

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

SHEPARD 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)

**WITNESS LIST OF COUNTERCLAIM DEFENDANT ONE 3 TWO, INC.**

Defendant One 3 Two, Inc. d/b/a Obey Clothing (“One 3 Two”) hereby submits the following list of witnesses to testify at trial by appearance or by way of deposition transcript.

Because the full extent of the evidence and legal issues necessary for trial have not been determined and numerous motions *in limine* are pending, One 3 Two is in some instances designating individuals who may or may not be called at trial depending upon the Court’s rulings, and One 3 Two reserves the right to add witnesses or withdraw any witness designated herein. Further, One 3 Two reserves the right to call anyone listed on the Associated Press’s (“the AP”) witness list, and to add additional witnesses to impeach or rebut evidence that may be adduced by the AP at trial. This list of witnesses is submitted without prejudice to, or waiver of, One 3 Two’s objections, positions, and contentions raised in motions or as otherwise may be raised or asserted during the course of trial.

TRIAL WITNESSES

1. John David Ake
2. Christopher Broders
3. Jessica Bruce
4. Frank Cost
5. Kenneth Dale
6. James Danziger
7. Farah DeGrave
8. Amanda Fairey
9. Shepard Fairey
10. Jim Gerberich
11. Gabriele Goldaper

12. Brad Grossman
13. Mark Hair
14. Ellen Hale
15. John Hall
16. Regan Donald Juncal
17. Srinandan Kasi
18. Laura Malone
19. Wayne Partlow
20. Gregory Payan
21. Olivia Perches
22. Marita Sturken
23. The Person or Persons Most Knowledgeable at Kirkland & Ellis LLP with regard to the investigation that culminated in the May 14, 2010 letter to the Court regarding Mannie Garcia's litigation conduct.
24. Adam Van Berckelaer

25. Neil Zoltowski

Dated: Los Angeles, California

Respectfully submitted,

March 10, 2011

By: /s/ Robyn C. Crowther  
Robyn C. Crowther (admitted *pro hac vice*)  
Jeanne A. Fugate (admitted *pro hac vice*)  
Laurie C. Martindale (admitted *pro hac vice*)  
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*Counsel for Counterclaim Defendant  
One 3 Two, Inc. (d/b/a Obey Clothing)*