

**CORRECTED EXHIBIT 1 TO THE  
DECLARATION OF KELLY N. OKI IN  
SUPPORT OF DEFENDANTS' MOTION  
FOR SUMMARY JUDGMENT**

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10 Attorneys for Plaintiffs  
PARAMOUNT PICTURES  
11 CORPORATION and CBS STUDIOS  
INC.

12  
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  
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 AMENDED  
RESPONSES TO  
INTERROGATORIES, SET ONE  
(NOS. 4, 5, 8 AND 9)**

1 PROPOUNDING PARTY: Defendants Axanar Productions, Inc. and Alec  
2 Peters

3 RESPONDING PARTY: Plaintiff CBS Studios Inc.

4 SET NO.: ONE

5 Pursuant to Rules 26 and 33 of the Federal Rules of Civil Procedure,  
6 Plaintiff CBS Studios Inc. (“CBS”), by and through its attorneys, Loeb & Loeb  
7 LLP, hereby responds to Defendants’ First Set of Interrogatories (the  
8 “Interrogatories”) to CBS, as follows:

9 **RESPONSES TO INTERROGATORIES**

10 **INTERROGATORY NO. 4:**

11 Identify every Star Trek Copyrighted Work that You claim has been infringed  
12 by the *Axanar* Motion Picture.

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

14 CBS incorporates the General Objections as though fully set forth herein.  
15 CBS further objects to this Interrogatory on the grounds that it is overly broad and  
16 unduly burdensome. CBS further objects to this Interrogatory as premature in light  
17 of the fact that discovery in this case is ongoing. Subject to and without waiving the  
18 foregoing objections or General Objections, CBS responds as follows:

- 19 1. *The Original Series* episode “Whom Gods Destroy” (Reg. No. RE-769-  
20 427,LP-44-729).
- 21 2. *The Original Series* episode “The Cage” (Reg. No. PA 314-430).
- 22 3. *The Original Series* episode “Errand of Mercy” (Reg. No. PA-58-283).
- 23 4. *The Original Series* episode “The Savage Curtain” (Reg. No. RE-769-  
24 425, LP-44-372).
- 25 5. *Enterprise* episode “Shockwave, Part II” (Reg. No. PA-1-134-204).
- 26 6. *Enterprise* pilot episode “Broken Bow” (Reg. No. PA-1-072-515).
- 27 7. *Enterprise* episode “The Expanse” (Reg. No. PA-1-205-604).
- 28 8. *Enterprise* episode “Kir’shara” (Reg. No. PA-1-257-200).

- 1           9.     *Enterprise* episode “Two Days and Two Nights” (Reg. No. PA-1-102-
- 2 974).
- 3           10.    *Star Trek–The Motion Picture* (PA 58-633).
- 4           11.    *Star Trek III The Search for Spock* (PA 214-571).
- 5           12.    *Star Trek IV: The Voyage Home* (PA 313-406).
- 6           13.    *Star Trek VI–The Undiscovered Country* (PA 558-359).
- 7           14.    *Star Trek* (PA 1-626-900).
- 8           15.    *Star Trek: The Role Playing Game - The Four Years War*
- 9           16.    *Star Trek: The Role Playing Game - Return to Axanar*

10           Additionally, Defendants have infringed Plaintiffs’ copyrighted characters,  
 11 including Vulcans, Klingons, Starfleet Captains, Garth of Izar, Soval, Chang, the  
 12 U.S.S. Enterprise, Klingon ships, and Federation ships.

13     **INTERROGATORY NO. 5:**

14           Identify every Star Trek Copyrighted Work that You claim has been infringed  
 15 by any version of the *Axanar* Script.

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

17           CBS incorporates the General Objections as though fully set forth herein.  
 18 CBS further objects to this Interrogatory on the grounds that it is overly broad and  
 19 unduly burdensome. CBS further objects to this Interrogatory as premature in light  
 20 of the fact that discovery in this case is ongoing. Subject to and without waiving the  
 21 foregoing objections or General Objections, CBS responds as follows:

- 22           1.     *The Original Series* episode “Whom Gods Destroy” (Reg. No. RE-769-
- 23 427,LP-44-729).
- 24           2.     *The Original Series* episode “The Cage” (Reg. No. PA 314-430).
- 25           3.     *The Original Series* episode “Errand of Mercy” (Reg. No. PA-58-283).
- 26           4.     *The Original Series* episode “The Savage Curtain” (Reg. No. RE-769-
- 27 425, LP-44-372).
- 28           5.     *Enterprise* episode “Shockwave, Part II” (Reg. No. PA-1-134-204).

- 1           6.    *Enterprise* pilot episode “Broken Bow” (Reg. No. PA-1-072-515).
- 2           7.    *Enterprise* episode “The Expanse” (Reg. No. PA-1-205-604).
- 3           8.    *Enterprise* episode “Kir’shara” (Reg. No. PA-1-257-200).
- 4           9.    *Enterprise* episode “Two Days and Two Nights” (Reg. No. PA-1-102-
- 5 974).
- 6           10.   *Star Trek–The Motion Picture* (PA 58-633).
- 7           11.   *Star Trek III The Search for Spock* (PA 214-571).
- 8           12.   *Star Trek IV: The Voyage Home* (PA 313-406).
- 9           13.   *Star Trek* (PA 1-626-900).
- 10          14.   *Star Trek: The Role Playing Game - The Four Years War*
- 11          15.   *Star Trek: The Role Playing Game - Return to Axanar*

12                   In addition to the infringing elements already copied into the *Axanar Works*,  
13 the *Axanar Script* also infringes:

- 14                   a.    *Star Trek VI–The Undiscovered Country* (PA 558-359).
- 15                   b.    *The Original Series* episode “Journey to Babel” (Reg. No. RE-
- 16 714-288, LP-50-341).
- 17                   c.    *Star Trek: The Next Generation* episode “Sarek” (Registration
- 18 No. PA-501-117).
- 19                   d.    *Star Trek: The Next Generation* episode “Unification, Part I”
- 20 (Registration No. PA-573-177).
- 21                   e.    *The Animated Series* episode “The Counter-Clock Incident.”
- 22                   f.    *Deep Space Nine Series*.

23                   Additionally, Defendants have infringed Plaintiffs’ copyrighted characters,  
24 including Vulcans, Klingons, Starfleet Captains, Garth of Izar, Soval, Chang, the  
25 U.S.S. *Enterprise*, Klingon ships, and Federation ships.

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**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 October 28, 2016, I served a true copy of the **CBS STUDIOS INC.’S AMENDED RESPONSES TO INTERROGATORIES, SET ONE (NOS. 4, 5, 8 AND 9)** on the parties in this cause as follows:

(VIA MESSENGER SERVICE – PERSONAL DELIVERY) by giving the above-named document, for personal delivery on the party set forth below, to Nationwide Legal, Inc., a registered process service, having its principal place of business in the County of Los Angeles, State of California, and whose telephone number is (213) 249-9999, and whose business address is 1609 James M. Wood Blvd., Los Angeles, California 90015.

Erin R. Ranahan, Esq.  
Kelly N. Oki, Esq.  
Diana Hughes Leiden, Esq.  
Winston & Strawn LLP  
333 South Grand Avenue  
Los Angeles, CA 90071

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed on October 28, 2016, at Los Angeles, California.

  
Kathryn M. Arnote