

## **EXHIBIT 3**

1 LOEB & LOEB LLP  
DAVID GROSSMAN (SBN 211326)  
2 dgrossman@loeb.com  
JENNIFER JASON (SBN 274142)  
3 jjason@loeb.com  
10100 Santa Monica Blvd., Suite 2200  
4 Los Angeles, CA 90067  
Telephone: 310.282.2000  
5 Facsimile: 310.282.2200

6 LOEB & LOEB LLP  
JONATHAN ZAVIN (admitted *pro hac vice*)  
7 jzavin@loeb.com  
345 Park Avenue  
8 New York, NY 10154  
Telephone: 212.407.4000  
9 Facsimile: 212.407.4990

10 Attorneys for Plaintiffs  
PARAMOUNT PICTURES  
11 CORPORATION and CBS STUDIOS  
INC.  
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13 UNITED STATES DISTRICT COURT  
14 CENTRAL DISTRICT OF CALIFORNIA  
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16 PARAMOUNT PICTURES  
CORPORATION, a Delaware  
17 corporation; and CBS STUDIOS INC.,  
a Delaware corporation,  
18  
Plaintiffs,  
19 v.  
20 AXANAR PRODUCTIONS, INC., a  
California corporation; ALEC PETERS,  
21 an individual, and DOES 1-20,  
22  
Defendants.  
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Case No.: 2:15-cv-09938-RGK-E

Hon. R. Gary Klausner

**PLAINTIFFS' RULE 26 INITIAL  
DISCLOSURES**

Complaint Filed: December 29, 2015

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1 Plaintiffs Paramount Pictures Corporation (“Paramount”) and CBS Studios  
2 Inc. (collectively, “Plaintiffs”) for their initial disclosures pursuant to Federal Rule  
3 of Civil Procedure 26(a)(1) state:

4 **PRELIMINARY STATEMENT**

5 Plaintiffs’ investigation into the infringement by defendants Axanar  
6 Productions, Inc. and Alec Peters (collectively, “Defendants”) is ongoing. These  
7 initial disclosures are therefore made upon a preliminary review of information  
8 reasonably available to Plaintiffs at this time. Discoverable information, including  
9 documents and answers provided by Defendants and third parties, independent  
10 investigation, legal research, and analysis, may supply additional facts, add meaning  
11 to known facts, and establish new factual and legal conclusions. All such  
12 information may lead to substantial additions to, changes in, and/or variations in  
13 these responses.

14 Plaintiffs reserve the right to (1) make supplemental disclosures in the course  
15 of discovery as information becomes available, pursuant to Fed. R. Civ. P. 26(e),  
16 and (2) object on any grounds whatsoever to the use in evidence or any other use of  
17 this information in this or any other proceeding by these parties or any other parties  
18 or non-parties.

19 Plaintiffs, in making their initial disclosures, do not waive any objections  
20 based on relevance, materiality, discoverability, competence, privilege, immunity  
21 from disclosure, or other appropriate grounds. Plaintiffs accordingly reserve the  
22 right to assert any applicable objections to the disclosure of any information or  
23 documents.

24 All of the disclosures contained herein are made subject to this Preliminary  
25 Statement.

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**INITIAL DISCLOSURES**

Subject to and without waiving the foregoing reservations and exceptions, Plaintiffs respond to the initial disclosure items under Fed. R. Civ. P. 26(a)(1) as follows:

**I. Individuals With Discoverable Information**

Plaintiffs set forth the following non-exhaustive list of the names and addresses of individuals who are reasonably likely to have discoverable information relevant to facts that bear significantly on Plaintiffs’ claims and Defendants’ defenses, along with the subject matter of such information. In identifying these individuals and their expected topics of testimony, Plaintiffs have used their best efforts to determine what allegations are material and what facts the witnesses may be aware of, without necessarily having full knowledge of what any particular witness may know.

<b>Witness</b>	<b>Contact Information</b>	<b>Subject(s) of Information</b>
Alec Peters	Counsel for Defendants.	Development, production, and content of <i>Prelude to Axanar</i> , the <i>Axanar</i> Script, and <i>Axanar</i> (collectively, the <i>Axanar</i> Works).
Person Most Knowledgeable of Axanar Productions, Inc.	Counsel for Defendants.	Development, production, and content of the <i>Axanar</i> Works.
Robert Meyer Burnett		Development, production, and content of the <i>Axanar</i> Works.
Diana Kingsbury		Development, production,

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<b>Witness</b>	<b>Contact Information</b>	<b>Subject(s) of Information</b>
		and content of the Axanar Works.
Terry McIntosh		Development, production, and content of the Axanar Works.
Alexander Bornstein		Development, production, and content of the Axanar Works.
Bing Bailey		Development, production, and content of the Axanar Works.
Bill Hunt		Development, production, and content of the Axanar Works.
Michael Spatola		Development, production, and content of the Axanar Works.
Frank Serafine		Development, production, and content of the Axanar Works.
Adam Howard		Development, production, and content of the Axanar Works.
Bill Burke	Counsel for Plaintiffs.	Contact with Defendants and licensing of Plaintiffs'

Witness	Contact Information	Subject(s) of Information
		works
Jon Van Citters	Counsel for Plaintiffs.	Contact with Defendants and licensing of Plaintiffs' works
Corporate Witnesses for Paramount and CBS	Counsel for Plaintiffs.	Ownership of Plaintiffs' works

Plaintiffs believe that numerous additional witnesses, including employees and agents of Defendants, will be revealed through further investigation and discovery. Any employees or agents of Plaintiffs can be contacted through Plaintiffs' counsel, Loeb & Loeb LLP, 10100 Santa Monica Blvd., Suite 2200, Los Angeles, CA 90067.

Plaintiffs reserve the right to supplement and/or revise this disclosure should it become necessary.

**II. Documents**

Plaintiffs submit the following description by category and location of documents, electronically stored information, and tangible things that may be in the possession, custody or control of Plaintiffs and Defendants that they may use to support their claims or defenses. Plaintiffs object to producing any documents that are privileged (including documents as to which the attorney-client privilege may be asserted), that contain attorney work product, that are confidential, that contain proprietary information and/or that contain trade secrets, except subject to the entry of an appropriate protective order. By identifying the below categories, Plaintiffs do not admit to the existence, relevancy or admissibility of any specific document or category of document, but merely intend to identify categories of documents that may possibly support their claims:

- 1 1. Copyright registrations for the Star Trek Copyrighted Works, as
- 2 identified in the First Amended Complaint.
- 3 2. Copies of the Star Trek Copyrighted Works.
- 4 3. *Prelude to Axanar*, *Axanar*, the Vulcan Scene, and any other
- 5 completed or incomplete *Axanar* materials.
- 6 4. All *Axanar* scripts, treatments, outlines, and any other materials
- 7 related to the development of the *Axanar* Works.
- 8 5. All agreements relating to the production of the *Axanar* Works.
- 9 6. All communications with donors.
- 10 7. All materials created to reward or incentivize donors to donate to
- 11 Defendants' Star Trek productions.
- 12 8. All marketing, advertising, and promotional materials used by
- 13 Defendants relating to the *Axanar* Works, including any that feature
- 14 the "Star Trek" name.
- 15 9. Online posts or discussions, including podcasts, involving Alec
- 16 Peters or any member of the *Axanar* production team, including
- 17 posts created under a pseudonym.

18 Discovery and investigation are ongoing. Plaintiffs reserve the right to  
19 supplement this list to include information regarding any other documents identified  
20 during the course of discovery that contain information that may be used by  
21 Plaintiffs to support their claims in this action.

### 22 **III. Computation of Damages**

23 Plaintiffs' computation of damages will depend on documents and  
24 information received from Defendants in discovery. Plaintiffs will make a  
25 computation of their costs and attorneys' fees resulting from this litigation at the  
26 conclusion of the case and will provide the supporting documentation at the  
27 appropriate time.

### 28 **IV. Insurance Agreements**

1 Plaintiffs do not have insurance coverage that would apply to this action.

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Dated: May 2, 2016

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LOEB & LOEB LLP  
JONATHAN ZAVIN  
DAVID GROSSMAN  
JENNIFER JASON

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By: /s/ David Grossman

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David Grossman  
Attorneys for Plaintiffs  
PARAMOUNT PICTURES  
CORPORATION and CBS STUDIOS  
INC.

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