

Before the
UNITED STATES COPYRIGHT ROYALTY JUDGES
Washington, D.C.

In the Matter of

**DETERMINATION OF RATES AND TERMS
FOR DIGITAL PERFORMANCE OF SOUND
RECORDINGS AND MAKING OF
EPHEMERAL COPIES TO FACILITATE
PERFORMANCES (WEB VI)**

**Docket No. 23-CRB-0012-WR
(2026-2030)**

**UNOPPOSED MOTION TO ACCEPT CORRECTED PUBLIC VERSION OF VOLUME
II OF WRITTEN DIRECT STATEMENT OF SIRIUS XM RADIO LLC AND
PANDORA MEDIA, LLC**

Sirius XM Radio LLC and Pandora Media, LLC (collectively the “Company”) hereby respectfully request that the Copyright Royalty Judges grant the Company leave to file a corrected public version of Volume II of its Written Direct Statement, initially submitted on September 17, 2024, and posted to eCRB on September 18, 2024 at Docket No. 43708. On the afternoon of September 23, 2024, the Company was informed by opposing counsel that the Written Direct Testimony of Fiona Scott Morton, which is contained within Volume II, revealed certain restricted material as defined under the Protective Order in the proceeding (Docket No. 43647) that should have been redacted in the public version of the testimony.¹ The corrected public version of Volume II that the Company seeks leave to submit applies additional redactions at paragraphs 53, 70, 71, 75–79, 101–102, 129, and 143, a header at page 37, and footnotes 98, 137, and 150. The content and substance of the testimony is otherwise unchanged.

¹ The material at issue relates to license agreements between the major record companies and various digital music services that were designated as restricted when produced during the preliminary discovery phase of this proceeding.

For the reasons set forth above, including compliance with the requirements of the Protective Order entered by the Judges in this proceeding, the Company respectfully submits that good cause exists for granting the relief requested in the motion (as memorialized in the draft order the Company is submitting in connection with this motion), and that no participant (all of whom have consented to this motion) will be prejudiced by the relief requested.

September 24, 2024

Respectfully submitted,

/s/ Benjamin E. Marks

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Media, LLC*

Proof of Delivery

I hereby certify that on Tuesday, September 24, 2024, I provided a true and correct copy of the Unopposed Motion To Accept Corrected Public Version of Volume II of Written Direct Statement of Sirius XM Radio LLC And Pandora Media, LLC to the following:

College Broadcasters, Inc., represented by Seth D. Greenstein, served via E-Service at sgreenstein@constantinecannon.com

Educational Media Foundation, represented by Keenan P Adamchak, served via E-Service at kadamchak@wbklaw.com

George Johnson dba Geo Music, represented by George D Johnson, served via E-Service at george@georgejohnson.com

National Religious Broadcasters Music License Committee, represented by Karyn K Ablin, served via E-Service at ablin@fhhlaw.com

Public Broadcasting Entities, represented by David P Mattern, served via E-Service at dmattern@kslaw.com

SoundExchange Joint Petitioners, represented by Scott Edelman, served via E-Service at sedelman@milbank.com

SoundExchange, Inc., represented by Steven R. Englund, served via E-Service at SEnglund@jenner.com

The National Association of Broadcasters, represented by Joseph R. Wetzel, served via E-Service at joe.wetzel@lw.com

Word Collections, Inc., represented by Eric B Goldberg, served via E-Service at eric@wordcollections.com

Signed: /s/ Todd Larson