

IN THE UNITED STATES DISTRICT COURT
FOR THE
DISTRICT OF KANSAS
AT WICHITA

ELEKTRA ENTERTAINMENT GROUP, INC.)	
A Delaware Corporation; ARISTA RECORDS,)	
LLC, a Delaware Limited Liability Company;)	Civil Action
BMG MUSIC, a New York general partnership;)	Case No. 08 CV 1386-WEB-DWB
UMG RECORDINGS, INC. a Delaware Corp;)	
And MAVERICK RECORDING COMPANY,)	
a California joint venture,)	
Plaintiffs)	
)	
v.)	
)	
GREG MAPHET,)	
Defendant)	

ANSWER TO COMPLAINT

COMES NOW the defendant Greg Maphet, by and through his counsel of record, Jeff Griffith and for his Answer to the complaint asserts:

1. All allegations not specifically admitted are denied.
2. The allegations alleged in paragraphs 1, 2 and 3 are admitted.
3. Defendant is without knowledge or information sufficient to form a belief as to the truth of the allegations in paragraphs 4, 5, 6, 7 and 8 and therefore denies the same.
4. The allegations contained in paragraph 9 are admitted to the extent that defendant admits he is an individual and currently resides in the District of Kansas and may still be found in the District of Kansas. Defendant is unaware of the time of the complained of infringement.
5. The allegations contained in paragraph 10 do not require an answer.
6. Defendant is without knowledge or information sufficient to form a belief as to the truth of the allegations in paragraph 11 and therefore denies the same.
7. Defendant is without knowledge or information sufficient to form a belief as to

the truth of the allegations in paragraph 12 and therefore denies the same.

8. Defendant is without knowledge or information sufficient to form a belief as to the truth of the allegations in paragraph 13 and therefore denies the same.

9. Defendant is without knowledge or information sufficient to form a belief as to the truth of the allegations in paragraph 14 and therefore denies the same.

10. Defendant is without knowledge or information sufficient to form a belief as to the truth of the allegations in paragraph 15 and therefore denies the same. Defendant specifically denies he has undertaken any continuous and on-going act of downloading and/or distributing copyrighted recordings as alleged in paragraph 15. Defendant further denies he has ever violated plaintiffs' exclusive rights of reproduction and distribution and further denies he has committed any act of infringement of plaintiffs' copyright and exclusive rights under copyright.

11. The allegations contained in paragraphs 16 are denied. Defendant specifically denies he has continuously, occasionally or ever downloaded and/or distributed to the public any recordings owned by or exclusively licensed to the plaintiffs.

12. Defendant is without knowledge or information sufficient to form a belief as to the truth of the allegations in paragraph 17 and therefore denies the same.

13. The allegations contained in paragraph 18 are denied.

14. Defendant is without knowledge or information sufficient to form a belief as to the truth of the allegations in paragraph 19 and therefore denies the same.

15. The allegations contained in paragraph 20 are denied.

16. Pursuant to 17 U.S.C. § 505 the defendant should be determined to be a prevailing party on all issues presented in this matter and defendant's reasonable attorney fees should be awarded to defendant and assessed against plaintiffs.

17. By way of further defense, defendant asserts the affirmative defenses of

statute of limitations, the doctrine of laches, and waiver. Defendant reserves the right to raise additional affirmative defenses made known during discovery.

WHEREFORE, defendant prays the plaintiffs take nothing by reason of the complaint, that he be awarded his costs in this action including his attorney fees as requested hereinabove and for such other and further relief as the court deems just and proper.

DEMAND FOR JURY TRIAL

Pursuant to Rule 38, Federal Rules of Civil Procedure, defendant demands a Jury Trial on all issues.

Respectfully submitted,

s/Jeff Griffith
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