

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORKSHEPARD FAIREY AND OBEY GIANT  
ART, INC.,

Plaintiffs,

v.

THE ASSOCIATED PRESS,

Defendant and Counterclaim  
Plaintiff,

v.

SHEPARD FAIREY, OBEY GIANT ART,  
INC., OBEY GIANT LLC, STUDIO  
NUMBER ONE, INC., and ONE 3 TWO,  
INC. (d/b/a OBEY CLOTHING),

Counterclaim Defendants.

ECF

Case No. 09-01123 (AKH)

**COUNTERCLAIM DEFENDANT ONE 3 TWO, INC.'S NOTICE OF MOTION IN  
LIMINE NO. 7 TO EXCLUDE UNRELATED COPYRIGHT CLAIMS AND  
SETTLEMENT EVIDENCE****TO ALL PARTIES AND THEIR COUNSEL OF RECORD:**

**PLEASE TAKE NOTICE** that upon the accompanying memorandum of law, Counterclaim Defendant One 3 Two, Inc. d/b/a Obey Clothing (“One 3 Two”) will move, before the honorable Alvin K. Hellerstein, United States District Judge at the Daniel Patrick Moynihan United States Courthouse, 500 Pearl St., Courtroom 14D, New York, New York 10007, on March 16, 2011 at 10:00 a.m., to exclude evidence and argument of unrelated copyright claims and settlement evidence, including evidence involving Cuban artist Felix René Mederos and Bravado International Group Merchandising Services, Inc. One 3 Two moves *in limine* on

grounds that this evidence is inadmissible because it is irrelevant under Federal Rules of Evidence 401 and 402 and involves settlements and settlement communications that cannot be used to establish liability under Federal Rule of Evidence 408.

Dated: Los Angeles, California  
February 25, 2011

Respectfully submitted,

By:           /s/ Robyn C. Crowther  
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*Counsel for Counterclaim Defendant  
One 3 Two, Inc. (d/b/a Obey Clothing)*