

SCANNED

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FILED
 CLERK US DISTRICT COURT
 AUG 30 2007
 CENTRAL DISTRICT OF CALIFORNIA
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U.S. DISTRICT COURT
 CENTRAL DISTRICT OF CALIF.
 LOS ANGELES, CA
 MC

UNITED STATES DISTRICT COURT
 CENTRAL DISTRICT OF CALIFORNIA

ORIGINAL LODGED

COLUMBIA PICTURES) Case No. CV 06-1093 FMC (JCx)
 INDUSTRIES, INC., DISNEY)
 17 ENTERPRISES, INC., PARAMOUNT) The Hon. Florence-Marie Cooper
 PICTURES CORPORATION,)
 18 TRISTAR PICTURES, INC.,)
 TWENTIETH CENTURY FOX FILM)
 19 CORPORATION, WARNER BROS.)
 20 ENTERTAINMENT INC.,)
 21 UNIVERSAL CITY STUDIOS LLLP,)
 and UNIVERSAL CITY STUDIOS)
 22 PRODUCTIONS LLLP,)
 Plaintiffs,)
 v.)
 24 JUSTIN BUNNELL, FORREST)
 25 PARKER, WES PARKER, VALENCE)
 26 MEDIA, LLC, and DOES 1-10,)
 Defendants.)

**[PROPOSED] ORDER
 REGARDING PLAINTIFFS'
 APPLICATION FOR FILING
 DOCUMENTS UNDER SEAL**

DOCKETED ON CM
 AUG 30 2007
 BY *AW* 154

#279


[PROPOSED] ORDER REGARDING PLS.
 APPLICATION FOR FILING DOCUMENTS
 UNDER SEAL

1 Plaintiffs' Application for Filing Documents Under Seal, having come before,
2 the Court, the Court has considered the application and the documents proposed to
3 be filed under seal. Based on the foregoing, for good cause shown, and pursuant to
4 the Protective Order entered in this case,

5 IT IS HEREBY ORDERED THAT Plaintiffs' Notice of Motion for
6 Terminating Sanctions Based on Defendants' Willful Spoliation of Key Evidence,
7 Plaintiffs' Memorandum in Support of Plaintiffs' Motion for Terminating Sanctions
8 Based on Defendants' Willful Spoliation of Key Evidence, and the Declaration of
9 Steven B. Fabrizio in Support of Plaintiffs' Motion for Terminating Sanctions Based
10 on Defendants' Willful Spoliation of Key Evidence are hereby filed under seal.

11 IT IS SO ORDERED.

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13 Dated: Aug 30, 2007


HON. FLORENCE-MARIE COOPER
U.S. DISTRICT COURT JUDGE

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1 **PROOF OF SERVICE**

2 I, Vicki S. Henderson, the undersigned, declare that:

3 I am employed in the County of Los Angeles, State of California, over the age
4 of 18, and not a party to this cause. My business address is 10100 Santa Monica
5 Boulevard, Suite 2200, Los Angeles, California 90067.

6 On August 30, 2007, I served a true copy of the **[PROPOSED] ORDER**
7 **REGARDING PLAINTIFFS' APPLICATION FOR FILING DOCUMENTS**
8 **UNDER SEAL** on the parties in this cause

9 (VIA OVERNIGHT DELIVERY) by placing the above named document in a
10 sealed envelope addressed as set forth below, or on the attached service list and by
11 then causing said envelope to be deposited for collection and overnight delivery via
12 Federal Express in accordance with Loeb & Loeb LLP's ordinary business practices.

13 Ira P. Rothken
14 Jared Smith
15 Robert Kovsky
16 ROTHKEN LAW FIRM
17 3 Hamilton Landing, Suite 280
18 Novato, CA 94949

19 **Email: ira@techfirm.com;**
20 **jared@techfirm.com; rlk@sonic.net**

21 (VIA EMAIL) I caused the transmission of the above named document to the
22 email address set forth below.

23 Ira P. Rothken
24 Jared Smith
25 Robert Kovsky
26 ROTHKEN LAW FIRM
27 3 Hamilton Landing, Suite 280
28 Novato, CA 94949

Kirk J. Retz, Esq.
Retz & Hopkins LLP
21535 Hawthorne Boulevard, Suite 200
Torrance, CA 90503

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jared@techfirm.com; rlk@sonic.net

I am readily familiar with Loeb & Loeb LLP's practice for collecting and
processing correspondence for mailing with the United States Postal Service and
Overnight Delivery Service. That practice includes the deposit of all


1 correspondence with the United States Postal Service and/or Overnight Delivery
2 Service the same day it is collected and processed.

3 I certify that I am employed in the office of a member of the bar of this Court
4 at whose direction the service was made.

SCAFCO

5 I declare under penalty of perjury that the foregoing is true and correct.

6 Executed on August 30, 2007, at Los Angeles, California

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9 Vicki S. Henderson

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PROOF OF SERVICE

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I, WICHAJ JIVARAH the undersigned, declare that:

I am an employee or independent contractor of Nationwide Legal, Inc., a registered California process service (Registration Number 5484), having its principal place of business in the County of Los Angeles, State of California, and whose telephone number is (213) 625-9100. I am over the age of 18 and not a party to the within action; my business address is 316 West 2nd Street, Suite 705, Los Angeles, CA 90012.

On August 30, 2007, I served a true copy of **[PROPOSED] ORDER REGARDING PLAINTIFFS' APPLICATION FOR FILING DOCUMENTS UNDER SEAL** by delivering to the office of the addressee(s) in a sealed envelope:

Kirk J. Retz, Esq.
Retz & Hopkins LLP
21535 Hawthorne Boulevard, Suite 200
Torrance, CA 90503

I certify that I am employed in the office of a member of the bar of this Court at whose direction the service was made.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on August 30, 2007, at Los Angeles, California.



Signature