

THE WRONG RHYTHM

Information for Mediator

The Beagles were the most successful band of the 80's. The band was led by Bo Chickly and Len Dry, who had the proverbial love-hate relationship often found in rock bands. In 1987, The Beagles had an acrimonious split, pledging never to play together again, except perhaps in rock-n-roll heaven.

Chickly and Dry, after the break-up, attempted solo careers. While Dry had good success, Chickly's solo albums all went platinum. About two and a half years ago, Chickly signed a contract with Jacob Most and his/her company, Just Records, pledging to exclusively record for Just for the next five years. Chickly received a two million dollar signing bonus when the contract was signed.

Late last year, Chickly and Dry were contacted by the promoters of an International AIDs Benefit Concert, who begged Chickly and Dry to re-assemble The Beagles and be a highlight act for the concert. Chickly and Dry, who both actively supported AIDs research, talked for the first time in years, contacted the other members of The Beagles, and agreed to play.

The Beagles reunion performance was an outstanding success. After the performance, Chickly said to Dry, "We can't wait till we're dead to record and play again!" Dry responded, much to the glee of the other band members, "You just named our new album, Chick, *Heaven Can't Wait!*"

Chickly and Dry contacted their old label, Ecstasy, which immediately agreed to sign the band, put out their new album, and promote their national reunion tour. The Beagles received a six million dollar signing bonus for this contract.

After the album was recorded, but before its release and the tour, Just Records filed suit against Chickly, alleging s/he had violated the exclusive recording contract. Just is seeking an unspecified amount of monetary damages and an injunction preventing the release of The Beagles album. Chickly counter-claimed immediately, claiming that Just had not promoted her/his last album and that Just was interfering with artistic freedom and may be interfering with the new contract.

Chickly's contract with Just Records had a mediation clause and both sides have agreed to mediation.