

# SANDLER, REIFF & YOUNG, P.C.

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May 10, 2007

## Via Facsimile

Dara F. Altman  
Executive Vice President  
Business and Legal Affairs  
XM Satellite Radio  
1500 Eckington Place, NE  
Washington, D.C.20002

### Re: Quinn & Rose Statement re Democratic National Committee

Dear Ms. Altman:

We are writing on behalf of our client, the Democratic National Committee ("DNC").

According to a report on the website "Freerepublic.com," this morning, on the "Quinn & Rose" show on XM, co-host Jim Quinn stated that DNC Chairman Governor Howard Dean had called Gov. Kathleen Sebelius (D-Kan.) "around 5:00 a.m. one morning after a tornado had destroyed the town of Greensburg, Kansas and discussed with her what to say about the tornado and how to blame the war in Iraq and the Bush administration on a slow response to the aftermath."

The statement made by Mr. Quinn is demonstrably, unequivocally and absolutely false. Governor Dean had no such conversation with Governor Sebelius, ever.

No effort was made by the Quinn & Rose show to contact anyone at the DNC for comment or to check the accuracy of these statements before they were broadcast.

The statements quoted above are false and defamatory, are libelous and slanderous, and clearly threaten to interfere with the DNC's operations and ability to solicit support and raise funds by prejudicing the organization in the eyes of Democratic Party supporters and the public. For these reasons, we demand that XM (i) immediately cease and desist, and instruct Messrs. Quinn & Rose to cease and desist, from further dissemination of the above-quoted statements or any statements similar in substance and

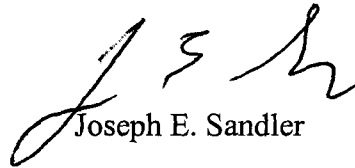
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(ii) immediately—on tomorrow morning's show or the next morning's show, at the latest—broadcast on the Quinn & Rose show an express and specific retraction of these statements.

Please let us know by noon tomorrow (May 11, 2007) whether you intend to comply with these requests.

Thank you for your time and immediate attention to this important matter.

Sincerely yours,

A handwritten signature in black ink, appearing to read "J E Sandler". The signature is written in a cursive, flowing style. Below the signature, the name "Joseph E. Sandler" is printed in a standard serif font.

Joseph E. Sandler

cc: Jim Quinn (via e-mail)