



**The Anthem Entertainment Group Inc.**

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March 6, 2012

via email: EIRushbo@EIBnet.com

via Fax 212-445-3963

The Rush Limbaugh Show  
1270 Avenue of the Americas  
New York, NY 10020

RushLimbaugh.com  
Premiere Radio Networks.

Ladies & Gentlemen:

I am the attorney for Rush, their management company, S.R.O. Management Inc., their music publishing company, Core Music Publishing and their record company, The Anthem Entertainment Group Inc.

According to media reports, Rush Limbaugh, Premiere Radio Networks and The Rush Limbaugh Show have been using Rush's recorded music as part of what is essentially a political broadcast.

The use of Rush's music in this way is an infringement of Rush's copyrights and trademarks. The public performance of Rush's music is not licensed for political purposes and any such use is in breach of public performance licenses and constitutes copyright infringement. There are civil and criminal remedies for copyright infringement, including statutory damages and fines.

(see sections 501-513 of Title 17 of the United States Code  
<http://www.copyright.gov/title17/92chap5.html>)

In addition, the use of Rush's music in this manner implies an endorsement of the views expressed and products advertised on the show, and is in breach of not only copyright and trademark rights, but also, of section 51 of the New York Civil Rights Law (excerpt attached).

Accordingly, we hereby demand that you immediately stop all use of Rush's music and confirm that you will do so.

Yours very truly,

A handwritten signature in black ink that reads "Bob Farmer". The signature is written in a cursive, flowing style.

Robert A. Farmer  
Director of Legal Affairs  
S.R.O. Management Inc., Core Music Publishing  
The Anthem Entertainment Group Inc.

RAF/dl

cc: Rush, Ray Danniels, Pegi Cecconi

WITHOUT PREJUDICE: This letter is sent without prejudice, in good faith and in pursuance of settlement and avoidance of litigation, and it and its contents shall not be used as evidence against or for the interests of the disputing parties or any third parties or for the purposes of adjudicating the merits or demerits of any case brought to or threatened with litigation. This letter is not intended to be a complete recitation of the facts or circumstances in connection with this matter, nor shall anything be prejudicial to, or in limitation of, any rights, remedies, claims or defenses, all of which are hereby expressly reserved.

## NEW YORK CIVIL RIGHTS LAW

### § 51. Action for injunction and for damages

Any person whose name, portrait, picture or voice is used within this state for advertising purposes or for the purposes of trade without the written consent first obtained as above provided may maintain an equitable action in the supreme court of this state against the person, firm or corporation so using his name, portrait , picture or voice, to prevent and restrain the use thereof; and may also sue and recover damages for any injuries sustained by reason of such use and if the defendant shall have knowingly used such person's name, portrait, picture or voice in such manner as is forbidden or declared to be unlawful by section fifty of this article, the jury, in its discretion, may award exemplary damages.