

**2008 INVOICE
STATEMENT OF ACCOUNT FOR A NONCOMMERCIAL WEBCASTER**

Send your PAYMENT and STATEMENT OF ACCOUNT to:



SoundExchange, Inc.
Attn: Royalty Administration
1121 Fourteenth Street, N.W.
Suite 700
Washington, D.C. 20005

Call SoundExchange at (202) 640-5858 for its Federal Tax Identification Number.

**FOR USE BY A NONCOMMERCIAL WEBCASTER¹
FOR ANY MONTH DURING THE PERIOD JANUARY – DECEMBER 2008**

FOR THE 2008 CALENDAR MONTH OF (the "MONTH"): _____

ENTITY / SERVICE NAME: _____

URL: _____

STATION / CHANNEL NAME: _____

NOTE: THE ENTITY/SERVICE MUST COMPLETE AND SUBMIT A SEPARATE STATEMENT OF ACCOUNT FOR EACH STATION OR CHANNEL. PLEASE ALSO LIST EACH STATION OR CHANNEL ON PAGE FIVE.

SECTION I. MINIMUM FEE LIABILITY

Enter \$500 for the minimum fee liability for 2008.

1. **NOTE: The minimum fee payment is due by January 31, 2008.**² \$ _____ 1

SECTION II. USAGE FEE LIABILITY

A Noncommercial Webcaster shall be required to pay a usage fee if any of its stations or channels makes digital audio transmissions of sound recordings in excess of **159,140** aggregate tuning hours ("ATH") in **any single month.**³ Please enter the amount of Performances⁴ transmitted in excess of **159,140** ATH for any transmissions between January 1, 2008 and the end of the month indicated above. **Note: If your station or channel did not create excess transmissions during the aforementioned period, proceed to Section III.**

		Excess Performances⁵	
2.	January		2
3.	February		3
4.	March		4
5.	April		5
6.	May		6
7.	June		7

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		Excess Performances (cont.)	
8.	July		8
9.	August		9
10.	September		10
11.	October		11
12.	November		12
13.	December		13
14.	Add lines 2-13 above		14
15.	Multiply cell 14 by \$0.0014 (rounded to the nearest cent). If there are no Excess Performances listed in 14, then enter \$0. This is your Usage Fee Liability.		15
		\$	

SECTION III. TOTAL LIABILITY

16.	Enter the greater of lines 1 or 15. This is your 2008 statutory liability year-to-date.	\$	16
17.	Enter amounts previously paid to SoundExchange for the months January 2008 through the current date (inclusive of any payments previously made for your Annual Minimum Fee Liability for 2008) rounded to the nearest cent. Do not include in this amount any payments made during 2008 for any prior year.	\$	17
18.	Subtract line 17 from line 16. THIS IS THE AMOUNT THAT MUST BE PAID TO SOUNDEXCHANGE FOR THE CURRENT MONTH. PAYMENT IS DUE 45 DAYS AFTER THE END OF THE CURRENT MONTH.⁶	\$	18

PLEASE NOTE: STATEMENTS OF ACCOUNT FROM NONCOMMERCIAL WEBCASTERS ARE ONLY NEEDED WHEN ACCOMPANIED BY A PAYMENT. IF YOUR SERVICE (1) HAS ALREADY MADE ITS 2008 MINIMUM FEE PAYMENT TO SOUNDEXCHANGE AND (2) HAS **NOT** ACCRUED ANY USAGE FEES FOR THE MONTH INDICATED ON PAGE ONE, THEN IT IS NOT REQUIRED TO SUBMIT THE STATEMENT OF ACCOUNT FORM FOR THAT MONTH.

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¹ "Noncommercial Webcaster" has the meaning set forth in 72 Fed. Reg. 24,084, 24,111 (May 1, 2007) (to be codified at 37 C.F.R. § 380.2(h).)

² A Licensee shall make any minimum payment due by January 31 of the applicable calendar year, except that payment for a Licensee that has previously not operated under the license shall be due by the 45th day after the end of the month on which the Licensee commences operation under the license. See 72 Fed. Reg. 24,084, 24,1112 (May 1, 2007) (to be codified at 37 C.F.R. § 380.4(d).)

³ See 72 Fed. Reg. 24,084, 24,111 (May 1, 2007) (to be codified at 37 C.F.R. § 380.3(a)(2)(ii).)

⁴ "Performances" has the meaning set forth in 72 Fed. Reg. 24,084, 24,111 (May 1, 2007) (to be codified at 37 C.F.R. § 380.2(i)).

⁵ The Noncommercial Webcaster is responsible for calculating the number of excess performances.

⁶ A Licensee shall make any payments due by the 45th day after the end of each month for that month, except that payments due for the period beginning January 1, 2006 through the last day of the month in which the Copyright Royalty Judges issue their final determination adopting these rates and terms shall be due 45 days after the end of such period. See 72 Fed. Reg. 24,084, 24,112 (May 1, 2007) (to be codified at 37 C.F.R. § 380.4(c), (d).)

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CERTIFICATION PAGE

I, the undersigned owner or agent of the Licensee, or officer or partner, if the Licensee is a corporation or partnership, have examined this Statement of Account and hereby certify that the information provided herein is accurate and that I am authorized to sign this Statement of Account on behalf of the Statutory Licensee identified above.

[PURSUANT TO FEDERAL REGULATIONS, ALL OF THE BELOW INFORMATION IS REQUIRED. SEE 72 FED. REG. 24,084, 24,112 (MAY 1, 2007) (TO BE CODIFIED AT 37 C.F.R. 380.4(f).]

Signature: _____

Name: _____

Title: _____

E-mail Address: _____

Address: _____

City, State, Zip: _____

Telephone Number: _____

Date: _____

Services that have filed with the Copyright Office a Notice of Use of Sound Recordings under Statutory License are obligated to comply with all requirements of the statutory licenses under Sections 112 and 114 of the Copyright Act. It is the responsibility of each such service to ensure that it is in full compliance with the requirements of the statutory licenses under 17 U.S.C. §§ 112 & 114. SoundExchange is not in a position to determine whether each of the many services that rely on these statutory licenses is eligible for statutory licensing and does not in fact make any such determination. Nor does SoundExchange verify that such services are in full compliance with all applicable requirements of the two statutory licenses. Accordingly, SoundExchange's acceptance of a service's payment does not express or imply any acknowledgment that a service is in compliance with the requirements of the statutory licenses. SoundExchange, its members and other copyright owners reserve all their rights to take enforcement action against a service that is not in compliance with those requirements, regardless of any royalty payments such service may have made to SoundExchange.

*SoundExchange does **not** acknowledge receipt of Statements of Account. If you wish to receive confirmation of delivery, please mail this form by Certified Mail, return receipt requested.*

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LIST OF STATIONS OR CHANNELS OPERATED BY LICENSEE

NAME OF STATION OR CHANNEL	URL OF STATION OR CHANNEL	DATE OF FIRST TRANSMISSION
1.		
2.		
3.		
4.		
5.		
6.		
7.		
8.		
9.		
10.		
11.		
12.		
13.		
14.		
15.		
16.		
17.		
18.		
19.		
20.		

(If needed, attach a separate page listing additional entries as above to this form.)