EXHIBIT 2

UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF TEXAS DALLAS DIVISION

PAPA BERG, INC. and JAMES D. PAPA d/b/a PAPA HAYES MUSIC d/b/a PAPA BERG PUBLISHING d/b/a GRAND THEFT PRODUCTIONS d/b/a GRAND THEFT RECORDS d/b/a NABE NABE MUSIC,

Plaintiffs,

ν.

CIVIL ACTION NO. 3:12-cy-02406-B

WORLD WRESTLING ENTERTAINMENT, INC., STEPHANIE MUSIC PUBLISING INC., MICHAEL SEITZ a/k/a MICHAEL HAYES, and JAMES ALAN JOHNSTON,

Defendants.

AFFIDAVIT OF JIM JOHNSTON

State of Connecticut)	ss: Stamford
County of Fairfield)	

- I, Jim Johnston, being first duly sworn, hereby depose and say:
- 1. I am over eighteen (18) years of age, have personal knowledge of the matters set forth herein and am competent to testify thereto.
- 2. I am employed as the Music Director of World Wrestling Entertainment, Inc. ("WWE"). In that capacity, I write, compose, perform, and produce original music that is used on WWE programming and related WWE consumer products.

- 3. I have an affiliation agreement with Broadcast Music, Inc. ("BMI") with respect to the collection of public performance royalties on songs for which I am credited as the songwriter. According to BMI's website, I am currently credited as the songwriter on over 2400 titles listed with BMI. All of my direct dealings with BMI that I can recall have been with BMI's New York office.
- 4. I live and reside in the State of Connecticut. I work in WWE's television production studio in Stamford, Connecticut.
 - 5. I have no contacts with the State of Texas.
- 6. I have never owned any real estate in Texas, nor have I ever leased any property in Texas.
 - 7. I have never paid any taxes to Texas. .
 - 8. I have never had a bank account in Texas.
 - 9. I have never had a telephone listing in Texas.
- 10. I have never had a driver's license issued by Texas or a motor vehicle registered in Texas.
- 11. I have never maintained an office in Texas nor have I ever designated an agent for service of process in Texas.
 - 12. I have never maintained a professional license in Texas.
 - 13. I do not regularly transact business in Texas.
- 14. I do not regularly travel to Texas. To the best of my recollection, I have not traveled to Texas in at least the past ten years.
- 15. I have not been served with the complaint or a summons in the above-referenced lawsuit.

Jim Johnston

Subscribed and sworn to before me this 474 day of October, 2012.

Notary Public

My Commission Expires: 7-31-17

TIARTE

MARGARET M. YTUARTE
NOTARY PUBLIC
NY COMMISSION EXPIRES JULY 31, 2012