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11 Attorneys for Plaintiff  
 BRYAN PRINGLE

HAMPTONHOLLEY LLP  
 2101 East Coast Highway, Suite 260  
 Corona del Mar, California 92625

12  
 13 **UNITED STATES DISTRICT COURT**  
 14 **CENTRAL DISTRICT OF CALIFORNIA**  
 15 **SOUTHERN DIVISION**

<p>16 BRYAN PRINGLE, an individual,</p> <p>17                   Plaintiff,</p> <p>18                   v.</p> <p>19 WILLIAM ADAMS, JR.; STACY          FERGUSON; ALLAN PINEDA; and          20 JAIME GOMEZ, all individually and          collectively as the music group The Black          21 Eyed Peas, <i>et al.</i>,</p> <p>22                   Defendants.</p>	<p>) Case No. SACV 10-1656 JST(RZx)</p> <p>) <b>DECLARATION OF DEAN A.          DICKIE IN SUPPORT OF          MOTION TO WITHDRAW          TRANSCRIPTS AND RE-FILE          PORTIONS OF PREVIOUSLY          FILED TRANSCRIPTS UNDER          SEAL</b></p> <p>) DATE: January 23, 2012          TIME: 10 a.m.          CTRM: 10A</p>
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1           1.     I am a partner at the law firm of Miller, Canfield, Paddock and Stone,  
2 P.L.C. (“Miller Canfield”) and am lead counsel for Plaintiff, Bryan Pringle  
3 (“Plaintiff” or “Pringle”) in the above-captioned action. I am a member in good  
4 standing of the State Bar of Illinois.

5           2.     On March 22, 2011, Counsel for the Black Eyed Peas Defendants sent  
6 an email in which they refused to provide dates for depositions until and unless  
7 Plaintiff agreed to a Protective Order, and then instructed Plaintiff to draft such an  
8 order. A true and correct copy of this email is attached as Exhibit A.

9           3.     On June 30, 2011, Counsel for the Defendants Guetta, Riesterer, and  
10 Shapiro & Bernstein sent an email informing Plaintiff that despite the denial of the  
11 Protective Order, Defendants would not produce any documents unless Plaintiff  
12 agreed to the terms of the Order. A true and correct copy of this email is attached as  
13 Exhibit B.

14           4.     Because the Black Eyed Peas Defendants, Defendant Guetta and  
15 Defendant Riesterer had not yet produced a single document as of June 30 despite  
16 the fact that Document Requests were served on April 11, 2011, Plaintiff agreed to  
17 the Stipulation to avoid further delays in obtaining discovery responses.

18           I declare under penalty of perjury under the laws of the United States that the  
19 statements contained in this Declaration are true and correct. Executed this 21st day  
20 of December, 2011, at Chicago, Illinois.

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24 \_\_\_\_\_  
Dean A. Dickie

25 19,679,269.2\146614-00001

## **EXHIBIT A**

**From:** [Cenar, Kara](#)  
**To:** [George Hampton](#)  
**Cc:** [Mary Ann Hoyer](#); [Pink, Jonathan Stuart](#); [dmiller@loeb.com](#); [karen\\_thorland@mpaa.org](#); [bslotnick@loeb.com](#); [tdickstein@loeb.com](#); [burrow@caldwell-leslie.com](#); [pearson@caldwell-leslie.com](#); [Dickie@MillerCanfield.com](#); [gould@igouldlaw.com](#); [rgreely@igouldlaw.com](#); [koppenhoefer@millercanfield.com](#); [Colin Holley](#)  
**Subject:** Re: Pringle v. William Adams, Jr. et al.  
**Date:** Tuesday, March 22, 2011 3:44:20 PM

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George,

Please forward a draft protective order governing confidentiality. As Plaintiff we look to you to provide a draft or this proposed order.

As for deposition dates, we are willing to work with you to set up an appropriate schedule and location, but unless the Notices are withdrawn or you indicate unequivocally an agreement to work out in good faith mutually convenient dates and locations ( our clients may be out of the country on your arbitrarily selected dates and I have a jury trial) we cannot interpret your actions as an indication to cooperate. Let us know.

Please send the draft protective order, which will be required before any depositions can go forward, and please provide your written agreement to agree to mutually agreed to dates and locations which will accommodate schedules of counsel and witnesses work schedules and locations.

Thanks in advance for your cooperation.

Kara

On Mar 22, 2011, at 6:34 PM, George Hampton <[ghampton@hamptonholley.com](mailto:ghampton@hamptonholley.com)> wrote:

> Counsel,  
>  
> The depositions will remain as noticed unless and until the parties agree to mutually agreeable alternative dates. Accordingly, I would appreciate it if you would provide me with proposed alternative dates for the depositions.  
>  
> George  
>  
> -----Original Message-----  
> From: Cenar, Kara [<mailto:Kara.Cenar@bryancave.com>]  
> Sent: Tuesday, March 22, 2011 5:40 AM  
> To: Mary Ann Hoyer  
> Cc: Pink, Jonathan Stuart; [dmiller@loeb.com](#); [karen\\_thorland@mpaa.org](#); [bslotnick@loeb.com](#); [tdickstein@loeb.com](#); [burrow@caldwell-leslie.com](#); [pearson@caldwell-leslie.com](#); [Dickie@MillerCanfield.com](#); [gould@igouldlaw.com](#); [rgreely@igouldlaw.com](#); [koppenhoefer@millercanfield.com](#); Colin Holley; George Hampton  
> Subject: Re: Pringle v. William Adams, Jr. et al.  
>  
> Counsel  
>  
> We will have to discuss alternative dates as the proposed dates conflict with pre set jury trials. I will talk with my clients as well, but the dates will have to be on a different date for counsel's schedule. I reserve all other objections to the Notices as served.  
>  
>  
>  
> Kara  
>

## **EXHIBIT B**

**Dunn, Katharine N.**

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**From:** Tal Dickstein [tdickstein@loeb.com]  
**Sent:** Thursday, June 30, 2011 8:21 PM  
**To:** Dunn, Katharine N.  
**Cc:** 'Cenar, Kara'  
**Subject:** FW: Pringle - Executed Protective Order

**Attachments:** Pringle Protective Order.pdf



Pringle Protective  
Order.pdf (...)

Katherine,

I'm again asking that you please forward a copy of the proposed protective order in MS Word format, so that we can propose changes that will be acceptable to Magistrate Judge Zarefsky without having to piece together the various changes that led up to the final version.

I'm also writing to ask that you confirm in writing that you continue to be bound by the stipulated protective order, even though it was not entered by Judge Zarefsky. Until you do, we will not be able to produce the supplemental materials we discussed.

Thank you,

Tal

Tal Dickstein  
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Los Angeles | New York | Chicago | Nashville | Washington, DC | Beijing | [www.loeb.com](http://www.loeb.com)

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CONFIDENTIALITY NOTICE: This e-mail transmission, and any documents, files or previous e-mail messages attached to it may contain confidential information that is legally privileged. If you are not the intended recipient, or a person responsible for delivering it to the intended recipient, you are hereby notified that any disclosure, copying, distribution or use of any of the information contained in or attached to this transmission is STRICTLY PROHIBITED. If you have received this transmission in error, please immediately notify the sender. Please destroy the original transmission and its attachments without reading or saving in any manner. Thank you, Loeb & Loeb LLP.

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From: Tal Dickstein  
Sent: Monday, June 27, 2011 10:27 PM  
To: 'Dunn, Katharine N.'  
Subject: FW: Pringle - Executed Protective Order

Hi Katherine,

Do you have a copy of the stipulated protective order in MS Word format?

Also, as discussed during our call today, if you are taking the position that any portion of the stipulated protective order is somehow not binding, please let me know. In that regard, I note your agreement below, as well as phrase "IT IS SO STIPULATED" above Mr. Dickie's signature.

Thanks,

Tal

-----Original Message-----

From: Dunn, Katharine N. [mailto:dunn@millercanfield.com]  
Sent: Wednesday, June 15, 2011 2:17 PM  
To: 'Cenar, Kara'; Tal Dickstein  
Cc: 'Linda M. Burrow'; 'ghampton@hamptonholley.com'; Pink, Jonathan Stuart; Barry Slotnick; 'emcpherson@mcphersonrane.com'; 'trane@mcphersonrane.com'; Seale, Merili; 'Alison Mackenzie'  
Subject: Pringle - Executed Protective Order

Counsel,

Attached please find the stipulated protective order in the Pringle matter executed by Plaintiff's counsel. Please advise when we can expect signatures from defense counsel. As agreed on June 10, 2011, Plaintiffs agree to be bound by the terms of the protective order effective today. Thank you.

Katharine Dunn  
Miller Canfield  
Attorney at Law  
312-460-4226 (direct)  
312-460-4288 (fax)  
dunn@millercanfield.com  
www.millercanfield.com

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NOTICE TO PERSONS SUBJECT TO UNITED STATES TAXATION (MCPS)

DISCLOSURE UNDER TREASURY CIRCULAR 230: The United States Federal tax advice, if any, contained in this document and its attachments may not be used or referred to in the promoting,

marketing or recommending of any entity, investment plan or arrangement, nor is such advice intended or written to be used, and may not be used, by a taxpayer for the purpose of avoiding Federal tax penalties.

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## CERTIFICATE OF SERVICE

1           On December 22, 2011, I electronically filed the foregoing DECLARATION  
2 OF DEAN A. DICKIE IN SUPPORT OF MOTION TO WITHDRAW  
3 TRANSCRIPTS AND RE-FILE PORTIONS OF PREVIOUSLY FILED  
4 TRANSCRIPTS UNDER SEAL using the CM/ECF system which will send  
5 notification of such filing to the following registered CM/ECF Users:

6 Barry I. Slotnick                    [bslotnick@loeb.com](mailto:bslotnick@loeb.com)  
7 Donald A. Miller                   [dmiller@loeb.com](mailto:dmiller@loeb.com), [vmanssourian@loeb.com](mailto:vmanssourian@loeb.com)  
8 Ira P. Gould                         [gould@igouldlaw.com](mailto:gould@igouldlaw.com)  
9 Tal Efriam Dickstein               [tdickstein@loeb.com](mailto:tdickstein@loeb.com)  
10 Linda M. Burrow                    [wilson@caldwell-leslie.com](mailto:wilson@caldwell-leslie.com), [burrow@caldwell-leslie.com](mailto:burrow@caldwell-leslie.com),  
  [popescu@caldwell-leslie.com](mailto:popescu@caldwell-leslie.com), [robinson@caldwell-leslie.com](mailto:robinson@caldwell-leslie.com)  
11 Ryan Christopher Williams        [williamsr@millercanfield.com](mailto:williamsr@millercanfield.com)  
12 Kara E. F. Cenar                   [kara.cenar@bryancave.com](mailto:kara.cenar@bryancave.com)  
13 Ryan L. Greely                     [rgreely@igouldlaw.com](mailto:rgreely@igouldlaw.com)  
14 Robert C. Levels                   [levels@millercanfield.com](mailto:levels@millercanfield.com)  
15 Kathleen E. Koppenhoefer         [koppenhoefer@millercanfield.com](mailto:koppenhoefer@millercanfield.com)  
16 Rachel Aleeza Rappaport         [rrappaport@loeb.com](mailto:rrappaport@loeb.com)  
17 Jonathan S. Pink                   [jonathan.pink@bryancave.com](mailto:jonathan.pink@bryancave.com), [elaine.hellwig@bryancave.com](mailto:elaine.hellwig@bryancave.com)  
18 Dean A. Dickie                     [dickie@millercanfield.com](mailto:dickie@millercanfield.com), [frye@millercanfield.com](mailto:frye@millercanfield.com),  
  [deuel@millercanfield.com](mailto:deuel@millercanfield.com), [smithkaa@millercanfield.com](mailto:smithkaa@millercanfield.com),  
  [seaton@millercanfield.com](mailto:seaton@millercanfield.com), [williamsr@millercanfield.com](mailto:williamsr@millercanfield.com)  
19 Edwin F. McPherson               [emcpherson@mcphersonrane.com](mailto:emcpherson@mcphersonrane.com),  
  [astephan@mcphersonrane.com](mailto:astephan@mcphersonrane.com)  
20 Joseph G. Vernon                   [vernon@millercanfield.com](mailto:vernon@millercanfield.com)  
21 Justin Michael Righettini         [justin.righettini@bryancave.com](mailto:justin.righettini@bryancave.com)  
22 Tracy B. Rane                       [trane@mcphersonrane.com](mailto:trane@mcphersonrane.com)

23           I am unaware of any attorneys of record in this action who are not registered  
24 for the CM/ECF system or who did not consent to electronic service.  
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27           I certify under penalty of perjury under the laws of the United States of  
28 America that the foregoing statements are true and correct.

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Dated: December 22, 2011      /s/Colin C. Holley

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Colin C. Holley (State Bar No. 191999)  
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