



Holme Roberts & Owen LLP  
*Attorneys at Law*

DENVER

January 7, 2009

BOULDER

Apogee Telecommunications, Inc  
Charles Brady  
715 W 23rd St, Ste M  
Austin, TX 78705

COLORADO SPRINGS

RE: Arista Records LLC, et al. v. Does 1 – 22 and  
Arista Records LLC, et al. v. Does 1 - 16  
US District Court for the District of Rhode Island  
Case No. 1:08-cv-00066-S-DLM and Case No. 1:08-cv-00314-S-LDA

Dear Mr. Brady:

LONDON

We represent the record companies in the above-referenced cases. We are writing to formally withdraw the subpoenas issued to you in these matters. We will be seeking dismissal of these cases this week and ask that you not respond to the subpoenas which our co-counsel in these matters served upon you. We will send you a copy of the dismissal papers when they are filed.

LOS ANGELES

To the extent you have already provided to us or the record companies any identifying information of your subscribers in response to an earlier subpoena, please continue to preserve the log files and other records that you have which enabled that identification. However, to the extent you never provided us with identifying information for someone who was the subject of a prior preservation notice or these subpoenas, we formally withdraw our earlier request to you to preserve the log file information for that identification.

MUNICH

If you have any questions or concerns about the subpoenas or the program, please do not hesitate to contact me.

PHOENIX

SALT LAKE CITY

Best regards,

SAN FRANCISCO

Katheryn Jarvis Coggon

Cc: James E. O'Neil, Esq.