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AXANAR PRODUCTIONS, INC.,
8 and ALEC PETERS

9 **UNITED STATES DISTRICT COURT**
10 **CENTRAL DISTRICT OF CALIFORNIA**

11
12 PARAMOUNT PICTURES
CORPORATION, a Delaware
13 corporation; and CBS STUDIOS INC., a
Delaware corporation,

14 Plaintiffs,

15 vs.

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

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

Assigned to: Hon. R. Gary Klausner

**SUPPLEMENTAL DECLARATION
OF ALEC PETERS IN SUPPORT OF
DEFENDANTS' REPLY IN
SUPPORT OF DEFENDANTS'
MOTION FOR SUMMARY
JUDGMENT**

Date: 12/19/16
Time: 9:00 a.m.
Place: Courtroom 850, 8th Floor
255 East Temple Street
Los Angeles, CA 90012
Judge: Hon. R. Gary Klausner

Original Complaint Filed: 12/29/15
First Amended Complaint Filed: 3/11/16

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24 **REDACTED VERSION OF DOCUMENT PROPOSED TO BE FILED**

25 **UNDER SEAL**
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SUPPLEMENTAL DECLARATION OF ALEC PETERS

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I, Alec Peters, declare as follows:

1. I am the founder of Axanar Productions, Inc. (“Axanar Productions”). I have personal knowledge of the matters set forth herein, and if I were called as a witness, I could and would competently testify to the statements herein.

2. *Prelude* was inspired by works such as “M*A*S*H,” “Band of Brothers,” “Babylon 5,” “The Pacific” and “The Civil War,” all of which were viewed online, and are all publicly available. In addition, the memories and experiences of those shows and movies are not something that is tangible, as I rely on my experience and memory when creating fiction works. Accordingly, both *Prelude* and *Axanar* (collectively, “Defendants’ Works”) do not “expand upon” a Star Trek “story.”

3. Defendants did not use a “clip” or screenshot from *Star Trek III*, or any other clip or screenshot from any other Star Trek work in *Prelude* or the *Vulcan Scene*, and had and has no intention of doing so in the longer *Axanar* project. The *Vulcan Scene* was newly created with original visual effects that took inspiration from a scene in *Star Trek III*.

4. The plot of Defendants’ Works was not taken from any Star Trek copyrighted work and in fact bears no similarity to *Whom Gods Destroy*, or *The Four Years War* publication. Defendants merely use a single character and a mentioned battle as a jumping off point.

5. Defendants’ latest script for the longer film *Axanar* also includes the original character, T’Lera. The character of T’Lera has never been seen in Star Trek and was created by Defendants.

6. The mockumentary style in *Prelude*, which Wikipedia defines as a “parody,” allows the characters in *Prelude* to provide commentary about incidents and the other characters, as if being filmed for a History Channel special.

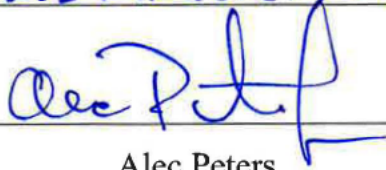
7. [REDACTED]

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[REDACTED]

[REDACTED]

I declare under the penalty of perjury that the foregoing is true and correct. Dated this
5th day of DECEMBER, 2016 at LOS ANGELES, CA.



Alec Peters