

AFFIDAVIT OF C. DENNIS CRYDER


C. Dennis Cryder, being duly sworn states and deposes as follows:

1. That he is presently and has been since August 11, 1977, the Director of NCAA Productions, a branch of the National Collegiate Athletic Association which produces sports programming materials for broadcasting. In that capacity, he has overall responsibility for the production of NCAA-produced television sports broadcasts and for the licensing of such programs for broadcast by television stations.

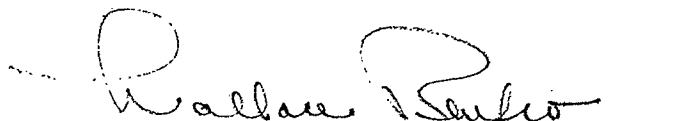
2. On March 12, 1978 two basketball games which were part of the NCAA National Basketball Championship (Creighton v. DePaul and Missouri v. Utah) were played. These events were sponsored by the NCAA and television broadcasts of them were produced by employees of the NCAA and by persons under contract to the NCAA. NCAA employees or persons under contract to the NCAA performed all production work in connection with these broadcasts including, but not limited to, camera work, editing and mixing, producing and directing, play-by-play and color commentary. Each of these broadcasts was copyrighted by the NCAA.

The NCAA granted licenses to seven television broadcaster stations to carry these works. These broadcasters were authorized to carry the live signal of the games and to utilize no more than two minutes of each game broadcast in subsequent news coverage. No further rights were granted by the NCAA to the broadcasters concerning the carriage of these programs. The following announcement was read by the announcer over the air during both of these broadcasts:

This telecast is presented by authority of the National Collegiate Athletic Association and NCAA Productions and any use of this program without written consent is prohibited. The announcers on this program have been approved and contracted for by the NCAA.


C. Dennis Cryder

SWORN AND SUBSCRIBED TO before me this 12TH day of November, 1979.


Notary Public

Commission Expires Feb. 12, 1982

