

FISH & RICHARDSON P.C.

One Marina Park Drive
Boston, Massachusetts
02210-1878

Telephone
617 542-5070

Facsimile
617 542-8906

Web Site
www.fr.com

Frederick P. Fish
1855-1930

W.K. Richardson
1859-1951

BY EMAIL

October 17, 2011

Mr. Jonathan Zavin
Loeb & Loeb LLP
345 Park Avenue
New York, NY 10154-0037

Re: Jayne Gordon v. DreamWorks Animation SKG, Inc., et al., USDC, D. Mass.
C.A. No. 1:11-cv-10255-JLT, USDC-MA - C.A. No. 1:11-cv-10255-JLT

Dear Mr. Zavin,

Thank you for your letter, which was received by Mr. Madera via e-mail at 3:40pm today. As we previously informed you, due to the actions of Defendants and their agents, we (Mr. Gordon's attorneys), are postponing Mr. Gordon's deposition until we have been able to obtain a protective order from the Court restraining the activities of your agents. We are in the process of preparing a motion that we expect to file shortly.

You now admit that Mr. Gordon has been the subject of surveillance and that your investigators have had discussions with his neighbors. Between Ms. Brooks and I, we have been practicing law for nearly seventy years, and have never encountered these tactics in an intellectual property case. The issues in this case concern Defendants' alleged copying of Mr. Gordon's works. We are at a loss to see how interviewing the children of Mr. Gordon's neighbors, or the surveillance of Mr. Gordon and his family, could result in the disclosure of information that would have any relevance to the issues in this case.

After we have obtained the appropriate protective order from the Court we can discuss the rescheduling of Mr. Gordon's deposition for a mutually convenient date.

Very truly yours,

Gregory A. Madera

Juanita R. Brooks

cc: Julia Huston

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