

GLENN D. POMERANTZ (SBN 112503)
glenn.pomerantz@mto.com
MUNGER, TOLLES & OLSON LLP
355 South Grand Avenue, Thirty-Fifth Floor
Los Angeles, California 90071-1560
Telephone: (213) 683-9100
Facsimile: (213) 687-3702

KELLY M. KLAUS (SBN 161091)
kelly.klaus@mto.com
ACHYUT J. PHADKE (SBN 261567)
achyut.phadke@mto.com
ADAM I. KAPLAN (SBN 268182)
adam.kaplan@mto.com

MUNGER, TOLLES & OLSON LLP
560 Mission Street, Twenty-Seventh Floor
San Francisco, California 94105-2907
Telephone: (415) 512-4000
Facsimile: (415) 512-4077

Attorneys for Defendants Motion Picture Association of America, Inc., Walt Disney Studios Motion Pictures, Paramount Pictures Corporation, Sony Pictures Entertainment Inc., Twentieth Century Fox Film Corporation, Universal City Studios LLC, and Warner Bros. Entertainment Inc.

K. LEE MARSHALL (SBN 277092)
klmarshall@bryancave.com
ROGER MYERS (SBN 146164)
roger.myers@bryancave.com
ALEXANDRA WHITWORTH (SBN 303046)
alex.whitworth@bryancave.com
BRYAN CAVE LLP
560 Mission Street, 25th Floor
San Francisco, California 94105
Tel: (415) 675-3400 /Fax: (415) 675-3434

Attorneys for Defendant National Association of Theatre Owners

DAVID SCHACHMAN (*Pro Hac Vice*)
ds@schachmanlaw.com
LAW OFFICES OF DAVID SCHACHMAN,
P.C.
55 West Monroe Street, Suite 2970
Chicago, Illinois 60603
Tel: (312) 427-9500/Fax: (312) 268-2425

Attorneys for Plaintiff Timothy Forsyth

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

TIMOTHY FORSYTH, individually and on behalf of a
class of similarly situated individuals,

Plaintiff,

vs.

MOTION PICTURE ASSOCIATION OF
AMERICA, INC., WALT DISNEY STUDIOS
MOTION PICTURES, PARAMOUNT
PICTURES CORPORATION, SONY
PICTURES ENTERTAINMENT INC.,
TWENTIETH CENTURY FOX FILM
CORPORATION, UNIVERSAL CITY
STUDIOS LLC, WARNER BROS.
ENTERTAINMENT INC., and NATIONAL
ASSOCIATION OF THEATRE OWNERS,

Defendants.

Case No. 3:16-cv-00935-RS

**STIPULATION AND
~~[PROPOSED]~~ ORDER RE [1]
DEFENDANT NATIONAL
ASSOCIATION OF THEATRE
OWNERS' MOTION FOR
ATTORNEYS' FEES, AND
[2] HEARING DATE FOR
MOTION FOR ATTORNEYS'
FEES**

Judge: Hon. Richard Seeborg

1 In support of their joint stipulation regarding the briefing schedule and hearing on
2 Defendant National Association of Theatre Owners (“NATO”) motion for attorneys’ fees, Plaintiff
3 Timothy Forsyth and Defendant NATO, by and through their undersigned counsel of record, recite
4 as follows:

5 A. Pursuant to the parties’ November 22, 2016 stipulation (ECF No. 60), and the Court’s
6 November 28, 2016 order approving that stipulation (ECF No. 61), Defendants’ motions for
7 attorneys’ fees were to be filed by December 15, 2016 - fourteen days from the date the Court
8 entered judgement which judgment was entered on December 1, 2016 (ECF No. 65).

9 B. On December 15, 2016, Defendant NATO filed its notice of motion and motion for
10 attorneys’ fees (ECF No. 66). Defendants Motion Picture Association of America Inc., Walt
11 Disney Studios Motion Pictures, Paramount Pictures Corporation, Sony Pictures Entertainment
12 Inc., Twentieth Century Fox Film Corporation, Universal City Studios LLC, Warner Brothers
13 Entertainment Inc., did not file a motion for attorneys’ fees.

14 C. Counsel for Plaintiff and Defendant NATO met and conferred by telephone and email
15 regarding the briefing schedule and hearing date and agreed that Plaintiff’s response to Defendant
16 NATO’s motion for attorneys’ fees shall be due January 24, 2017 and Defendant NATO’s reply in
17 support of the motion for attorneys’ fees shall be due February 2, 2017. The additional time is
18 necessary based on counsel’s work and vacation schedules. Upon reviewing the Court’s calendar,
19 the parties also agreed that February 16, 2017, was the most mutually convenient available hearing
20 date.

21 NOW, THEREFORE, the parties hereby stipulate that, subject to the Court’s approval:

22 1. Defendant NATO’s motion for attorneys’ fees will be heard on February 16, 2017 at
23 1:30 p.m. or such other time as the Court determines is convenient.

24 2. Plaintiff’s response in opposition to Defendant NATO’s motion for attorneys’ fees is
25 due on or before January 24, 2017 and Defendant NATO’s reply brief is due on or before February
26 2, 2017.

27
28 IT IS SO STIPULATED.

1 DATED: December 22, 2016

LAW OFFICES OF DAVID SCHACHMAN, P.C.

2
3 By: /s/ David Schachman
4 DAVID SCHACHMAN

5 Attorneys for Plaintiff Timothy Forsyth

6
7 DATED: December 22, 2016

BRYAN CAVE LLP

8
9 By: /s/ K. Lee Marshall
10 K. LEE MARSHALL

11 Attorneys for Defendant National Association of
12 Theatre Owners


13 Pursuant to Civil Local Rule 5-1(i)(3), the filer attests that all signatories concur with this
14 filing.

15
16 DATED: December 22, 2016

By: /s/ David Schachman

17
18 THE COURT FINDS GOOD CAUSE EXISTS FOR THE PARTIES' STIPULATION AND ON
19 THAT BASIS THE FOREGOING STIPULATION IS APPROVED AND IS SO ORDERED.

20 DATED: 12/22/16

21 
22 _____
23 HONORABLE RICHARD SEEBORG
24 UNITED STATES DISTRICT JUDGE
25
26
27
28