

1 WEISSMANN WOLFF BERGMAN
 2 COLEMAN GRODIN & EVALL LLP
 3 Michael Bergman (SBN 37797)
 4 Anjani Mandavia (SBN 94092)
 5 9665 Wilshire Boulevard, Ninth Floor
 6 Beverly Hills, California 90212
 7 Telephone: 310-858-7888
 8 Fax: 310-550-7191
 9 TBERNETT@wwllp.com

10 FROSS ZELNICK LEHRMAN & ZISSU, P.C.
 11 Roger L. Zissu (Admitted *pro hac vice*)
 12 866 United Nations Plaza
 13 New York, New York 10017
 14 Telephone: 212-813-5900
 15 Fax: 212-813-5901

16 PERKINS LAW OFFICE, P.C.
 17 Patrick T. Perkins (Admitted *pro hac vice*)
 18 1711 Route 9D
 19 Cold Spring, NY 10516
 20 Telephone: 845-265-2820
 21 Fax: 845-265-2819

Attorneys for Defendants and Counterclaimant

22 UNITED STATES DISTRICT COURT
 23 CENTRAL DISTRICT OF CALIFORNIA – EASTERN DIVISION

24 JOANNE SIEGEL and LAURA
 25 SIEGEL LARSON,

Plaintiffs,

vs.

26 TIME WARNER INC., WARNER
 27 COMMUNICATIONS INC., WARNER
 28 BROS. ENTERTAINMENT INC.,
 WARNER BROS. TELEVISION
 PRODUCTION INC., DC COMICS,
 and DOES 1-10,

Defendants.

AND RELATED COUNTERCLAIMS.

FILED - EASTERN DIVISION
 CLERK, U.S. DISTRICT COURT
 MAR 20 2007
 CENTRAL DISTRICT OF CALIFORNIA
 BY [Signature] DEPUTY

Priority
 Send
 Enter
 Closed
 JS-5/JS-6
 JS-2/JS-3
 Scan Only

2007 MAR 16 PM 9:33

) Case Nos. [Consolidated for
 Discovery]
 CV 04-8400 SGL (RZx)
 CV 04-8776 SGL (RZx)
 Hon. Stephen G. Larson, U.S.D.J.
 Hon. Ralph Zarefsky, U.S.M.J.

**STIPULATION RE:
 SCHEDULING ORDER AND
 [PROPOSED] ORDER
 THEREON**

NOTE CHANGES MADE BY THE COURT

EXEMPTED FROM
 MAR 20 2007
 [Signature]

STIPULATION REGARDING SCHEDULING ORDER

1 Plaintiffs/counterclaim-defendants Joanne Siegel and Laura Siegel Larson
2 (collectively "Plaintiffs"), and defendants Warner Bros. Entertainment Inc., Time
3 Warner Inc., Warner Communications Inc. and Warner Bros. Television
4 Production Inc. and defendant/counterclaimant DC Comics (collectively
5 "Defendants"), by and through their respective counsel of record, and subject to
6 the order of this Court, hereby stipulate and agree as follows:

7 WHEREAS, pursuant to the prior stipulation of the parties, and the orders of
8 this Court, the following trial and pre-trial dates have been set in these cases,
9 which have been consolidated only for purposes of discovery:

10 Non-expert discovery cutoff	November 17, 2006
11 Expert discovery cutoff	March 9, 2007
12 Motion cutoff	March 19, 2007
13 Pre-trial Conference	May 21, 2007
14 Trial	June 26, 2007

15 WHEREAS, the parties have diligently pursued discovery in these actions,
16 including written discovery, document productions, and depositions;

17 WHEREAS, the parties have exchanged moving and rebuttal expert reports,
18 but have not yet concluded expert depositions because of the number of experts
19 designated (twelve in total between Plaintiffs and Defendants) and the difficulty in
20 coordinating the experts' schedules and counsels' schedules in the short period of
21 time between the exchange of the reports and the expert discovery cutoff;

22 WHEREAS, the parties have met and conferred on certain discovery
23 disputes, and have initiated the joint stipulation process on four separate discovery
24 motions, the rulings on which may require additional discovery responses or
25 depositions;

26 WHEREAS, the parties have met and conferred on certain additional
27 motions, and anticipate filing cross-motions for partial summary judgment on
28 seven or eight separate issues and/or claims for relief in the two actions, which

1 motions will require more than the minimum notice mandated by the Local Rules
2 for opposition and replies;

3 WHEREAS, the Court's determination on Defendants' Motion for
4 Reconsideration, which is currently under submission and is pending decision, may
5 potentially impact the partial summary judgment motions that the parties anticipate
6 filing, or may necessitate the filing of different or additional such motions;

7 WHEREAS, the Court's rulings on the parties' cross-motions for partial
8 summary judgment will materially impact the parties' preparations for trial, and
9 any settlement mediation efforts that the parties engage in;

10 WHEREAS, the current trial and pre-trial schedule, including the deadlines
11 imposed by the Federal Rules of Civil Procedure, the Local Rules, and this Court's
12 Standing Order, will require the parties to prepare their pre-trial materials prior to
13 the determination on their cross-motions for partial summary judgment, resulting
14 in potentially wasteful or duplicative effort;

15 WHEREAS, the parties believe that extending the trial and pre-trial dates, as
16 set forth below, will allow sufficient time for the conclusion of expert discovery
17 and the preparation and determination of motions, including potentially dispositive
18 motions, and will provide for the more orderly preparation and trial of this matter;

19 WHEREAS, counsel for each party certifies to the Court that the requested
20 extensions are essential to complete necessary expert discovery, are necessary to
21 the orderly preparation and trial of these matters, and are not sought for any
22 improper purpose;

23 NOW THEREFORE, IT IS HEREBY STIPULATED AND AGREED,
24 subject to the approval of the Court, that the following trial and pre-trial dates shall
25 be applicable to these matters:

26	Expert Discovery Cutoff	March 30, 2007
27	Motion Filing Cutoff [All Motions]	April 23, 2007

28 ///

1	Opposition Briefs Due For	May 21, 2007
2	Motions For Summary Judgment	
3	Or Partial Summary Judgment	
4	Reply Briefs Due For	June 11, 2007
5	Motions For Summary Judgment	
6	Or Partial Summary Judgment	
7	Summary Judgment Hearing	June or July, 2007
8	Mediation Deadline	September 24, 2007
9	Jury Instructions Due	October 8, 2007
10	Objections to Jury Instructions	October 15, 2007
11	Local Rule 16 Conference	October 22, 2007
12		
13	In Limine Motions Due	November 5, 2007
14	In Limine Oppositions Due	November 19, 2007
15	In Limine Replies Due	November 30, 2007
16		
17	Memo of Contentions of Fact and Law	November 19, 2007
18	Witness and Exhibit Lists	
19	Proposed Voir Dire	
20	Proposed Pretrial Conference Order	
21	Pre-trial Conference	December 3, 2007
22	Trial Briefs Due	December 17, 2007
23	Last Day to Seek Continuance	December 31, 2007
24	Trial of Case No. CV 04-8400	January 21, 2008
25	Trial of Case No. CV 04-8776	Thereafter, as set by Court

24 ///
 25 ///
 26 ///
 27 ///
 28 ///

1 Respectfully submitted,

2 DATED: March 3, 2007

WEISSMANN WOLFF BERGMAN
COLEMAN GRODIN & EVALL LLP

FROSS ZELNICK LEHRMAN & ZISSU,
P.C.

PERKINS LAW OFFICE, P.C.

6 By: Michael Bergman
7 Michael Bergman
8 Attorneys for Defendants

9 DATED: March 27, 2007

LAW OFFICES OF MARC TOBEROFF,
PLC

11 By: Marc Toberoff
12 Marc Toberoff
13 Attorneys for Plaintiffs

10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

ORDER


Based on the Stipulation of the parties, and for good cause shown,

IT IS HEREBY ORDERED that the following trial and pre-trial dates shall

be applicable to these matters:

Expert Discovery Cutoff	March 30, 2007
Motion Filing Cutoff [All Motions]	April 23, 2007
Opposition Briefs Due For Motions for Summary Judgment Or Partial Summary Judgment	May 21, 2007
Reply Briefs Due For Motions for Summary Judgment Or Partial Summary Judgment	June 11, 2007
Summary Judgment Hearing	June or July, 2007
Mediation Deadline	September 24, 2007
Jury Instructions Due	October 8, 2007
Objections to Jury Instructions	October 15, 2007
Local Rule 16 Conference	October 22, 2007
In Limine Motions Due	November 5, 2007
In Limine Oppositions Due	November 19, 2007
In Limine Replies Due	November 30, 2007
Memo of Contentions of Fact and Law Witness and Exhibit Lists Proposed Voir Dire Proposed Pretrial Conference Order	November 19, 2007
Pre-trial Conference	December 3, 2007 @ 11:00 a.m.
Trial Briefs Due	December 17, 2007
Last Day to Seek Continuance	December 31, 2007
Trial of Case No. CV 04-8400	January ²² 21, 2008, @ 9:30 a.m.
Trial of Case No. CV 04-8776	Thereafter, as set by Court

Dated: 3-19-07.


 Hon. Stephen G. Larson
 Judge, United States District Court

NOTE CHANGES MADE BY THE COURT

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

PROOF OF SERVICE

STATE OF CALIFORNIA)
) ss.
COUNTY OF LOS ANGELES)

I am employed in the County of Los Angeles, State of California; I am over the age of 18 and not a party to the within action; my business address is 9665 Wilshire Blvd, Ninth Floor, Beverly Hills, California 90212. On the date shown below, I served the documents described as:

1. STIPULATION RE: SCHEDULING ORDER AND [PROPOSED] ORDER THEREON

on the interested parties in said action, by placing a true copy thereof enclosed in a sealed envelope, addressed as follows:

Marc Toberoff
Law Offices of Marc Toberoff, PLC
2049 Century Park East, Suite 2720
Los Angeles, CA 90067

— (FACSIMILE SERVICE) I caused such document to be transmitted via facsimile to the offices of the addressees at the numbers listed above.

XX (PERSONAL SERVICE) I caused such envelope to be delivered by hand to the addressees above.

Executed on **March 14, 2007**, at Beverly Hills, California.

— STATE I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

XX FEDERAL I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.



Ticci Bennett