

The Viacom logo is a vertical rectangle with a textured, grid-like background. The word "VIACOM" is written vertically in a bold, sans-serif font, centered within the rectangle.

BET NETWORKS  
MTV NETWORKS  
PARAMOUNT PICTURES

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Matthew Zimmerman, Esq.  
Kurt Opsahl, Esq.  
Electronic Frontier Foundation  
454 Shotwell Street  
San Francisco, CA 94110

Dear Matthew and Kurt:

Thank you for EFF's part in bringing important user privacy concerns to our attention in connection with court-ordered production of the YouTube logging data base in our copyright litigation. We are delighted to have been able to work out an arrangement with Google – in part based on some of your helpful suggestions – so that we can access the information we require in connection with our copyright litigation while protecting IP addresses and user ids of members of the public who viewed videos on YouTube.

At this point Viacom, the representatives of the class and Google have agreed on an anonymization protocol, have agreed not to engage in any efforts to circumvent the encryption and we anticipate that the information to be produced will be treated as “highly confidential” under the Protective Order in the case and available for “counsel eyes only.”. We believe that these measures will achieve an unprecedented protection of privacy interests – exceeding the protections that most businesses employ in their internal protection of personally identifiable information. I am enclosing copies of our stipulation with Google and of the Protective Order. The stipulation will be filed with the court and will be a public document, as is the Protective Order.

I'd like to reassure you, as well, that we will notify you, in advance, if, for some unforeseen reason we believe these protections need to be modified in a way that reduces the level of public privacy protection so that you have an opportunity to discuss any concerns you may have or lodge any appropriate objections with the court.

Please understand that this agreement is without prejudice to any position we may take in this or any other case as to when it may be appropriate to seek production of any particular information. Nonetheless, you can be assured that the public privacy considerations you have raised, and the means to protect them, will be an integral part of our analysis.

Once again, we thank you for your role in bringing this important issue to our attention.

Very truly yours,

A handwritten signature in black ink, appearing to be "R. B. [unclear]". The signature is fluid and cursive, written on a white background.

cc: Mark Morril