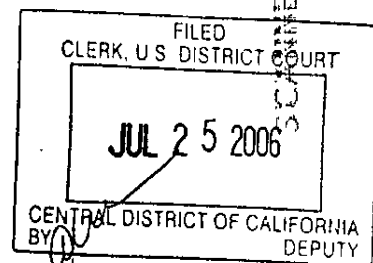


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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

COLUMBIA PICTURES)
INDUSTRIES, INC., DISNEY)
ENTERPRISES, INC.)
PARAMOUNT PICTURES)
CORPORATION, TRISTAR)
PICTURES, INC., TWENTIETH)
CENTURY FOX FILM)
CORPORATION, WARNER BROS.)
ENTERTAINMENT, INC.,)
UNIVERSAL CITY STUDIOS)
LLP, AND UNIVERSAL CITY)
STUDIOS PRODUCTIONS LLLP,)

CV 06-1093 FMC (JCx)

ORDER FOR JURY TRIAL

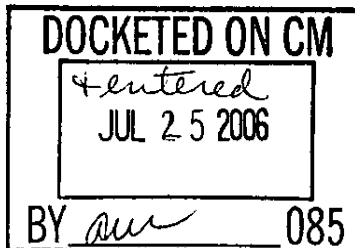
Plaintiff(s),

vs.

JUSTIN BUNNELL, FORREST
PARKER, WES PARKER,
VALANCE MEDIA, LLC.,

Defendant(s).

1. Discovery Cut-Off Date: February 2, 2007
2. Cut-Off Date for Joining Parties or Amending Pleadings: January 22, 2007
3. Cut-Off Date for Hearing Motions: May 21, 2007
4. Expert Witness Exchange Deadline: in accordance with the Rules
5. Expert Discovery Cut-Off: March 12, 2007
6. Final Pre-Trial Conference: July 23, 2007, at 9:30 a.m.
7. Trial Date: August 28, 2007, at 9:00 a.m.



SCHEDULING:

1. In General. The Court has established a cut-off date for joining parties or amending pleadings. All motions to join other parties or to amend the pleadings shall be filed and served on, or prior to, the cut-off date. All motions to join other parties or to amend the pleadings shall be noticed for hearing. All unserved parties are subject to dismissal at the time of the Pre-Trial Conference pursuant to Local Rule 16-7.1.

2. Discovery Cut-Off. The Court has established a cut-off date for

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1 discovery in this action. All discovery is to be completed on, or prior to, the
2 cut-off date. Accordingly, the following discovery schedule shall apply to this
3 Court.

4 A. Depositions. All depositions shall be scheduled to commence
5 at least five (5) working days prior to the discovery cut-off date. All original
6 depositions to be used in trial shall be lodged with the Courtroom Deputy on
7 the day of trial.

8 B. Discovery Motions. Any motion respecting the inadequacy
9 of responses to discovery must have been heard by the discovery cut-off date.
10 Counsel are expected to strictly comply with all local rules and the Federal
11 Rules of Civil Procedure concerning discovery. Whenever possible, the Court
12 expects counsel to resolve discovery problems among themselves in a courteous,
13 reasonable, and professional manner. The Court expects that counsel will
14 strictly adhere to the Civility and Professional Guidelines adopted by the
15 United States District Court for the Central District of California in July of
16 1995.

17 LAW AND MOTION:

18 1. The Court has ordered the above cut-off date for the hearing of
19 motions in this action. All motions must be noticed so that the hearing takes
20 place on or before the motion cut-off date. Counsel is to provide chambers with
21 conformed courtesy copies of any reply documents. Please do not put courtesy
22 copies in envelopes.

23 2. If oral argument is not required, counsel will be advised the week
24 before the hearing date. If oral argument is to be heard, the Court will make
25 every effort to issue a tentative ruling or an outline of issues on which argument
26 should concentrate in advance of the hearing date. Please include your fax
27 number on all pleadings. Counsel should check the district court's website at
28 www.cacd.uscourts.gov under this Judge's profile to find any tentative rulings

1 posted on Thursday afternoon or Friday before the scheduled oral argument.

2 3. Counsel are to deliver courtesy copies of reply documents to the
3 Judge's office in the drop box located in the corridor by the chambers' on the
4 7th floor of the Roybal Federal Building.

5 4. All documents are to comply with Local Rule 11-3.1 and shall be
6 prepared in 14-point font or larger or monospaced typeface with no more than
7 10 ½ characters per inch. Counsel are also directed to adhere to Local Rule 11-
8 3.6, requiring that all documents be double spaced, and Local Rule 11-8,
9 requiring that all briefs that exceed 10 pages in length must have a table of
10 contents and a table of authorities.

11 FINAL PRE-TRIAL CONFERENCE:

12 This case has been placed on calendar for a Final Pre-Trial Conference
13 pursuant to Fed.R.Civ.P. 16 and Local Rule 16-7. Unless excused for good
14 cause, each party appearing in this action shall be represented at the Final Pre-
15 Trial Conference by the attorney who is to have charge of the conduct of the
16 trial on behalf of such party. Counsel should be prepared to discuss
17 streamlining the trial, including presentation of testimony by deposition
18 excerpts or summaries, time limits, stipulations as to undisputed facts, and
19 qualification of experts by admitted resumes.

20 STRICT COMPLIANCE WITH THE REQUIREMENT OF LOCAL
21 RULE 16-1, et seq., IS REQUIRED BY THE COURT. Therefore, carefully
22 prepared Memoranda of Contentions of Fact and Law, Witness List, Exhibit
23 List, and a proposed Final Pre-Trial Conference Order shall be submitted in
24 accordance with the Rules, and the form of the proposed Final Pre-Trial Order
25 shall be in conformity with the format set forth in the Appendix A to the Local
26 Rules.

27 The Memoranda of Contentions of Fact and Law are due twenty-one (21)
28 days before the Final Pre-Trial Conference, and the proposed Final Pre-Trial

SCANNED

1 Conference Order is to be lodged seven (7) days before the Final Pre-Trial
2 Conference.

3 SETTLEMENT PROCEDURES:

4 A settlement procedure is required in every case pursuant to Local Rule
5 16-14, et seq. The Court will normally be guided by counsel's agreement as to
6 what procedure is appropriate for this case and when the optimum time for that
7 procedure is. Counsel are responsible for seeing that the settlement procedures
8 are conducted well before the Final Pre-Trial Conference. Not to the exclusion
9 of other procedures, the following are available:

- 10 (1) a settlement conference before the district judge
11 or magistrate judge assigned to the case;
12 however, the undersigned shall not participate
13 in settlement of a case to be tried without a jury;
- 14 (2) a settlement conference or mediation
15 before an attorney selected from the
16 Attorney Settlement Panel;
- 17 (3) the employment (at the parties' expense)
18 of a private judge, a mediator, or
19 arbitrator.

17 TRIAL PREPARATION FOR JURY TRIAL - MOTIONS, INSTRUCTIONS
18 AND EXHIBITS:

19 THE COURT ORDERS that all counsel comply with the following in
20 their preparation for trial:

21 1. MOTIONS IN LIMINE

22 All motions in limine must be filed at least three weeks prior to the
23 Final Pre-Trial Conference. There is no need to provide the Court with
24 proposed Orders on the Motions in Limine. The Court will rule on all motions
25 in limine at the Final Pre-Trial Conference. **Failure to file motions in limine**
26 **on time may result in a continuance of the trial date.**

27 2. JURY INSTRUCTIONS/SPECIAL VERDICT FORMS
28

1 Thirty-five (35) days before trial, plaintiff shall serve plaintiff's
2 proposed jury instructions and special verdict forms on defendant. Twenty-
3 eight (28) days before trial, defendant shall serve on plaintiff defendant's
4 objections to plaintiff's instructions together with any additional instructions
5 defendant intends to offer. Twenty-one (21) days before trial, counsel are
6 ordered to meet and confer to attempt to come to agreement on the proposed
7 jury instructions.

8 Fourteen (14) days before trial, counsel shall file with the Court a JOINT
9 set of jury instructions on which there is agreement.

10 Reference to the instructions in the *Manual of Model Jury Instructions for*
11 *the Ninth Circuit, the California Book of Approved Jury Instructions Civil, or the*
12 *Judicial Council of California Civil Jury Instructions (CACI), shall be by number*
13 *only. The Court requests only a list of those numbered instructions, which*
14 *the Court has accessible on its computer. Do not provide written copies of*
15 *those instructions.*

16 Defendant's counsel has the burden of preparing the joint set of jury
17 instructions. At the same time each party shall file its proposed jury
18 instructions which are objected to by any other party, accompanied by points
19 and authorities in support of those instructions and in support of any
20 objections.

21 With respect to the parties' special instructions, each requested
22 instruction shall be set forth in full; be on a separate page; be numbered; cover
23 only one subject or principle of law; and not repeat principles of law contained
24 in any other requested instruction.

25 During the trial and before argument, the Court will meet with counsel
26 and settle the instructions. **Failure of counsel to strictly follow the provisions**
27 **of this section may subject the non-complying party and/or its attorney to**
28 **sanctions and shall constitute a waiver of jury trial.**

1 3. TRIAL EXHIBITS

2 Counsel are to prepare their exhibits for presentation at the trial by
3 placing them in binders which are indexed by exhibit number with tabs or
4 dividers on the right side. Counsel shall submit to the Court an original and
5 one copy of the binders. The exhibits shall be in a three-ring binder labeled on
6 the spine portion of the binder as to the volume number and contain an index
7 of each exhibit included in the volume. Exhibits must be numbered in
8 accordance with Local Rule 16.5.

9 The Court requires that the following be submitted to the Courtroom
10 Deputy Clerk on the first day of trial:

11 a. The original exhibits with the Court's exhibit tags, yellow
12 tags for plaintiff and blue tags for defendant, shall be stapled to the front of the
13 exhibit on the upper right-hand corner with the case number, case name, and
14 exhibit number placed on each tag.

15 b. One bench book with a copy of each exhibit tabbed with
16 numbers as described above for use by the Court. (Court's exhibit tags not
17 necessary.)

18 c. Three (3) copies of exhibit lists.

19 d. Three (3) copies of witness lists in the order in which the
20 witnesses may be called to testify.

21 e. If a daily transcript and/or real time reporting will be
22 requested or is contemplated, the reporter is to be notified at least one week in
23 advance of the trial date.

24 In jury cases where a significant number of exhibits are to be admitted,
25 the Court encourages counsel, preferably by agreement, to consider ways in
26 which testimony about exhibits may be made intelligible to the jury while it is
27 being presented. Counsel may consider such devices as overhead projectors,
28 jury notebooks for admitted exhibits, or blow-ups of important exhibits. The

1 Central District has Elmo equipment which may be available for your use
2 during trial. Call the Court's Space and Facilities Division at (231) 894-1400 to
3 reserve audio visual equipment. Do not plan to pass exhibits up and down the
4 jury box while court is in session.

5 All counsel are to meet not later than ten (10) days before trial and to
6 stipulate, so far as is possible, to foundation, waiver of the best evidence rule,
7 and to those exhibits which may be received into evidence at the start of the
8 trial. The exhibits to be so received will be noted on the extra copies of the
9 exhibit lists.

10 4. MINI OPENING STATEMENTS

11 On the first day of the trial, one attorney for each side is to deliver a mini-
12 opening statement to the prospective jury panel, before jury selection begins.
13 Each statement is to be no more than five minutes in length.

14 JURY TRIAL:

15 After the initial day of trial, trial days are Tuesday through Friday from
16 8:00 a.m. to 1:30 p.m. with two fifteen-minute breaks, normally at 10:00 a.m.
17 and 12:00 p.m. On the first day of trial, the Court will commence at 9:00 a.m.
18 and conclude at 4:00 p.m. with the standard lunch break.

19 The Clerk is ordered to serve a copy of this Order personally or by mail
20 on counsel for all parties to this action

21 DATED this 25th day of July 2006.

22 

23 _____
24 FLORENCE-MARIE COOPER, JUDGE
25 UNITED STATES DISTRICT COURT
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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

CV FMC(x)

Plaintiff(s),
vs.
Defendant(s).

WITNESS LIST

SAMPLE FORMAT

WITNESSES FOR PLAINTIFF	DATES OF TESTIMONY
	(to be filled in during trial)
WITNESSES FOR	
DEFENDANT	