

**UNITED STATES DISTRICT COURT FOR
THE SOUTHERN DISTRICT OF NEW YORK**

UNITED STATES OF AMERICA,
Plaintiff,

v.

DECCA RECORDS, INC., *et al.*,
Defendants.

1:20-mc-778

(Originally Civil Action No. 46-779)

DECLARATION OF T. JAKOB SEBROW

I, T. Jakob Sebrow, do hereby declare and state as follows:

1. I am a Trial Attorney with the Antitrust Division of the United States Department of Justice (“Antitrust Division”). I am admitted to practice in the State of New York and in this District.
2. This Declaration is being submitted in support of the United States of America’s Motion to Terminate A Legacy Antitrust Judgment in the above-captioned matter.
3. The statements made in this Declaration are based on the knowledge acquired by me in the performance of my official duties and in conjunction with factual research conducted by other attorneys and staff in the Antitrust Division.
4. In early 2018, the Antitrust Division implemented a program to review and, when appropriate, seek termination of older antitrust judgments in which parties were subjected to some type of affirmative obligation or express prohibition that did not have an expiration date. As part of this process, the Antitrust Division researched the corporate status of entities subject to these older, legacy antitrust judgments.

5. For the judgment in this case, librarians of the Antitrust Division were instructed to research and confirm the corporate status of the corporate defendants. The librarians searched the following public sources to determine corporate status.

- a. A search of the New York Department of State Division of Corporations database. If the final judgment (as submitted to this Court) or other web search (see below) suggested incorporation information for a defendant in another state, the librarians also checked that state for corporate status.
- b. A search of the Encyclopedia of Associations and IRS Tax Exempt Organization Search, where such organizations or associations were subject to a judgment.
- c. A search of web-based resources for the existence (or succession) of the entity. In addition to general web-based searches, the search included research in one or more of the following resources:
 - i. Lexis and/or Westlaw (news, company, and/or litigation search);
 - ii. historical newspapers from Newsbank, ProQuest, and/or Newspapers.com; and
 - iii. historical company directories held by the Antitrust Division Library.

6. In addition to reviewing the librarians' research, I also contacted Alasdair McMullan, Senior Vice President for Legal Affairs at Universal Music Group ("Universal"). Mr. McMullan informed me that Defendant Decca Record Co. Ltd. was renamed Decca Music Group Limited in 1999, and is currently a subsidiary of Universal. Mr. McMullan also informed me that, in 1966, Defendant Decca Records, Inc. merged into MCA Inc., which dissolved in 2015. Accordingly, based on the librarians' research and my communications with Mr.

McMullan, I believe that Defendant Decca Records, Inc. no longer exists as a corporate entity, and that Defendant Decca Record Co. Ltd. remains active as a subsidiary of Universal Music Group. Mr. McMullan further informed me that Universal Music Group has no objection to this motion.

7. Having reviewed this Declaration, I declare, under penalty of perjury that the foregoing is true and correct.

Dated: December 21, 2020
New York, New York

/s/ T. Jakob Sebrow

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