

ORIGINAL

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10 Attorneys for defendants

11 FremantleMedia North America, Inc.;

12 American Idol Productions, Inc.; Fox

13 Broadcasting Company; Fox Interactive

14 Media Inc.

FILED
CLERK, U.S. DISTRICT COURT

MAY 15 2007

CENTRAL DISTRICT OF CALIFORNIA
BY [Signature] DEPUTY

Priority

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10 UNITED STATES DISTRICT COURT
11 CENTRAL DISTRICT OF CALIFORNIA

13 ADAM PICK, an individual doing
14 business as Idol Go Home,

15 Plaintiff,

16 vs.

17 FREMANTLEMEDIA NORTH
18 AMERICA, Inc., a Delaware
19 corporation; AMERICAN IDOL
20 PRODUCTIONS, INC., a California
21 corporation; FOX BROADCASTING
22 COMPANY, a Delaware corporation;
23 FOX INTERACTIVE MEDIA, INC., a
24 Delaware corporation; and Does 1
25 through 10, inclusive,

26 Defendants.

27 And Related Cross-Action

CASE NO. CV 07-728 AHM (CTx)

STIPULATION REGARDING
POSTING OF SUPERSEDEAS
BOND;

[PROPOSED] ORDER

DOCKETED ON CM

MAY 16 2007

BY [Signature] 021

21

LOGGED

1 TO THE COURT, ALL PARTIES AND THEIR COUNSEL OF RECORD,
2 WHEREAS, on April 23, 2007, the Court granted plaintiff's motion to remand
3 this action to state court and awarded plaintiff \$16,040 in attorneys' fees;

4 WHEREAS, on May 2, 2007, defendants filed a notice of appeal;

5 WHEREAS defendants have obtained and are prepared to post a supersedeas
6 bond in the amount of \$24,060, which is 150% of the Court's attorneys' fees award,
7 and a copy of which is attached to this stipulation as Exhibit A;

8 WHEREAS plaintiff does not object to posting of bond;

9 WHEREAS neither party shall be deemed to waive or concede any argument
10 regarding the propriety of the Court's order and/or defendants' appeal;

11 WHEREAS plaintiff agrees to not seek enforcement of the attorneys' fees
12 award pending the Court's review of and order upon this stipulation;

13 The parties hereby STIPULATE and AGREE as follows:

14 1. Pursuant to Federal Rule of Appellate Procedure 8(a)(1)(B), the Court
15 should permit posting of bond attached hereto as Exhibit A;

16 2. The bond shall be deemed posted upon the entry of the Court's order
17 approving this stipulation.

18 DATED: May 3, 2007

Quinn Emanuel Urquhart Oliver &
Hedges, LLP

19

20

By 

Stan Karas
Attorneys for Defendants and Cross-
Complainants

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23 DATED: May 3, 2007

Valle and Associates

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By 

Jeffrey Valle
Attorneys for Plaintiff and Cross-Defendant

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~~PROPOSED~~ ORDER

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The Court has reviewed the parties' stipulation. GOOD CAUSE

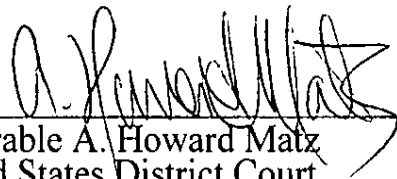
APPEARING,

1. Pursuant to Federal Rule of Appellate Procedure 8(a)(1)(B), the Court permits posting of bond attached hereto as Exhibit A;

2. The bond shall be deemed posted upon the entry of the Court's order approving this stipulation.

IT IS SO ORDERED.

DATED: May 15, 2007



Honorable A. Howard Matz
United States District Court

SCANNED

SCANNED

SCANNED

AMERICAN CONTRACTORS INDEMNITY COMPANY

IN THE UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

ADAM PICK,

Plaintiff,

vs.

FREMANTLEMEDIA NORTH AMERICA, INC., a Delaware corporation; AMERICAN IDOL PRODUCTIONS, INC., a California corporation; FOX BROADCASTING COMPANY, a Delaware corporation; FOX INTERACTIVE MEDIA, INC., a Delaware corporation; and DOES 1 through 10, inclusive,

Defendants.

Case No. CV-07-728 AHM (CTx)

**UNDERTAKING UNDER
RULE 62 F.R.C.P.**

AMERICAN CONTRACTORS INDEMNITY COMPANY
9841 AIRPORT BLVD., 9TH FLOOR
LOS ANGELES, CA 90045

WHEREAS, the above named *****FREMANTLEMEDIA NORTH AMERICA, INC., a Delaware corporation; AMERICAN IDOL PRODUCTIONS, INC., a California corporation; FOX BROADCASTING COMPANY, a Delaware corporation; FOX INTERACTIVE MEDIA, INC., a Delaware corporation*****, as Principal desires to give an undertaking for AN APPEAL as provided by Section 62 FEDERAL RULES OF CIVIL PROCEDURE.

NOW, THEREFORE, the Surety, does hereby obligate itself, jointly and severally, to *****ADAM PICK***** under said statutory obligations in the sum of TWENTY-FOUR THOUSAND SIXTY AND 00/100***** Dollars (\$24,060.00) IN WITNESS WHEREOF, The corporate seal and name of the said Surety Company is hereto affixed and attested by CHRISTOPHER M. HAENEL who declares under penalty of perjury that he is its duly authorized Attorney-in-Fact acting under an unrevoked power of attorney on file with the Clerk of the County in which above entitled Court is located.

Executed at LOS ANGELES, California on 2 MAY 2007

Bond No. 437949

The premium charge for this bond is \$481.20 per annum.

AMERICAN CONTRACTORS INDEMNITY COMPANY



CHRISTOPHER M. HAENEL Attorney-in-Fact

CIVIL BOND

05/15/07

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

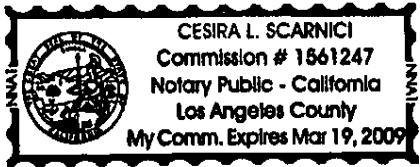
State of California }
County of Los Angeles } ss.

On 2 May 2007 before me, Cesira L. Scarnici-Notary Public
Date Name and Title of Officer (e.g., "Jane Doe, Notary Public")

personally appeared Christopher M. Haenel
Name(s) of Signer(s)

- personally known to me
- proved to me on the basis of satisfactory evidence

to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



WITNESS my hand and official seal:
Cesira L. Scarnici
Signature of Notary Public

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document

Description of Attached Document

Title or Type of Document: _____

Document Date: _____ Number of Pages: _____

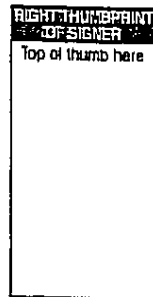
Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer

Signer's Name: _____

- Individual
- Corporate Officer — Title(s): _____
- Partner — Limited General
- Attorney-in-Fact
- Trustee
- Guardian or Conservator
- Other: _____

Signer Is Representing: _____



American Contractors Indemnity Company



9841 Airport Blvd., 9th Floor Los Angeles, California 90045

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS:

That American Contractors Indemnity Company of the State of California, a California corporation, does hereby appoint,

Jennifer Wayne, Kevin J. Phillips, Christopher M. Haenel, Alfonso Lujan, Will Mingram, Jeff Aase, John G. Slater, Sylvia Diane Caneva, John D. Strong, or Scott M. Honsowetz of Los Angeles, California

its true and lawful Attorney(s)-in-Fact, with full authority to execute on its behalf bonds, undertakings, recognizances and other contracts of indemnity and writings obligatory in the nature thereof, issued in the course of its business and to bind the Company thereby, in an amount not to exceed \$ *** 3,000,000.00 ***. This Power of Attorney shall expire without further action on April 20, 2008.

This Power of Attorney is granted and is signed and sealed by facsimile under and by the authority of the following resolutions adopted by the Board of Directors of AMERICAN CONTRACTORS INDEMNITY COMPANY at a meeting duly called and held on the 6th day of December, 1990.

"RESOLVED that the Chief Executive Officer, President or any Vice President, Executive Vice President, Secretary or Assistant Secretary, shall have the power and authority

- 1. To appoint Attorney(s)-in-Fact and to authorize them to execute on behalf of the Company, and attach the seal of the Company thereto, bonds and undertakings, contracts of indemnity and other writings obligatory in the nature thereof and,*
- 2. To remove, at any time, any such Attorney-in-Fact and revoke the authority given.*

RESOLVED FURTHER, that the signatures of such officers and the seal of the Company may be affixed to any such Power of Attorney or certificate relating thereto by facsimile, and any such Power of Attorney or certificate bearing such facsimile signatures or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by facsimile signatures and facsimile seal shall be valid and binding upon the Company in the future with respect to any bond or undertaking to which it is attached."

IN WITNESS WHEREOF, American Contractors Indemnity Company has caused its seal to be affixed hereto and executed by its authorized officer on the 27th day of February, 2007.

AMERICAN CONTRACTORS INDEMNITY COMPANY

By: [Signature]
Name: Leon B. Back, Jr. its Senior Vice President

STATE OF CALIFORNIA
COUNTY OF LOS ANGELES

§
§

On this 27th day of February, 2007, before me, Jacki Layfield, a notary public, personally appeared Leon B. Back, Jr., Senior Vice President of American Contractors Indemnity Company, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

[Signature]
Signature of Notary



I, Jeannie J. Kim, Corporate Secretary of American Contractors Indemnity Company, do hereby certify that the Power of Attorney and the resolutions adopted by the Board of Directors of said Company as set forth above, are true and correct transcripts thereof and that neither the said Power of Attorney nor the resolutions have been revoked and they are now in full force and effect.

IN WITNESS HEREOF, I have hereunto set my hand this 2nd day of May, 2007.

Bond No. 437949
Agency No. 2505

[Signature]
Jeannie J. Kim, Corporate Secretary

PROOF OF SERVICE

I am employed in the County of Los Angeles, State of California. I am over the age of eighteen years and not a party to the within action; my business address is 865 South Figueroa Street, 10th Floor, Los Angeles, California 90017-2543.


On May 14, 2007, I served true copies of the following document(s) described as **STIPULATION REGARDING POSTING OF SUPERSEDEAS BOND; [PROPOSED] ORDER** on the parties in this action as follows:

Jeffrey B. Valle, Esq
Valle & Associates
11911 San Vicente Blvd. Suite 324
Los Angeles, CA 90049

BY MAIL: I enclosed the foregoing into sealed envelope(s) addressed as shown above, and I deposited such envelope(s) in the mail at Los Angeles, California. The envelope was mailed with postage thereon fully prepaid.

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.

Executed on May 14, 2007, at Los Angeles, California.


Norma Montenegro

SCANNED

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NOTICE PARTY SERVICE LIST

Case No. CV07-728-AHM (CJA) Case Title PICK v. FREEMANTLE MEDIA
 Title of Document ORDER

Atty Sttlmnt Officer Panel Coordinator
BAP (Bankruptcy Appellate Panel)
Beck, Michael J (Clerk, MDL Panel)
BOP (Bureau of Prisons)
CA St Pub Defender (Calif. State PD)
CAAG (California Attorney General's Office - Keith H. Borjon, L.A. Death Penalty Coordinator)
Case Asgmt Admin (Case Assignment Administrator)
Catterson, Cathy (9 th Circuit Court of Appeal)
Chief Deputy Admin
Chief Deputy Ops
Clerk of Court
Death Penalty H/C (Law Clerks)
Dep In Chg E Div
Dep In Chg So Div
Federal Public Defender
<input checked="" type="checkbox"/> Fiscal Section
Intake Section, Criminal LA
Intake Section, Criminal SA
Intake Supervisor, Civil
Interpreter Section
PIA Clerk - Los Angeles (PIALA)
PIA Clerk - Riverside (PIAED)
PIA Clerk - Santa Ana (PIASA)
PSA - Los Angeles (PSALA)
PSA - Riverside (PSAED)
PSA - Santa Ana (PSASA)
Schnack, Randall (CJA Supervising Attorney)

Statistics Clerk
US Attorneys Office - Civil Division -L.A.
US Attorneys Office - Civil Division - S.A.
US Attorneys Office - Criminal Division -L.A.
US Attorneys Office - Criminal Division -S.A.
US Bankruptcy Court
US Marshal Service - Los Angeles (USMLA)
US Marshal Service - Riverside (USMED)
US Marshal Service -Santa Ana (USMSA)
US Probation Office (USPO)
US Trustee's Office
Warden, San Quentin State Prison, CA

ADD NEW NOTICE PARTY (if sending by fax, mailing address must also be provided)
Name:
Firm:
Address (include suite or floor):
*E-mail:
*Fax No.:

* For CIVIL cases only

JUDGE / MAGISTRATE JUDGE (list below):

Initials of Deputy Clerk 