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THE ORIGINAL TALK RADIO NETWORK, INC.
8

9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA
11 SAN FRANCISCO DIVISION
12

13 BRAVE NEW FILMS 501(c)(4),
14 Plaintiff,
15 vs.
16 MICHAEL WEINER aka MICHAEL
SAVAGE and ORIGINAL TALK RADIO
17 NETWORK, INC.,
18 Defendants

) Case No.: CV 08-4703 SI
)
) **DEFENDANT THE ORIGINAL TALK**
) **RADIO NETWORK, INC.'S RENOTICE**
) **OF MOTION FOR SUMMARY**
) **JUDGMENT**
)
) Date: May 22, 2009
) Time: 9:00 a.m.
) Location: Courtroom

19 Honorable Susan Illston
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1 **TO ALL PARTIES AND THEIR COUNSEL OF RECORD:**

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3 **PLEASE TAKE NOTICE** that, on May 22, 2009, at 9:00 a.m., in Courtroom 10 of the
4 above-captioned court, located at 450 Golden Gate Avenue, San Francisco, California 94102,
5 defendant THE ORIGINAL TALK RADIO NETWORK, INC., sued herein as Original Talk
6 Radio Network, Inc. ("**Defendant**") will, and hereby does, move this Court for an Order granting
7 Summary Judgment in the above-captioned action (this "**Action**") to Defendant against plaintiff
8 BRAVE NEW FILMS 501(c)(4) ("**Plaintiff**") on all of Plaintiff's claims.

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10 This Motion is made pursuant to Federal Rule of Civil Procedure 56 and Civil L.R. 7-2
11 and 7-3 on the basis that there is no genuine issue of material fact requiring trial for resolution,
12 and that Defendant is entitled to judgment as a matter of law, as described with more
13 particularity in the Memorandum of Points and Authorities filed as of February 27, 2009 by
14 Defendant.

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16 This Motion is based upon this Notice, the previously filed Memorandum of Points and
17 Authorities, all pleadings and other records on file with the Court in this Action, any reply, and
18 any additional argument or evidence which may be presented at or prior to the hearing on this
19 Motion.

20
21 Dated: April 17, 2009

22 By /s/ Benjamin Aaron Shapiro

23 Benjamin Aaron Shapiro
24 Attorney for Defendant THE ORIGINAL
25 TALK RADIO NETWORK, INC.

26 By /s/ Ronald H. Severaid

27 Ronald H. Severaid
28 SEVERAID & GLAHN, PC
Attorney for Defendant THE ORIGINAL
TALK RADIO NETWORK, INC.

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5 **PROOF OF SERVICE BY E-MAIL**

6 I am employed in the County of Los Angeles, California. I am over the age of eighteen
7 years and not a party to the within case. My business address is 12330 Magnolia Boulevard
8 Suite 114, Los Angeles, CA, 91607. On April 17, 2009, I served the attached **DEFENDANT**
9 **THE ORIGINAL TALK RADIO NETWORK, INC.'S RENOTICE OF MOTION FOR**
10 **SUMMARY JUDGMENT** on the interested parties in the above captioned - action by E-mail as
11 follows:
12

13 Tony Falzone
14 falzone@stanford.edu

15 William Abrams
16 William.abrams@bingham.com

17 I declare under penalty of perjury that the foregoing is true and correct, and that this declaration
18 was executed on April 17, 2009 at Los Angeles, California.
19

20 /s/ Benjamin Shapiro

21 Benjamin Shapiro
22 12330 Magnolia Blvd., #114
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27
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