawful copies of any and as many recordings as they choose.

35. The Listen4ever Site can be easily accessed by software that comes pre-packaged on most personal computers. It is thus a far more blatant form of copyright infringement than the Napster system. Using a standard Internet browser, users connect their computers to Listen4ever's hub of computer servers by logging on to the website <www.listen4ever.com>. Once connected, users of the Listen4ever Site can perform a search for artists, songs, or albums of interest, listed according to categories such as "male artist," "female artist," "various artists," "bands," and "soundtracks." Users can also click on direct links to categories such as "new albums," "full albums," "hot albums," and "top downloads."

36. The Listen4ever Site is even more egregious than the now-enjoined Napster system in that it stores on its central servers music files that the operators users have made available for distribution. A user who has selected a music file for copying connects to the central server and copies the file directly by clicking on the link in the index provided by the

Listen4ever Site. The file then automatically downloads – *i.e.*, is copied and saved – to the user's individual computer hard drive. Furthermore, while the focus of Napster seemed to be to facilitate the downloading of individual songs, the Listen4ever Site's focus is the downloading of entire albums. The Listen4ever Site's front page prominently features a range of albums available for copying. (See Exhibit B attached hereto.)

37. Additionally, the Listen4ever Site features albums that have not yet been commercially released. For instance, the most recent album by artist Mary J. Blige, "Dance for Me," was available in full on the Listen4ever Site before its release to stores on August 13, 2002.

38. Each time a sound recording is downloaded from the Listen4ever Site, Listen4ever makes an unauthorized copy of the recording on its central servers and engages in an unauthorized distribution of that recording, and the user who downloads it makes an unauthorized copy. Once downloaded, it is very easy for users to virally distribute the file using other popular communication technologies. At any given time, thousands of files are available for download through the Listen4ever Site. The overwhelming majority of sound recordings available on the Listen4ever Site are being distributed and copied in violation of copyright law.

39. In addition to Listen4ever's servers being located in China, the Listen4ever Site operators seem to be based there as well. Strikingly absent from the Listen4ever Site is any indication of the person or entity that operates it. The only information Plaintiffs have been able to locate is that the domain name appears to have been registered to an individual in Tianjin, China. Even the Listen4ever Site's links for contacting the operators sends e-mail to an anonymous Yahoo! e-mail account.

40. Despite Listen4ever's connections to China, the Listen4ever Site uses a U.S. top level domain name, .com, is written entirely in English, appears to target an American

audience by focusing on United States copyrighted works and does not appear to feature Chinese music. Listen4ever has clearly located itself in China to avoid the ambit of United States copyright law.

Defendants' Provision of Network Services Through Which Users of the Listen4ever Site Copy and Distribute Plaintiffs' Copyrighted Sound Recordings

41. Defendants are in the business of providing Internet backbone routing services. Defendants provide routing connections to and from a website's host server, through which communications from a user's computer travel to the host server. Via Border Gateway Protocol ("BGP"), Defendants' routers exchange information about other known routers, the addresses they can reach, and the best available route between the addresses. Defendants' routers recognize addresses by reading the Autonomous System Number ("ASN"), or grouping of Internet Protocol ("IP") blocks, associated with the batch of addresses. The routers then determine the best pathway between the computer requesting a connection with a particular address and that address's host computer. Defendants essentially coordinate and provide the most efficient connection between computers on the Internet. Defendants' routing services are the principal means through which Listen4ever gains access to Internet users in the U.S.

Defendants' Ability to Prevent Users' Access to the Infringing Activity on the Listen4ever Site

42. Defendants readily have the technological capability to significantly limit access to Plaintiffs' copyrighted works via the Listen4ever Site. By disabling the connections that allow users' computers in the United States to communicate with Listen4ever's servers in China, Defendants can significantly diminish the continued illegal copying and distribution of Plaintiffs' sound recordings. Defendants can arrange this blocking to ensure that only direct

communications with Listen4ever's servers are blocked, and that communications with all other websites whose traffic flows through Defendants' backbone routing network proceed unhindered. The process by which Defendants can block access to the Listen4ever Site is simple and technically well understood by Defendants.

Plaintiffs' Demand that Defendants Block Access to the Listen4ever Site

43. Attempts were made initially to get Listen4ever voluntarily to cease and desist operating its infringing activity. These attempts were not successful. Plaintiffs, through the Recording Industry Association of America ("RIAA") and its international affiliate the International Federation of Phonographic Industries ("IFPI"), sent Listen4ever three cease and desist notices. Listen4ever, through a representative whose name appears to be Mike Smith, responded to IFPI by electronic mail on August 13, 2002, stating that Listen4ever had taken down the albums and redirected the Site to another site. Despite this assurance, the Site remains accessible and albums remain available for download. Moreover, IFPI's investigations revealed that Listen4ever appears to be trying to create the appearance of being shut down by occasionally redirecting traffic to another website seemingly affiliated with Listen4ever. This website, www.lmp3.net, also contains infringing sound recordings. Listen4ever's evasive behavior clearly indicates its desire to continue operating beyond the practical reach of U.S. law.

44. In addition, Defendants were given express notice of the infringing activity occurring through their backbone routing services. On or about August 5 and 6, 2002, Plaintiffs, through RIAA, contacted Defendants to alert them to the infringing activities occurring on the Listen4ever Site and seek their assistance in preventing further acts of infringement. Specifically, Plaintiffs asked Defendants to block access to the IP addresses assigned to the Listen4ever servers in China. Defendants in essence responded that they were

reluctant to block communications to and from the Listen4ever Site traveling over their networks simply at the request of the RIAA, but would of course comply with a court order directing them to do so. Plaintiffs thus have no choice but to petition this Court for injunctive relief.

**Irreparable Harm to Plaintiffs Caused By Access to the Listen4ever Site
Through Defendants' Network Routing Services**

45. Unchecked Internet piracy of the type engaged in by Listen4ever poses grave risks to the sale of sound recordings fixed in CDs and tapes and to the sale of sound recordings on the Internet, as well as the development of a legitimate online market for music. Plaintiffs suffer tremendous levels of lost sales of albums and singles. The market for Plaintiffs' works is severely harmed when consumers are able to download for free from the Listen4ever Site the same sound recordings that Plaintiffs are offering to them for sale. The erosion in sales is particularly acute when, as here, an album is available for free over the Internet before it is even released for sale to the public. Even more damaging is the lesson that systems such as Listen4ever's teach to consumers – namely, that artists and their recording companies do not deserve to be compensated for their creative endeavors, and that creative works are free for the taking by anyone with an Internet connection.

46. The unchecked music piracy occurring daily in the United States on the Listen4ever Site would not be possible if Listen4ever were not able to utilize the network routing services Defendants provide. Defendants' routing services are the primary means through which the Listen4ever Site can reach and be reached by Internet users in the United States.

COUNT I

CLAIM FOR INJUNCTIVE RELIEF

47. Plaintiffs incorporate herein by this reference each and every averment contained in paragraphs 1 through 46, inclusive.

48. As outlined above, Listen4ever operates a website that egregiously violates U.S. law and engages in direct, contributory, and vicarious copyright infringement. In order to circumvent U.S. law yet benefit from their infringement by entering the U.S. market through the Internet via Defendants' routing facilities, Listen4ever has set up its servers in China. Plaintiffs are irreparably harmed by Listen4ever's ability to use Defendants' routing systems to reach the U.S. market. Congress, however, in enacting the DMCA and § 512(j), contemplated that this type of offshore infringement might exist and provided a specific remedy for an injunction in this situation. Listen4ever's infringement is exactly the type of activity that Congress foresaw and for which it intended specific injunctive relief.

49. At all times relevant herein, Listen4ever reaches and can be reached by Internet users in the United States by means of Defendants' backbone network routing services.

50. Plaintiffs are entitled to injunctive relief pursuant to 17 U.S.C. § 512(j)(1)(B)(ii) restraining Defendants from providing access to <<http://www.listen4ever.com>> through Defendants' system or network by taking reasonable steps to effectively block access to the Listen4ever Site.

PRAYER FOR RELIEF

WHEREFORE, Plaintiffs pray for judgment against Defendants as follows:

1. That the Court order Defendants to block Internet traffic to and from the website <[http://www listen4ever.com](http://www.listen4ever.com)>, all the pages affiliated with it, and any substantially similar successor websites; and

2. That the Court grant such other and further relief as the Court may deem just and proper.

Dated: August 16, 2002

Respectfully submitted,

O'MELVENY & MYERS LLP

By: *Dale Cendali*

Dale M. Cendali, Esq. (DC 2676)

Johanna Schmitt, Esq. (JS 2125)

Citigroup Center

153 East 53rd Street

New York, New York 10022

Telephone: (212) 326-2000

Counsel for Plaintiffs Arista Records, Inc., Atlantic Recording Corp., Capital Records, Inc., Elektra Entertainment Group, Inc., Interscope Records, J Records, Motown Record Company, L.P., Priority Records LLC, The RCA Records Label, a unit of BMG Music, Sony Music Entertainment Inc., UMG Recordings, Inc., Virgin Records America, Inc., and Warner Bros. Records Inc.

Matthew J. Oppenheim, Esq.

Dean C. Garfield, Esq.

RECORDING INDUSTRY ASS'N
OF AMERICA, INC.

1330 Connecticut Avenue, NW, Suite 300

Washington, DC 20036

Telephone: (202) 775-0101

Of Counsel

Exhibit A

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ARTIST NAME	SONG TITLE	ALBUM TITLE	COPYRIGHT PLAINTIFF	SR Numbers
Ace Of Base	angel eyes	Bridge	Arista Records, Inc.	218-737
Ace Of Base	beautiful like	Bridge	Arista Records, Inc.	218-737
Ace Of Base	blooming 18	Bridge	Arista Records, Inc.	218-737
Ace Of Base	edge of heaven	Bridge	Arista Records, Inc.	218-737
Ace Of Base	experience pearls	Bridge	Arista Records, Inc.	218-737
Ace Of Base	just'n image	Bridge	Arista Records, Inc.	218-737
Ace Of Base	lucky love (acoustic version)	Bridge	Arista Records, Inc.	218-737
Ace Of Base	lucky love	Bridge	Arista Records, Inc.	218-737
Ace Of Base	never gonna say I'm sorry	Bridge	Arista Records, Inc.	218-737
Ace Of Base	perfect world	Bridge	Arista Records, Inc.	218-737
Ace Of Base	que sera	Bridge	Arista Records, Inc.	218-737
Whitney Houston	I Bow Out	My Love Is Your Love	Arista Records, Inc.	298-453
Whitney Houston	I Learned from the Best	My Love Is Your Love	Arista Records, Inc.	298-453
Jewel	Adrian	Pieces of You	Atlantic Recording Corporation	198-481
Jewel	Amen	Pieces of You	Atlantic Recording Corporation	198-481
Jewel	Angel Stand By	Pieces of You	Atlantic Recording Corporation	198-481
Jewel	Daddy	Pieces of You	Atlantic Recording Corporation	198-481
Coldplay	A Rush of Blood to the Head	A Rush of Blood to the Head	Capitol Records, Inc.	pre-release
Coldplay	A Whisper	A Rush of Blood to the Head	Capitol Records, Inc.	pre-release
Coldplay	Amsterdam	A Rush of Blood to the Head	Capitol Records, Inc.	pre-release
Duran Duran	Hold Back The Rain	Rio	Capitol Records, Inc.	38-444
Duran Duran	Hungry Like The Wolf	Rio	Capitol Records, Inc.	38-444
Duran Duran	Last Chance On The Stairway	Rio	Capitol Records, Inc.	38-444
Duran Duran	My Own Way	Rio	Capitol Records, Inc.	38-444
Duran Duran	New Religion	Rio	Capitol Records, Inc.	38-444
Duran Duran	Rio	Rio	Capitol Records, Inc.	38-444
Duran Duran	Save A Prayer	Rio	Capitol Records, Inc.	38-444
Duran Duran	The Chauffeur	Rio	Capitol Records, Inc.	38-444
Keith Sweat	100% At Man	Rebirth	Elektra Entertainment Group Inc.	pending
Keith Sweat	Anything Goes	Rebirth	Elektra Entertainment Group Inc.	pending
Keith Sweat	Can I Be (Feat. Doni)	Rebirth	Elektra Entertainment Group Inc.	pending
Twee!	always will	Southern Hummingbird	Elektra Entertainment Group Inc.	pending
Twee!	beautiful like	Southern Hummingbird	Elektra Entertainment Group Inc.	pending
Twee!	best friend in jail	Southern Hummingbird	Elektra Entertainment Group Inc.	pending
Twee!	boogie 2nite	Southern Hummingbird	Elektra Entertainment Group Inc.	pending
Twee!	call me	Southern Hummingbird	Elektra Entertainment Group Inc.	pending
Twee!	complain	Southern Hummingbird	Elektra Entertainment Group Inc.	pending
Twee!	drunk	Southern Hummingbird	Elektra Entertainment Group Inc.	pending
Twee!	heaven	Southern Hummingbird	Elektra Entertainment Group Inc.	pending
Twee!	intro	Southern Hummingbird	Elektra Entertainment Group Inc.	pending
Twee!	make or move	Southern Hummingbird	Elektra Entertainment Group Inc.	pending

Tweel	motel	Southern Hummingbird	Elektra Entertainment Group Inc.	pending
Tweel	my place	Southern Hummingbird	Elektra Entertainment Group Inc.	pending
Erinerm	Amityville	Marshall Mathers LP	Interscope Records	280-854
Erinerm	Bitch Please II	Marshall Mathers LP	Interscope Records	280-854
Erinerm	Criminal Drug Ballad	Marshall Mathers LP	Interscope Records	280-854
Abra Moore	Big Sky	No Fear	J Records	pending
Abra Moore	Family Affair	No Fear	J Records	pending
Abra Moore	Final Delta	No Fear	J Records	pending
Boyz II Men	4 Seasons of Loneliness	Evolution	Motown Record Company, L.P.	240-088
Boyz II Men	A Song for Maima	Evolution	Motown Record Company, L.P.	240-088
Boyz II Men	All Night Long	Evolution	Motown Record Company, L.P.	240-088
Nas	Amongst Kings	Lost Tapes	Sony Music Entertainment	pre-release
Nas	Black Zombies	Lost Tapes	Sony Music Entertainment	pre-release
Nas	Blaze a 50	Lost Tapes	Sony Music Entertainment	pre-release
Bruce Springsteen	Coumnin' on A Parade	The Rising	Sony Music Entertainment	pending
Bruce Springsteen	Empty Sky	The Rising	Sony Music Entertainment	pending
Bruce Springsteen	Further on (Up the Road)	The Rising	Sony Music Entertainment	pending
Bruce Springsteen	Into the Fire	The Rising	Sony Music Entertainment	pending
Barbra Streisand	At the Same Time	Higher Ground	Sony Music Entertainment	248-252
Barbra Streisand	Avinu Malkehu	Higher Ground	Sony Music Entertainment	248-252
Barbra Streisand	Circle	Higher Ground	Sony Music Entertainment	248-252
Christina Aguilera	I Turn To You	Christina Aguilera	The RCA Records Label, a unit of BMG Music	274-004
Christina Aguilera	Come On Over (All I Want Is You)	Christina Aguilera	The RCA Records Label, a unit of BMG Music	274-004
Christina Aguilera	Obvious	Christina Aguilera	The RCA Records Label, a unit of BMG Music	274-004
Christina Aguilera	Blessed	Christina Aguilera	The RCA Records Label, a unit of BMG Music	274-004
Christina Aguilera	Genie In A Bottle	Christina Aguilera	The RCA Records Label, a unit of BMG Music	274-004
Christina Aguilera	Love Will Find A Way	Christina Aguilera	The RCA Records Label, a unit of BMG Music	274-004
Christina Aguilera	Reflection	Christina Aguilera	The RCA Records Label, a unit of BMG Music	274-004
Christina Aguilera	So Emotional	Christina Aguilera	The RCA Records Label, a unit of BMG Music	274-004
Christina Aguilera	Somebody's Somebody	Christina Aguilera	The RCA Records Label, a unit of BMG Music	274-004
Christina Aguilera	What A Girl Wants	Christina Aguilera	The RCA Records Label, a unit of BMG Music	274-004
Christina Aguilera	When You Pull Your Hands On Me	Christina Aguilera	The RCA Records Label, a unit of BMG Music	274-004
Christina Aguilera	Love For All Seasons	Christina Aguilera	The RCA Records Label, a unit of BMG Music	274-004
Mary J. Blige	Everything (Curis And Moore Remix)	Dance For Me	UMG Recordings, Inc.	pending
Mary J. Blige	Family Affair (Spanish Fly Remix)	Dance For Me	UMG Recordings, Inc.	pending
Mary J. Blige	Give Me You (Extended Nino Radio Mix)	Dance For Me	UMG Recordings, Inc.	pending
Counting Crows	American Girls	Hard Candy	UMG Recordings, Inc.	pending
Counting Crows	Black and Blue	Hard Candy	UMG Recordings, Inc.	pending
Counting Crows	Butterfly in Reverse	Hard Candy	UMG Recordings, Inc.	pending
Nelly	5000	Nellyville	UMG Recordings, Inc.	pending
Nelly	Air Force Ones	Nellyville	UMG Recordings, Inc.	pending
Nelly	CG2	Nellyville	UMG Recordings, Inc.	pending
Lenny Kravitz	A Million Miles Away	Lenny	Virgin Records America, Inc.	pending
Lenny Kravitz	Bank Robber Man	Lenny	Virgin Records America, Inc.	pending

Lenny Kravitz	Battlefield of Love	Lenny	Virgin Records America, Inc.	pending
Lenny Kravitz	Believe In Me	Lenny	Virgin Records America, Inc.	pending
Lenny Kravitz	Dog In	Lenny	Virgin Records America, Inc.	pending
Red Hot Chili Peppers	by the way	By the Way	Warner Bros. Records Inc.	pending
Red Hot Chili Peppers	caltron	By the Way	Warner Bros. Records Inc.	pending
Red Hot Chili Peppers	can't stop	By the Way	Warner Bros. Records Inc.	pending
Red Hot Chili Peppers	don't forget me	By the Way	Warner Bros. Records Inc.	pending
Red Hot Chili Peppers	dozed	By the Way	Warner Bros. Records Inc.	pending
Red Hot Chili Peppers	I could die for you	By the Way	Warner Bros. Records Inc.	pending
Red Hot Chili Peppers	midnight	By the Way	Warner Bros. Records Inc.	pending
Red Hot Chili Peppers	minor thing	By the Way	Warner Bros. Records Inc.	pending
Red Hot Chili Peppers	on mercury	By the Way	Warner Bros. Records Inc.	pending
Red Hot Chili Peppers	the zephyr song	By the Way	Warner Bros. Records Inc.	pending
Red Hot Chili Peppers	this is the place	By the Way	Warner Bros. Records Inc.	pending
Eric Clapton	Believe In Life	Reptile	Warner Bros. Records Inc.	285-107
Eric Clapton	Broken Down	Reptile	Warner Bros. Records Inc.	285-107
Eric Clapton	Come Back Baby	Reptile	Warner Bros. Records Inc.	285-107

Exhibit B

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Hot albums

	Album	Artist
1	By The Way	Red Hot Chili Peppers
2	Nellyville	Nelly
3	Hard Candy	Counting Crows
4	Reanimation	Linkin Park
5	The Rising	Bruce Springsteen
6	Hits And Unreleased	Aaliyah
7	The Ultimate Live Collection Vol.2	Nirvana
8	Best of MTV Unplugged	MTV Unplugged
9	Tmf Hitzone 20	Tmf Hitzone
10	XXX(soundtrack)	XXX
11	Spirit	Bryan Adams
12	A Rush Of Blood To The Head	Coldplay
13	Now That is What I Call Music! Vol.52(CD1)	Now That is What I Call Music
14	Confide In Me	Kylie Minogue
15	Now That is What I Call Music! Vol.52(CD2)	Now That is What I Call Music

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	Title	Artist	From Album
Mana Helena Sean Montana Martin Taylor william	1 by the way	Red Hot Chili Peppers	By The Way
Bill Moore Sue Ward	2 cabron	Red Hot Chili Peppers	By The Way
Desperado Antony LEE	3 can't stop	Red Hot Chili Peppers	By The Way
Mary Grace ferruccio	4 Countin' on A Miracle	Bruce Springsteen	The Rising
Diego	5 1stp Kiosr	Linkin Park	Reanimation
Latifah Mickey NESSIE	6 don't forget me	Red Hot Chili Peppers	By The Way
Makaveli	7 4 Page Letter	Aaliyah	Hits And Unreleased
Jane Fisher adam	8 dosed	Red Hot Chili Peppers	By The Way
Joseph Presson Carlton	9 i could die for you	Red Hot Chili Peppers	By The Way
KIM ELAM Healey, Jon	10 midnight	Red Hot Chili Peppers	By The Way
omar mallk B Oliver	11 warm tape	Red Hot Chili Peppers	By The Way
..and more than 300 music fans...	12 minor thing	Red Hot Chili Peppers	By The Way
	13 tear	Red Hot Chili Peppers	By The Way
	14 on mercury	Red Hot Chili Peppers	By The Way
	15 the zephyr song	Red Hot Chili Peppers	By The Way
	16 this is the place	Red Hot Chili Peppers	By The Way
	17 throw away your television	Red Hot Chili Peppers	By The Way
	18 venice queen	Red Hot Chili Peppers	By The Way
	19 universally speaking	Red Hot Chili Peppers	By The Way
	20 A Rush Of Blood To The Head	Coldplay	A Rush Of Blood To The Head

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