

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

CAPITOL RECORDS, INC. et al.,)
)
) Civ. Act. No. 03-cv-11661-NG
) Plaintiffs,) (LEAD DOCKET NUMBER)
)
 v.)
)
 NOOR ALAUJAN,)
)
)
) Defendant.)
)
)
)

SONY BMG MUSIC ENTERTAINMENT, et al.)
)
) Civ. Act. No. 07-cv-11446-NG
) Plaintiffs,) (ORIGINAL DOCKET NUMBER)
)
 v.)
)
 JOEL TENENBAUM)
)
)
) Defendant.)
)
)
)

**DECLARATION OF JOHN SHIN IN SUPPORT OF DEFENDANT’S MOTION TO
ADMIT THE INTERNET**

I, John Shin, under penalty of perjury of the laws of the United States, do hereby declare and state:

1. I am the managing director of Courtroom View Network, 75 Maiden Lane, Suite 804, New York, NY, 10038, and I have personal knowledge of the facts set forth in this Declaration.

2. I submit this Declaration in support of Defendant’s motion to admit the internet.

3. CVN is a newsgathering division of Courtroom Connect. CVN provides audio-visual coverage of proceedings via the placement of silent cameras (which require no lighting other than existing courthouse lighting). CVN provides its coverage over the Internet, through a secure feed, to authorized persons who pay a fee to CVN and who receive a password to log in through their computers. CVN's audiences vary by proceeding, and are constituted as a function of the directions of the presiding judge and demand—sometimes to trial participants (along with, for example, a real-time transcript feed); sometimes to interested groups (for example, to a shareholders of a party); sometimes to the public, provided they are a CVN subscriber (much like cable or satellite television) and agree to be bound by all rules and regulations.

4. CVN covers a broad range of trials and other judicial proceedings, including some of the most prominent civil litigation in the United States. CVN also records hearings, arguments and motion practice from various courtrooms around the country. CVN has covered over 200 proceedings, and provides its coverage in accordance with any and all rules imposed by the court. There are no reporters or commentators, but rather only the proceedings in court, and links to the exhibits and other sources.

5. CVN has never had a judge terminate its coverage or remove any of its personnel from the courtroom because of concerns that the presence of the camera or CVN's personnel interfered with the conduct of the proceeding.

6. As a matter of policy and practice, prior to and during every court proceeding it covers, CVN makes every effort, working with the presiding judge and court personnel, to ensure a dignified, non-disruptive presence. CVN uses a stationary camera which requires no additional lighting, and CVN's presence, equipment and personnel do not

intrude in any way upon the orderly conduct of the proceedings, the dignity of the court, or the rights of the parties to a fair trial. CVN personnel are required to dress in appropriate business attire, and are courteous, thoughtful and professional in their dealings with all court personnel and all members of the public in the courtroom. Microphones are small and wiring unobtrusive. Microphones are turned off during all parts of the proceedings that are not part of the public record.

7. Annexed hereto as Exhibit 1 are true and correct copies of screen shots exemplifying CVN's audio-visual coverage of court proceedings.

I declare that the foregoing is true and correct under penalty of perjury this 23rd day of December, 2008.

/s/ John Shin
John Shin