

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

IN RE LITERARY WORKS IN ELECTRONIC
DATABASES COPYRIGHT LITIGATION

Master Docket No. M-21-90 (GBD)
(MDL # 1379)

DECLARATION OF BART MILLS IN SUPPORT OF
FINAL SETTLEMENT APPROVAL

I, Bart Mills, hereby declare as follows:

1. I am a freelance author and class member in the In re Literary Works In Electronic Databases Copyright Litigation, MDL 1379. I submit this declaration in support of Plaintiffs' motion for final approval of the proposed Settlement. I have personal knowledge of the facts stated herein and, if called on to do so, could and would testify competently thereto.
2. I have been publishing literary works as a freelance author since 1965.
3. I believe that I have literary works which are covered under the proposed Settlement, and I will be filing my claim in the Settlement. My claim under the Settlement is comprised of approximately 3,000 works, categorized as C works. Under the plan of allocation matrix preliminarily approved by the District Court, I have estimated that my claim is worth \$20,000.
4. In my claim, I will not enforce my "takedown" rights, as I wish to receive 100% of my allocated Settlement proceeds, representing damages for the past infringements and a dollar value for the Defendants' non-exclusive use of those works going forward.

5. I support this class action Settlement as fair to the Class members, and want to receive my permitted share of the Settlement proceeds as approved by the District Court.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct. Executed September 15, 2005 at Manhattan Beach, CA.


BART MILLS