



KATHLEEN M. HALLINAN
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February 14, 2003

Via Facsimile (510) 444-1704

William M. Simpich
Tesfaye Tsadik

Oakland, CA 94612

**Re: Not The Enemy Media and Pete Livingston v. Columbia TriStar Film
Distributors, et. al., Case No. C 02 5717 SI (the "Lawsuit")**

Dear Messrs. Simpich and Tsadik:

I am writing on behalf of Columbia TriStar Film Distributors International, Inc. ("CTFDI"), a Sony Pictures Entertainment ("SPE") company. While CTFDI is named as a defendant in the above referenced Lawsuit, Columbia Pictures Industries, Inc. ("Columbia") is the copyright owner of "Ghostbusters," one of the films at issue in the Lawsuit. Columbia is also a SPE company. As I informed you on the telephone, neither CTFDI, Columbia, TriStar Pictures, nor any other SPE company owns the copyright to "Terminator 2." The identification of "TS" (which I assume refers to TriStar Pictures) in the complaint as the owner of copyright to "Terminator 2" is incorrect.

The purpose of this letter is to inform you that neither CTFDI, nor any other SPE company, intends to sue your clients, Not the Enemy Media and Pete Livingston, for copyright infringement for their use of the two "Ghostbusters" still photographs in the video "Over Nine Billion Dead Served" (the "Video"), as those still photos currently appear in the Video. Nor will CTFDI or any other SPE company attempt to stop the distribution of "Over Nine Billion Dead Served." Accordingly, there is no actual case or controversy between your clients and CTFDI and your clients' action for a declaratory judgment with respect to CTFDI has no basis. We ask that you immediately dismiss CTFDI from the Lawsuit. Please respond by close of business on Monday, February 17, 2003.

Very truly yours,

A handwritten signature in black ink that reads "Kathleen M. Hallinan". The signature is written in a cursive, flowing style.

Kathleen M. Hallinan