

**EXHIBIT A TO RANAHAN DECLARATION IN
SUPPORT OF OPPOSITION TO PLAINTIFFS' MOTION
FOR PARTIAL SUMMARY JUDGMENT**

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PARAMOUNT PICTURES
11 CORPORATION and CBS STUDIOS
INC.

12
13 UNITED STATES DISTRICT COURT
14 CENTRAL DISTRICT OF CALIFORNIA
15

16 PARAMOUNT PICTURES
CORPORATION, a Delaware
17 corporation; and CBS STUDIOS INC.,
a Delaware corporation,

18 Plaintiffs,

19 v.

20 AXANAR PRODUCTIONS, INC., a
21 California corporation; ALEC PETERS,
an individual, and DOES 1-20,

22 Defendants.
23

Case No.: 2:15-cv-09938-RGK-E

**CBS STUDIOS INC.'S
RESPONSES TO REQUESTS FOR
PRODUCTION, SET ONE**

1 PROPOUNDING PARTY: Axanar Productions, Inc. and Alec Peters
2 RESPONDING PARTY: CBS Studios Inc.
3 SET NO. One

4 Plaintiff CBS Studios Inc. ("CBS") hereby responds and objects to
5 Defendants Axanar Productions, Inc. and Alec Peters' ("Defendants") First Set of
6 Requests for Production of Documents ("Requests") as follows:

7 **GENERAL RESPONSE AND OBJECTIONS**

8 1. CBS objects to the Requests on the grounds, and to the extent, that they
9 seek disclosure of documents or materials that are protected from discovery by the
10 attorney-client privilege, by the work product doctrine, pursuant to any other
11 applicable privilege or protection, or documents or information otherwise protected
12 from discovery. CBS will not undertake to produce any such privileged or protected
13 documents or information, and nothing contained herein is intended as, or shall be
14 deemed to be, a waiver of any attorney-client privilege, attorney work product
15 protection, or any other applicable privilege or protection from discovery.

16 2. CBS objects to the Requests on the grounds, and to the extent, that they
17 seek documents or other materials that are not relevant to any party's claim or
18 defense and proportional to the needs of the case, and are overbroad, unduly
19 burdensome, unreasonable, vexatious, harassing and oppressive. CBS disavows any
20 purported obligation to produce any documents or other materials that are not
21 relevant to the claims and defenses of any party asserted in this litigation, nor
22 proportional to the needs of the case. Without limiting the foregoing, CBS
23 particularly objects to the Requests, and to various specific requests contained
24 therein, on the grounds that they are substantially overbroad as to time, including,
25 without limitation, in that they fail to provide any reasonable parameters with
26 respect to the time period encompassed by the Requests or the numerous requests
27 contained therein. Further, although CBS is agreeing to produce various categories
28 of documents in response to the Requests, no response contained herein, and no

1 agreement to produce documents in response to the Requests or any individual
2 request, is intended to be, nor shall it be deemed or construed as, an admission that
3 the categories of documents sought by the Requests or by any specific request
4 contained therein, or any specific documents that may be produced, are relevant to
5 this action or should be admitted into evidence in this action. Further, CBS
6 expressly disavows any obligation or undertaking not imposed by the Federal Rules
7 of Civil Procedure, including, without limitation, any obligation to produce
8 documents that, even if theoretically responsive to one or more requests, are beyond
9 the scope of permissible discovery pursuant to Rule 26(b) of the Federal Rules of
10 Civil Procedure.

11 3. CBS generally objects to the Requests to the extent that they purport to
12 require CBS to disclose documents and/or materials constituting or containing, in
13 whole or in part, information that is protected from disclosure by rights of privacy,
14 confidential data, trade secrets, proprietary or sensitive business information, or
15 nonpublic financial information pertaining to CBS, its past or present personnel, or
16 other persons or entities. CBS further objects to the Request to the extent that they
17 purport to require CBS to disclose documents and/or materials containing
18 confidential information belonging to its employees or any third parties. To the
19 extent that CBS is agreeing herein to produce any documents in response to the
20 Requests that constitute or contain trade secrets or confidential, personal,
21 proprietary, sensitive or nonpublic financial information, such documents will only
22 be produced following the entry of an acceptable protective order by the Court.

23 4. CBS objects to the Requests on the ground and to the extent that they
24 are impermissibly compound and unintelligible to the extent that they are directed at
25 any and all entities and/or individuals potentially affiliated with CBS.

26 5. CBS objects to the Requests on the ground and to the extent that they
27 purport to impose upon CBS an undue burden and unreasonable expense associated
28 with efforts to produce, locate or preserve documents, including electronically

1 stored information (“ESI”), that are not reasonably accessible, are duplicative of
2 more accessible documents, or are duplicative of documents already in the
3 possession of Plaintiffs. CBS further objects to the Requests on the ground and to
4 the extent that they purport to impose an obligation to preserve and/or produce
5 transient or dynamic data, such as metadata, RAM, cookies or data on dynamic
6 databases, because such data is not relevant and efforts to preserve and/or produce
7 such data, if any exists, would require an undue burden and unreasonable expense.

8 6. CBS objects to the Requests insofar as they purport to require
9 preservation and/or production of ESI that is not stored on CBS’ active systems, but
10 is stored on systems, backup tapes and other media that are no longer part of normal
11 business operations. Such ESI, to the extent any exists, is not reasonably accessible
12 and likely is duplicative of ESI available from other more readily accessible sources.
13 Because of the lack of relevance of such ESI and the cost associated with searching,
14 preserving and accessing these data sources, if any, CBS objects to the search of the
15 above-described ESI sources in response to the Requests.

16 7. CBS’ responses are made without waiver, and with preservation, of
17 objections as to competency, relevancy, materiality, privilege, and admissibility of
18 the documents produced by CBS for any purpose.

19 8. When CBS responds to any individual request by stating that it will
20 produce non-privileged, responsive documents that it is able to locate following a
21 reasonable search, such response does not mean, and should not be construed to
22 suggest or imply, that any such documents necessarily exist.

23 9. CBS also objects to the Requests to the extent that they purport to
24 impose requirements on CBS beyond those that are provided for in the Federal
25 Rules of Civil Procedure.

26 10. CBS has not completed its investigation of the facts or its preparation
27 for the hearing of this matter. Consequently, the following responses are given
28 without prejudice to CBS’ right to amend, correct, supplement or clarify these

1 responses at a later date. No admissions of any nature are implied or should be
2 inferred from these responses.

3 11. The General Response and Objections apply to and are hereby
4 incorporated into each of CBS' specific objections, set forth below.

5 **RESPONSES TO REQUESTS FOR PRODUCTION**

6 **REQUEST NO. 1:**

7 All Documents encompassed by Your disclosure obligations under Federal
8 Rule of Civil Procedure 26(a)(1)(A)(ii), including any and all Documents upon
9 which You may rely in any way in this action.

10 **RESPONSE TO REQUEST NO. 1:**

11 CBS incorporates its General Response and Objections as set forth above.

12 Notwithstanding the foregoing objections, CBS will produce all non-
13 privileged, responsive documents that it is able to locate following a reasonable
14 search.

15 **REQUEST NO. 2:**

16 All Documents that relate to, support, or refute any allegations in the FAC.

17 **RESPONSE TO REQUEST NO. 2:**

18 CBS incorporates its General Response and Objections as set forth above.
19 CBS objects to this request on the grounds that it is overbroad and that it calls for
20 information that is protected by the attorney-client privilege and/or work product
21 doctrine.

22 **REQUEST NO. 3:**

23 All Documents that refer, relate to, or constitute Communications between
24 You and any person or entity concerning this lawsuit or Your claims and potential
25 claims therein, including but not limited to any such Communications with CBS.

26 **RESPONSE TO REQUEST NO. 3:**

27 CBS incorporates its General Response and Objections as set forth above.
28 CBS objects to this request on the grounds and to the extent that it calls for

1 information that is protected by the attorney-client privilege and work product
2 doctrine. CBS further objects to this request on the grounds and to the extent that it
3 seeks its communications with Paramount, which are protected from disclosure by
4 the common interest doctrine.

5 Notwithstanding the foregoing objections, CBS will produce all non-
6 privileged, responsive communications with third parties that it is able to locate
7 following a reasonable search, except that CBS will not produce documents subject
8 to a joint litigation privilege with Paramount.

9 **REQUEST NO. 4:**

10 All Documents that refer, relate to, or constitute Communications between
11 You and any person or entity concerning Axanar Productions, Alec Peters, or any
12 Axanar Work, including but not limited to any such Communications with CBS.

13 **RESPONSE TO REQUEST NO. 4:**

14 CBS incorporates its General Response and Objections as set forth above.
15 CBS objects to this request on the grounds and to the extent that it calls for
16 information that is protected by the attorney-client privilege and work product
17 doctrine. CBS further objects to this request on the grounds and to the extent that it
18 seeks its communications with Paramount, which are protected from disclosure by
19 the common interest doctrine.

20 Notwithstanding the foregoing objections, CBS will produce all non-
21 privileged, responsive communications with third parties that it is able to locate
22 following a reasonable search, except that CBS will not produce documents subject
23 to a joint litigation privilege with Paramount.

24 **REQUEST NO. 5:**

25 All Documents that refer, relate to, or constitute Communications between
26 You and any Defendant, including but not limited to any Documents relating to any
27 meetings between You and Alec Peters or any other current or former employee of
28 Axanar Productions.

1 **RESPONSE TO REQUEST NO. 5:**

2 CBS incorporates its General Response and Objections as set forth above.
3 CBS objects to this request on the grounds and to the extent that it calls for
4 information that is protected by the attorney-client privilege and work product
5 doctrine. CBS further objects to this request on the grounds and to the extent that it
6 seeks its communications with Paramount, which are protected from disclosure by
7 the common interest doctrine.

8 Notwithstanding the foregoing objections, CBS will produce all non-
9 privileged, responsive documents that it is able to locate following a reasonable
10 search.

11 **REQUEST NO. 6:**

12 All Documents that refer, relate to, or constitute Your ownership, rights, title,
13 and/or interest in and to all of the Star Trek Copyrighted Works that You contend
14 Defendants have infringed, including but not limited to all Documents that refer,
15 relate to, or constitute the chain of title in such works, including but not limited to
16 any transfers of title between or among Plaintiffs, Viacom, Inc., Desilu Productions,
17 and Gene Roddenberry.

18 **RESPONSE TO REQUEST NO. 6:**

19 CBS incorporates its General Response and Objections as set forth above.
20 CBS objects to this Request to the extent that it seeks documents that are not
21 relevant to any party's claim or defense, nor proportional to the needs of the case.
22 CBS objects to this request on the ground that is overbroad and unduly burdensome
23 in calling for all documents that "refer, relate to, or constitute the chain of title" in
24 dozens of copyrighted works.

25 Notwithstanding the foregoing objections, CBS will produce all non-
26 privileged, responsive documents that it is able to locate following a reasonable
27 search.
28

1 **REQUEST NO. 7:**

2 All Documents that refer, relate to, or constitute any challenge made by any
3 person or entity regarding Your ownership, rights, title, and/or interest in or to any
4 of the Star Trek Copyrighted Works that You contend Defendants have infringed,
5 including but not limited to any lawsuit filed or threatened, cease or desist letter
6 received, or any other written or oral Communications related thereto.

7 **RESPONSE TO REQUEST NO. 7:**

8 CBS incorporates its General Response and Objections as set forth above.
9 CBS objects to this request on the ground that it is overbroad, unduly burdensome,
10 and seeks documents that are not relevant to any party's claim or defense, nor
11 proportional to the needs of the case.

12 **REQUEST NO. 8:**

13 All Documents that refer, relate to, or constitute acts by Defendants which
14 You contend constitute copyright infringement, including but not limited to all
15 Documents relating to Your contentions in paragraph 55 of the FAC.

16 **RESPONSE TO REQUEST NO. 8:**

17 CBS incorporates its General Response and Objections as set forth above.
18 Notwithstanding the foregoing objections, CBS will produce all non-
19 privileged, responsive documents that it is able to locate following a reasonable
20 search.

21 **REQUEST NO. 9:**

22 All Documents that refer or relate to the creation and development of the
23 Klingon language.

24 **RESPONSE TO REQUEST NO. 9:**

25 CBS incorporates its General Response and Objections as set forth above.
26 CBS objects to this request on the ground that it is overbroad, unduly burdensome,
27 and seeks documents that are not relevant to any party's claim or defense, nor
28 proportional to the needs of the case.

1 Notwithstanding the foregoing objections, CBS will produce all non-
2 privileged, responsive documents that it is able to locate following a reasonable
3 search.

4 **REQUEST NO. 10:**

5 All Documents that refer or relate to the use of the Klingon language by any
6 other person or entity, including members of the public.

7 **RESPONSE TO REQUEST NO. 10:**

8 CBS incorporates its General Response and Objections as set forth above.
9 CBS objects to this request on the ground that it is overbroad, unduly burdensome,
10 and seeks documents that are not relevant to any party's claim or defense, nor
11 proportional to the needs of the case.

12 Notwithstanding the foregoing objections, CBS will produce agreements that
13 it has entered into with third parties relating to the use of the Klingon language.

14 **REQUEST NO. 11:**

15 All Documents that refer, relate to, or constitute contracts, written
16 agreements, or any other Correspondence between You and the authors of the Star
17 Trek Copyrighted Works, including but not limited to Lee Erwin, Jerry Sohl,
18 Pamela Sargent, and George Zebrowski.

19 **RESPONSE TO REQUEST NO. 11:**

20 CBS incorporates its General Response and Objections as set forth above.
21 CBS objects to this request on the ground that the term "author" is vague, and the
22 request is overbroad, unduly burdensome, and seeks documents that are not relevant
23 to any party's claim or defense, nor proportional to the needs of the case. CBS
24 further objects to the request to the extent that it purport to require the disclosure of
25 documents containing information that is protected from disclosure by rights of
26 privacy, confidential data, trade secrets, proprietary or sensitive business
27 information, or nonpublic financial information pertaining to CBS, its past or
28 present personnel, or other persons or entities.

1 Notwithstanding the foregoing objections, CBS will produce redacted
2 versions of agreements with Lee Erwin, Jerry Sohl, Pamela Sargent, and George
3 Zebrowski to the extent it has such documents.

4 **REQUEST NO. 12:**

5 All Documents that refer, relate to, or constitute contracts, written
6 agreements, or any other Correspondence between You and the actors that played
7 the characters that You claim Defendants have infringed, including but not limited
8 to the actors who played Garth of Izar, Soval, Richard Robau, Captain Robert April,
9 Chang, Sarek, and John Gill.

10 **RESPONSE TO REQUEST NO. 12:**

11 CBS incorporates its General Response and Objections as set forth above.
12 CBS objects to this request on the ground that it is overbroad, unduly burdensome,
13 and seeks documents that are not relevant to any party's claim or defense, nor
14 proportional to the needs of the case. CBS further objects to the request to the
15 extent that it purport to require the disclosure of documents containing information
16 that is protected from disclosure by rights of privacy, confidential data, trade secrets,
17 proprietary or sensitive business information, or nonpublic financial information
18 pertaining to CBS, its past or present personnel, or other persons or entities.

19 Notwithstanding the foregoing objections, CBS will produce redacted
20 versions of the agreements with the actors who played Garth of Izar, Soval, Richard
21 Robau, Captain Robert April, Chang, Sarek, and John Gill to the extent it has such
22 documents.

23 **REQUEST NO. 13:**

24 All Documents that refer, relate to, or constitute any harm or injury You claim
25 to have suffered as a result of Defendants' actions as alleged in the FAC.

26 **RESPONSE TO REQUEST NO. 13:**

27 CBS incorporates its General Response and Objections as set forth above.
28

1 Notwithstanding the foregoing objections, CBS will produce all non-
2 privileged, responsive documents that it is able to locate following a reasonable
3 search.

4 **REQUEST NO. 14:**

5 All Documents that refer or relate to the commercial impact, if any, that the
6 promotion, production, or release of fan films, including but not limited to fan films
7 inspired by Star Trek, has had or might have on the value of the works from which
8 the fan films are inspired, including but not limited to the Star Trek Copyrighted
9 Works.

10 **RESPONSE TO REQUEST NO. 14:**

11 CBS incorporates its General Response and Objections as set forth above.
12 CBS objects to this request on the ground that it is overbroad, unduly burdensome,
13 and seeks documents that are not relevant to any party's claim or defense, nor
14 proportional to the needs of the case. CBS further objects to this Request on the
15 grounds that the term "fan films" is vague and ambiguous.

16 Notwithstanding the foregoing objections, CBS will produce all non-
17 privileged, responsive documents that it is able to locate following a reasonable
18 search.

19 **REQUEST NO. 15:**

20 All Documents that refer, relate to, support, or refute Your contention that
21 Defendants are liable for willful infringement pursuant to 17 U.S.C. § 504(c).

22 **RESPONSE TO REQUEST NO. 15:**

23 CBS incorporates its General Response and Objections as set forth above.

24 Notwithstanding the foregoing objections, CBS will produce all non-
25 privileged, responsive documents that it is able to locate following a reasonable
26 search.

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1 **REQUEST NO. 16:**

2 All Documents that refer, relate to, support, or refute Your contention in
3 paragraph 50 of the FAC that “[t]he *Axanar* Works are not a parody, nor do they
4 constitute fair use of the Star Trek Copyrighted Works.”

5 **RESPONSE TO REQUEST NO. 16:**

6 CBS incorporates its General Response and Objections as set forth above.

7 Notwithstanding the foregoing objections, CBS will produce all non-
8 privileged, responsive documents that it is able to locate following a reasonable
9 search.

10 **REQUEST NO. 17:**

11 All Documents that refer or relate to fan films inspired by Star Trek.

12 **RESPONSE TO REQUEST NO. 17:**

13 CBS incorporates its General Response and Objections as set forth above.

14 CBS objects to this request on the ground that it is overbroad, unduly burdensome,
15 and seeks documents that are not relevant to any party’s claim or defense, nor
16 proportional to the needs of the case. CBS further objects to this Request on the
17 grounds that the term “fan films” is vague and ambiguous.

18 Notwithstanding the foregoing objections, CBS will produce all non-
19 privileged, responsive documents from 2011 until present that it is able to locate
20 following a reasonable search.

21 **REQUEST NO. 18:**

22 All Documents that refer or relate to Your decision whether to pursue legal
23 action, including but not limited to sending DMCA takedown notices, sending cease
24 and desist letters, and/or filing lawsuits, with respect to fan films inspired by Star
25 Trek, including but not limited to *Star Trek: Hidden Frontier*, *Starship Exeter*,
26 *Bring Back Kirk*, *Star Trek: New Voyages / Star Trek: Phase II*, *Star Wreck: In the*
27 *Pirkinning*, *Star Trek in Lego*, *Star Trek: Aurora*, *Star Trek: Of Gods and Men*,
28 *Starship Farragut*, *Star Trek: The Next Animation*, *Dan Hauser’s Animated Star*

1 *Trek, Star Trek: Phoenix, Star Trek Continues, Star Trek: Specter, Star Trek II:*
2 *Retribution, Star Trek III: Redemption, Star Trek: Reunion, Star Trek: Secret*
3 *Voyage, Star Trek: Dark Horizon, Star Trek: Absolution, Star Trek: Renegades, and*
4 *Star Trek: Horizon.*

5 **RESPONSE TO REQUEST NO. 18:**

6 CBS incorporates its General Response and Objections as set forth above.
7 CBS objects to this request on the grounds and to the extent that it calls for
8 information that is protected by the attorney-client privilege and work product
9 doctrine. CBS further objects to this request on the ground that it is overbroad,
10 unduly burdensome, and seeks documents that are not relevant to any party's claim
11 or defense, nor proportional to the needs of the case. CBS further objects to this
12 Request on the grounds that the term "fan films" is vague and ambiguous.

13 **REQUEST NO. 19:**

14 All Documents regarding Your policies, practices, and procedures regarding
15 sending DMCA takedown notices with regard to works that You believe have
16 infringed Your copyrights, including Your purported copyrights in the Star Trek
17 Copyrighted Works.

18 **RESPONSE TO REQUEST NO. 19:**

19 CBS incorporates its General Response and Objections as set forth above.
20 CBS objects to this request on the grounds and to the extent that it calls for
21 information that is protected by the attorney-client privilege and work product
22 doctrine. CBS further objects to this request on the ground that it is overbroad,
23 unduly burdensome, and seeks documents that are not relevant to any party's claim
24 or defense, nor proportional to the needs of the case.

25 **REQUEST NO. 20:**

26 All Documents regarding Your policies, practices, and procedures regarding
27 sending DMCA takedown notices with regard to works that may constitute fair use.
28

1 **RESPONSE TO REQUEST NO. 20:**

2 CBS incorporates its General Response and Objections as set forth above.
3 CBS objects to this request on the grounds and to the extent that it calls for
4 information that is protected by the attorney-client privilege and work product
5 doctrine. CBS further objects to this request on the ground that it is overbroad,
6 unduly burdensome, and seeks documents that are not relevant to any party's claim
7 or defense, nor proportional to the needs of the case.

8 **REQUEST NO. 21:**

9 All Documents and Communications regarding Your decision whether to
10 send a DMCA takedown notice to YouTube or any other person or entity with
11 regard to *Prelude to Axanar* or the "Vulcan Scene."

12 **RESPONSE TO REQUEST NO. 21:**

13 CBS incorporates its General Response and Objections as set forth above.
14 CBS objects to this request on the grounds and to the extent that it calls for
15 information that is protected by the attorney-client privilege and work product
16 doctrine. CBS further objects to this request on the ground that it is overbroad,
17 unduly burdensome, and seeks documents that are not relevant to any party's claim
18 or defense, nor proportional to the needs of the case.

19 **REQUEST NO. 22:**

20 All Documents that refer, relate to, support, or refute Your contention in
21 paragraph 62 of the FAC that "Defendants enjoy a direct financial benefit from the
22 preparation, duplication, and distribution of the infringing *Axanar Works*."

23 **RESPONSE TO REQUEST NO. 22:**

24 CBS incorporates its General Response and Objections as set forth above.
25 Notwithstanding the foregoing objections, CBS will produce all non-
26 privileged, responsive documents that it is able to locate following a reasonable
27 search.
28

1 **REQUEST NO. 23:**

2 All Documents that refer, relate to, or constitute Your expenditures relating to
3 the promotion or production of the Star Trek Copyrighted Works, including but not
4 limited to the salaries paid to the directors, producers, actors, and all other persons
5 involved in the promotion or production of such works.

6 **RESPONSE TO REQUEST NO. 23:**

7 CBS incorporates its General Response and Objections as set forth above.
8 CBS objects to this request on the grounds and to the extent that it calls for
9 information that is protected by the attorney-client privilege and work product
10 doctrine. CBS further objects to this request on the ground that it is overbroad,
11 unduly burdensome, and seeks documents that are not relevant to any party's claim
12 or defense, nor proportional to the needs of the case. CBS further objects to the
13 request to the extent that it purport to require the disclosure of documents containing
14 information that is protected from disclosure by rights of privacy, confidential data,
15 trade secrets, proprietary or sensitive business information, or nonpublic financial
16 information pertaining to CBS, its past or present personnel, or other persons or
17 entities.

18 **REQUEST NO. 24:**

19 All Documents that refer or relate to *Star Wars* fan films, including but not
20 limited to (a) all Documents that refer, relate to, or constitute Lucasfilm's guidelines
21 and/or attitudes regarding fan films, and (b) all Documents relating to any meetings
22 or other Correspondence between You and any other person or entity, including at
23 Lucasfilm, regarding this subject.

24 **RESPONSE TO REQUEST NO. 24:**

25 CBS incorporates its General Response and Objections as set forth above.
26 CBS objects to this request on the grounds and to the extent that it calls for
27 information that is protected by the attorney-client privilege and work product
28 doctrine. CBS further objects to this request on the ground that it is overbroad,

1 unduly burdensome, and seeks documents that are not relevant to any party's claim
2 or defense, nor proportional to the needs of the case. CBS further objects to the
3 request to the extent that it purport to require the disclosure of documents containing
4 information that is protected from disclosure by rights of privacy, confidential data,
5 trade secrets, proprietary or sensitive business information, or nonpublic financial
6 information pertaining to CBS, its past or present personnel, or other persons or
7 entities. CBS further objects to this Request on the grounds that the term "fan
8 films" is vague and ambiguous.

9 **REQUEST NO. 25:**

10 All Documents that refer, relate to, or constitute any actual or potential
11 guidelines for fan films that You have created, implemented, or considered creating
12 or implementing, including but not limited to any research, analysis, or
13 Communications regarding this subject.

14 **RESPONSE TO REQUEST NO. 25:**

15 CBS incorporates its General Response and Objections as set forth above.
16 CBS objects to this request on the grounds and to the extent that it calls for
17 information that is protected by the attorney-client privilege and work product
18 doctrine. CBS further objects to this request on the ground that it is overbroad,
19 unduly burdensome, and seeks documents that are not relevant to any party's claim
20 or defense, nor proportional to the needs of the case. CBS further objects to the
21 request to the extent that it purport to require the disclosure of documents containing
22 information that is protected from disclosure by rights of privacy, confidential data,
23 trade secrets, proprietary or sensitive business information, or nonpublic financial
24 information pertaining to CBS, its past or present personnel, or other persons or
25 entities. CBS further objects to this Request on the grounds that the term "fan
26 films" is vague and ambiguous.

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1 **REQUEST NO. 26:**

2 All Documents that refer, relate to, or constitute a public statement made by
3 any of Your employees, agents, or representatives, in any form of media, regarding
4 Axanar Productions, Alec Peters, or any Axanar Work, including but not limited to
5 any such statements made on Facebook or Twitter, and including but not limited to
6 all Documents and Communications relating to the tweet published by Justin Lin on
7 March 14, 2016, stating “This is getting ridiculous! I support the fans. Trek belongs
8 to all of us.”

9 **RESPONSE TO REQUEST NO. 26:**

10 CBS incorporates its General Response and Objections as set forth above.
11 CBS objects to this request on the grounds and to the extent that it calls for
12 information that is protected by the attorney-client privilege and work product
13 doctrine. CBS further objects to this request on the ground that it is overbroad,
14 unduly burdensome, and seeks documents that are not relevant to any party’s claim
15 or defense, nor proportional to the needs of the case. CBS further objects to the
16 characterization of Justin Lin as its employee, agent or representative.

17 Notwithstanding the foregoing objections, CBS will produce all non-
18 privileged, responsive documents that it is able to locate following a reasonable
19 search.

20 **REQUEST NO. 27:**

21 All Documents that refer, relate to, or constitute Communications involving
22 Bryan Fuller regarding Axanar Productions, Alec Peters, or any Axanar Work.

23 **RESPONSE TO REQUEST NO. 27:**

24 CBS incorporates its General Response and Objections as set forth above.
25 CBS objects to this request on the grounds and to the extent that it calls for
26 information that is protected by the attorney-client privilege and work product
27 doctrine. CBS further objects to this request on the ground that it is overbroad,
28

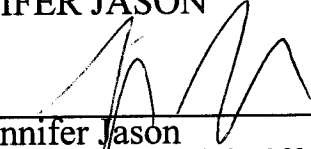
1 unduly burdensome, and seeks documents that are not relevant to any party's claim
2 or defense, nor proportional to the needs of the case.

3 Notwithstanding the foregoing objections, CBS will produce all non-
4 privileged, responsive documents that it is able to locate following a reasonable
5 search.

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Dated: May 23, 2016

LOEB & LOEB LLP
JONATHAN ZAVIN
DAVID GROSSMAN
JENNIFER JASON

By: 
Jennifer Jason
Attorneys for Plaintiffs
PARAMOUNT PICTURES
CORPORATION and CBS STUDIOS
INC.

PROOF OF SERVICE

I, Kathryn M. Arnote, the undersigned, declare that:

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

On May 23, 2016, I served a true copy of the **CBS STUDIOS INC.'S RESPONSES TO REQUESTS FOR PRODUCTION, SET ONE** on the parties in this cause as follows:

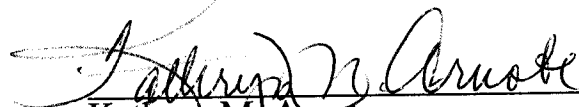
(VIA U.S. MAIL) by placing the above named document in a sealed envelope addressed as set forth below, or on the attached service list and by then placing such sealed envelope for collection and mailing with the United States Postal Service in accordance with Loeb & Loeb LLP's ordinary business practices.

Erin R. Ranahan, Esq.
Andrew S. Jick, Esq.
Kelly N. Oki, Esq.
Winston & Strawn LLP
333 South Grand Avenue
Los Angeles, CA 90071

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

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

Executed on May 23, 2016, at Los Angeles, California.


Kathryn M. Arnote