Electronically Filed
Docket: 19-CRB-0005-WR (2021-2025)
Filing Date: 06/23/2026 05:58:01 PM EDT

Before the
UNITED STATES COPYRIGHT ROYALTY JUDGES
LIBRARY OF CONGRESS
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 those Performances (Web IV)**	**Docket No. 14-CRB-0001-WR (2016-2020)**
In the Matter of: **Determination of Rates and Terms for Digital Performance of Sound Recordings and Making of Ephemeral Copies to Facilitate those Performances (Web V)**	**Docket No. 19-CRB-0005-WR (2021-2025)**
In the Matter of: **Determination of Rates and Terms for Digital Performance of Sound Recordings and Making of Ephemeral Copies to Facilitate those Performances (Web VI)**	**Docket No. 23-CRB-0012-WR (2026-2030)**
In the Matter of: **Determination of Rates and Terms for Satellite Radio and "Preexisting" Subscription Services (PSS/SDARS IV)**	**Docket No. 25-CRB-0014-SR/PSSR (2028-2032)**

JOINT STIPULATION REGARDING ACCESS TO AND USE OF *WEB* RESTRICTED MATERIALS

On June 23, 2026, SoundExchange, Inc. ("SoundExchange"), Sirius XM Radio LLC ("Sirius XM"), and Music Choice (collectively, the "Stipulating Parties") filed a motion (the

"Motion")[1] requesting that the Judges allow their respective outside counsel and expert witnesses (and expert witness support staff) retained to assist the Stipulating Parties in *SDARS IV* ("*SDARS IV* Outside Counsel and Experts") full access to and use of the restricted versions of the *Web IV* and *Web V* Final Determinations, dated March 4, 2016 and July 22, 2021 respectively,[2] and restricted versions of the expert materials submitted by certain participants in *Web V* and *Web VI* (the "*Web* Restricted Materials")[3] on an outside-counsel-only basis, as provided in any protective order that may be entered in *SDARS IV*.

The Stipulating Parties reached agreement that *SDARS IV* Outside Counsel and Experts should, upon entry of the proposed order accompanying this Stipulation, be given immediate

[1] The Stipulating Parties include all parties represented by outside counsel in this proceeding. The Stipulating Parties sought the consent of George Johnson ("Johnson") to the Motion and this Stipulation. Johnson indicated that he consents to the Motion and this Stipulation.

[2] The Stipulating Parties may also seek to access and make use of the forthcoming *Web VI* Final Determination upon its publication.

[3] The *Web V* expert materials subject to this Motion include expert testimony and associated exhibits (including underlying work papers) contained in the Written Direct Statement of SoundExchange, et al. (Sept. 23, 24, 2019) (Jonathan Orszag, Catherine Tucker, Robert Willig, Gal Zauberman); Written Direct Statement of the National Association of Broadcasters ("NAB"), (Sept. 23, 2019) (John R. Hauser, Gregory K. Leonard); Google LLC's Amended Written Direct Statement of Dr. Steven R. Peterson (Dec. 11, 2019); Corrected Sirius XM and Pandora Media, LLC ("Pandora") Written Direct Statement (Dec. 11, 2019) (Dominique M. Hanssens, Carl Shapiro, Joel Waldfogel); Corrected Written Direct Statement of the National Religious Broadcasters Noncommercial Music License Committee ("NRBMLC"), Including Educational Media Foundation (Jan. 6, 2020) (Joseph J. Cordes, Richard Steinberg); Written Rebuttal Statement of Sirius XM and Pandora (Jan. 10, 2020) (Carl Shapiro); Written Rebuttal Statement of Google LLC (Jan. 14, 2020) (Steven R. Peterson); Corrected Written Rebuttal Statement of the NAB (Jan. 28, 2020) (John R. Hauser, Gregory K. Leonard); Written Rebuttal Statement of NRBMLC (Jan. 31, 2020) (Richard Steinberg); and Written Rebuttal Statement of SoundExchange, et al. (Aug. 4, 2020) (George S. Ford, Jonathan Orszag, Itamar Simonson, Catherine Tucker, Robert Willig, Gal Zauberman).

The *Web VI* expert materials subject to this Motion include expert testimony and associated exhibits (including underlying work papers) contained in the Amended Written Direct Statement of the NRBMLC (now known as the NRB Music Licensing Committee, Inc.) (Dec. 4, 2024) (Patrick J. Holder); Corrected Written Direct Statement of the NAB (Dec. 23, 2024) (Gregory K. Leonard); Corrected Written Direct Statement of SoundExchange, et al. (Dec. 30, 2024) (Jonathan Orszag); Written Rebuttal Statement of SoundExchange, et al. (Jan. 17, 2025) (Jonathan Orszag, Jean-Pierre Dubé); Written Rebuttal Statement of the NAB (Jan. 17, 2025) (Gregory K. Leonard); Corrected Written Direct Statement of Sirius XM and Pandora (Feb. 12, 2025) (Fiona Scott Morton, Ronald Wilcox); Corrected Written Rebuttal Statement of the NRBMLC (Mar. 14, 2025) (Patrick J. Holder); Corrected Written Rebuttal Statement of Sirius XM and Pandora (Apr. 22, 2025) (Fiona Scott Morton).

access to and permission to use the *Web* Restricted Materials in connection with *SDARS IV*.[4]

Accordingly, the Stipulating Parties respectfully request that the Judges enter the proposed order submitted herewith, thereby granting *SDARS IV* Outside Counsel and Experts immediate access to the *Web* Restricted Materials to prepare for *SDARS IV*.

[4] To the extent any outside counsel or expert is bound by the protective orders in *Web IV*, *Web V*, or *Web VI* and already has access to some or all of the *Web* Restricted Materials by virtue of their participation in those proceedings, nothing in the Stipulation is intended to limit such access.

Dated: June 23, 2026

Respectfully submitted,

/s/ Scott A. Edelman
Scott A. Edelman (N.Y. Bar No. 2250942)
Atara Miller (N.Y. Bar No. 4126314)
Andrew L. Porter (N.Y. Bar No. 5252176)
Alexander B. Cogut (N.Y. Bar No. 5911573)
Lucille Baeurle (N.Y. Bar No. 5920269)
MILBANK LLP
55 Hudson Yards
New York, New York 10001
(212) 530-5000
sedelman@milbank.com
amiller@milbank.com
aporter@milbank.com
acogut@milbank.com
lbaeurle@milbank.com

Counsel for the SoundExchange Joint Petitioners in SDARS IV

/s/ Todd D. Larson
Todd D. Larson (N.Y. Bar No. 4358438)
Benjamin E. Marks (N.Y. Bar No. 2912921)
WEIL, GOTSHAL & MANGES LLP
767 Fifth Avenue
New York, New York 10153
(212) 310-8000
todd.larson@weil.com
benjamin.marks@weil.com

Counsel for Sirius XM Radio LLC in SDARS IV

/s/ Paul Fakler
Paul Fakler (N.Y. Bar No. 2940435)
Jacob Ebin (N.Y. Bar No. 4774618)
Spencer Young (N.Y. Bar No. 6110068)
KING & SPALDING LLP
1290 Avenue of the Americas, 14th Floor
New York, New York 10104
(212) 556-2100
pfakler@kslaw.com
jebin@kslaw.com
syoung@kslaw.com

Benjamin A. Torres (Ga. Bar No. 953944) 1180 Peachtree Street, NE
Suite 1600
Atlanta, GA 30309
(404) 572-4600
btorres@kslaw.com

Counsel for Music Choice in SDARS IV

Proof of Delivery

I hereby certify that on Tuesday, June 23, 2026, I provided a true and correct copy of the Joint Stipulation Regarding Access To And Use of Web Restricted Materials to the following:

American Association of Independent Music ("A2IM"), The, represented by Steven R. Englund, served via E-Service at senglund@jenner.com

American Federation of Musicians of the United States and Canada, The, represented by Steven R. Englund, served via E-Service at senglund@jenner.com

Educational Media Foundation, represented by David Oxenford, served via E-Service at doxenford@wbklaw.com

Google Inc., represented by Kenneth L Steinthal, served via E-Service at ksteinthal@kslaw.com

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

National Association of Broadcasters, represented by Sarang V Damle, served via E-Service at sy.damle@lw.com

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

SAG-AFTRA, represented by Steven R. Englund, served via E-Service at senglund@jenner.com

Sony Music Entertainment, represented by Steven R. Englund, served via E-Service at senglund@jenner.com

UMG Recordings, Inc., represented by Steven R. Englund, served via E-Service at senglund@jenner.com

Warner Music Group Corp., represented by Steven R. Englund, served via E-Service at senglund@jenner.com

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

Signed: /s/ Todd Larson