

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA**

CASE NO.: 1-21-cv-60914- WPD/Hunt

UMG Recordings, Inc; Capital Records, LLC;
Universal Music Corp.: Universal Music - Z
Tunes, LLC; Universal Musica, Inc.; PolyGram
Publishing, Inc.; Song of Universal, Inc.; and
Universal Music - MGB NA LLC,

Plaintiffs,

v.

Vital Pharmaceuticals, Inc. *d/b/a* Bang Energy;
and Jack Owoc, an individual,

Defendants.

**SUPPLEMENTAL DECLARATION OF SHAUNA D. MANION
IN RESPONSE TO PLAINTIFFS' MOTION FOR SPOILIATION SANCTIONS**

I, Shauna D. Manion, declare as follows:

1. I am counsel of record for the Defendants, Vital Pharmaceuticals, Inc. *d/b/a* Bang Energy and Jack Owoc ("Defendants") in this matter and make this declaration upon personal knowledge being duly authorized to do so.

2. On August 5, 2022, counsel for Defendants produced to Plaintiffs videos and screenshot video analysis reflecting viewer interactions and the total number of views per video for the following 38 posts identified in Exhibit 1 to Plaintiffs' Reply in Support of Motion for Spoliation Sanctions:

Lil Nas X	HOLIDAY	https://www.tiktok.com/@bangenergy/video/6902570821777116422 https://www.tiktok.com/@bangenergy/video/6909492784038776070
24KGoldn	Mood	https://www.tiktok.com/@bangenergy/video/6862802767883373830

24KGoldn	Mood	https://www.tiktok.com/@redline.energy/video/6862116023722675462
Becky G	Shower	https://www.tiktok.com/@redline.energy/video/6900174910610525446
Becky G	Shower	https://www.tiktok.com/@bangenergy/video/6905021147243416838
Becky G	Shower	https://www.tiktok.com/@stoked.beverage/video/6878347720684326149
Becky G	Shower	https://www.tiktok.com/@stoked.beverage/video/6897350741577534725
Becky G	Shower	https://www.tiktok.com/@redline.energy/video/6916876693772848389
Beyoncé	Check On It	https://www.tiktok.com/@bangenergy/video/6820867052039867654
Chris Brown & Young Thug	Go Crazy	https://www.tiktok.com/@stoked.beverage/video/6853168187748470022
Chris Brown & Young Thug	Go Crazy	https://www.tiktok.com/@stoked.beverage/video/6927639311051476229
Chris Brown X Tyga;	Ayo	https://www.youtube.com/watch?v=C R8 sjVE1CE
Ciara	Get Up	https://www.tiktok.com/@redline.energy/video/6864623880355597573
Earth, Wind & Fire	September	https://www.tiktok.com/@stoked.beverage/video/6876527962498321670
Gloria Estefan	Conga	https://www.tiktok.com/@stoked.beverage/video/6877611547837992198
Jawsh 685 & Jason Derulo	Savage Love (Laxed - Siren Beat)	https://www.tiktok.com/@bangenergy/video/6843193250916961541
Jawsh 685 & Jason Derulo	Savage Love (Laxed - Siren Beat)	https://www.tiktok.com/@bangenergy/video/6896232374057585925
Labrinth	Still Don't Know My Name	https://www.tiktok.com/@bangenergy/video/6890672362287631622
Lil Mama	Lip Gloss	https://www.tiktok.com/@bangenergy/video/6773414637330304262
Lil Nas X	Holiday	https://www.tiktok.com/@bangenergy/video/6902570821777116422
Lil Nas X	Holiday	https://www.tiktok.com/@bangenergy/video/6909492784038776070
Lil Nas X	Holiday	https://www.tiktok.com/@bangenergy/video/6920255216004680965
Lil Nas X ft. Billy Ray Cyrus	Rodeo (Remix)	https://www.tiktok.com/@bangenergy/video/6855052023281306886

Mariah Carey	All I Want For Christmas Is You	https://www.tiktok.com/@redline.energy/video/6909850538515516677
Mariah Carey ft. ODB	Fantasy (Remix)	https://www.tiktok.com/@bangenergy/video/6809314233365384453
Mariah Carey ft. ODB	Fantasy (Remix)	https://www.tiktok.com/@bangenergy/video/6810462913829014789
Paul Anka	Put Your Head On My Shoulder	https://www.tiktok.com/@noofuzion/video/6937324497049554182?lang=en&is_copy_url=0&is_from_webapp=v3&sender_device=pc&sender_web_id=6922861982179149318
Rosalia & Travis Scott	TKN	https://www.tiktok.com/@bangenergy/video/6859548722548804869
Rosalia & Travis Scott	TKN	https://www.tiktok.com/@redline.energy/video/6855087969146064134
Rosalia & Travis Scott	TKN	https://www.tiktok.com/@stoked.beverage/video/6892810223854062853
RUN DMC	It's Tricky	https://www.tiktok.com/@redline.energy/video/6914281739246472454
Run-DMC	It's Tricky	https://www.tiktok.com/@bangenergy/video/6937414939082542341?lang=en&is_copy_url=0&is_from_webapp=v3&sender_device=pc&sender_web_id=6922861982179149318
Run-DMC	It's Tricky	https://www.tiktok.com/@bangenergy/video/6935551046706089222?lang=en&is_copy_url=0&is_from_webapp=v3&sender_device=pc&sender_web_id=6922861982179149318
Run-DMC	It's Tricky	https://www.tiktok.com/@bangenergy/video/6913383703104343302
SAINt JHN	Roses (Imanbek Remix)	https://www.tiktok.com/@bangenergy/video/6826548117479935238
SAINt JHN	Roses (Imanbek Remix)	https://www.tiktok.com/@bangenergy/video/6828004767844044038
Yo Gotti ft. Lil Uzi Vert	Pose	https://www.tiktok.com/@noofuzion/video/6933217763880144133
Zara Larsson	I Would Like (Gorgon City Remix)	https://www.tiktok.com/@bangenergy/video/6917302688673697029

3. For these 38 videos, the screenshot video analysis shows 16 videos have under 1,500 views, and only 2 videos have more than 100,000 views (one 150,200 views, and another 110,100 views).

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed in Milwaukee, Wisconsin.

Dated: August 8, 2022

/s/ Shauna D. Manion

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on August 8, 2022, the foregoing document was electronically served upon all counsel of record.

/s/ Shauna D. Manion
