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 ELECTRONIC ARTS INC. and ELECTRONIC ARTS MUSIC
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 8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA
 10 SAN FRANCISCO DIVISION

12 ELECTRONIC ARTS INC., a Delaware
 Corporation, and ELECTRONIC ARTS
 13 MUSIC PUBLISHING, INC., a Delaware
 Corporation,

14 Plaintiffs,

15 v.

16 GIANT PRODUCTIONS, a French
 17 Corporation, NAJIB MARC REGHAY, an
 individual, and ALEXANDRA BERTHET, an
 18 individual,

19 Defendants.

Case No. C06-3403 JSW

**REQUEST FOR ENTRY OF DEFAULT
 AGAINST GIANT PRODUCTIONS**

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1 TO: THE CLERK OF THE ABOVE-TITLED COURT

2 Plaintiffs Electronic Arts Inc. and Electronic Arts Music Publishing, Inc. (collectively
3 "EA") hereby request that the Clerk of the above-titled Court enter default in this matter against
4 Defendant Giant Productions on the grounds that Giant Productions has failed to respond to
5 Plaintiffs' Complaint within the time prescribed by Federal Rule of Civil Procedure 12(a)(1)(B).

6 As evidenced by the E-filing docket sheet for this case, EA filed the Complaint on May
7 24, 2006. EA elected to request waiver of service from Giant Productions, and thus, on May 26,
8 2006, sent through reliable means a request to waive service in accordance with Rule 4(d). Giant
9 Productions agreed to waive service and returned an executed waiver of service. EA filed that
10 executed waiver on June 5, 2006.

11 Pursuant to Rule 4(d)(3), Giant Productions had 90 days after the date on which the
12 request for waiver of service was sent to respond. Accordingly, Giant Productions should have
13 filed a responsive pleading on or before August 25, 2006. No such responsive pleading has been
14 filed, and therefore EA requests the Clerk enter default in this matter.

15 The above-stated facts are set forth in the accompanying declaration of Ryan M. Kent,
16 filed herewith.

17 Respectfully submitted,

18 DATED: September 21, 2006

19 KEKER & VAN NEST, LLP

20 By: /s/ Ryan Kent

21 Ryan M. Kent
22 Attorneys for Plaintiffs
23 ELECTRONIC ARTS, INC. and
24 ELECTRONIC ARTS MUSIC
25 PUBLISHING, INC.