

03 MBD 10209  
UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

NO JUL 21 P 1:02

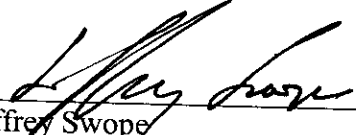
In Re Subpoena to  
The Massachusetts Institute of Technology

Civil Action  
No. 03- MBD

(United States District Court  
for the District of Columbia  
Nos. 1:03MS00265)

**CERTIFICATION PURSUANT TO LR 7.1(A)(2)**

Pursuant to LR 7.1(A)(2), undersigned counsel for the Massachusetts Institute of Technology tried to confer with Thomas J. Perrelli, counsel for the issuer of the subpoenas at issue in this matter, and attempt in good faith to resolve or narrow the issues prior to the filing of the Motion of the Massachusetts Institute of Technology to Quash Subpoenas and for a Protective Order Pursuant to Fed. R. Civ. P. 45(c)(3)(a), but was unable to reach Mr. Perrelli before filing the Motion.

  
Jeffrey Swope  
Palmer & Dodge LLP  
111 Huntington Avenue  
Boston, Massachusetts 02199  
BBO No. 490760

Dated: July 21, 2003

CERTIFICATE OF SERVICE

I hereby certify that I caused a true copy of the above document to be served upon Thomas J. Perrelli, Jenner & Block LLC, attorney of record for the Recording Industry Association of America, Inc., by telefacsimile on July 21, 2003.

