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

**DECLARATION OF DAVID
GROSSMAN IN SUPPORT OF
PLAINTIFFS' REPLY BRIEF IN
SUPPORT OF MOTION FOR
PARTIAL SUMMARY
JUDGMENT**

Date: December 19, 2016
Time: 9:00 a.m.
Dept: 850

Discovery Cutoff: November 2, 2016
Pre-Trial Conference: January 9, 2017
Trial: January 31, 2017

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DECLARATION OF DAVID GROSSMAN

I, DAVID GROSSMAN, declare as follows:

1. I am an attorney licensed to practice law in the State of California and am an associate with the law firm of Loeb & Loeb LLP (“Loeb”), attorneys of record for Paramount Pictures Corporation and CBS Studios, Inc. (collectively, “Plaintiffs”) in the above-captioned matter. The following is of my own personal knowledge, and if called as a witness, I could and would competently testify thereto.

2. Counsel for Defendants Erin Ranahan purports to attach pages 78:14-80:12 of the John Van Citters deposition transcript to her declaration as paragraph 3, Exhibit C (Dkt. 90-1). Page 79 was omitted from her exhibit. On page 79:11-14, Mr. Zavin tells counsel for Defendants “You’re free to obviously ask him about the substance of the chart.” **Exhibit CCC** (confidential document filed under seal) is a true and correct copy of excerpts from the deposition transcript of John Van Citters transcript at 78:14-80:12.

3. Ms. Ranahan submitted a Wikipedia page for the proposition that the internet page she cites discusses a “mockumentary has been defined on Wikipedia as a parody.” Opp., p. 18. Mr. Peters, however, testified that [REDACTED]. **Exhibit A** (confidential document filed under seal)(Peters tr. at 34:13-35:16) is a true and correct copy of an excerpt from the deposition of Alec Peters.

4. Christian Gossett testified that Mr. Peters “repeatedly” described to him the concept that he was interested in creating alternative ways for fans to view Star Trek. Attached hereto as **Exhibit C** is a true and correct copy of the relevant excerpts from Mr. Gossett’s deposition (Gossett tr. at 115:24 - 117:7). **Exhibit MMM** (confidential document filed under seal) is a true and correct copy of a document, discussed by Mr. Gossett in his testimony, entitled “Casting Announcement/Breakdown: Star Trek Axanar” that states: [REDACTED]

[REDACTED]

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[Redacted]

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed this 5th day of December, 2016, at Los Angeles, California.

/s/ David Grossman
David Grossman