

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.  
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

19 Plaintiffs,

20 v.

21 AXANAR PRODUCTIONS, INC., a  
California corporation; ALEC PETERS,  
an individual, and DOES 1-20,  
22

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

**DECLARATION OF DAVID  
GROSSMAN IN SUPPORT OF  
PLAINTIFFS' OPPOSITION TO  
DEFENDANTS' MOTION IN  
LIMINE NO. 9**

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 a partner with the law firm of Loeb & Loeb LLP (“Loeb”), attorneys of record for Paramount Pictures Corporation (“Paramount”) and CBS Studios Inc. (“CBS”) (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. Mr. Peters testified that [REDACTED] [REDACTED] **Exhibit A** (Peters tr. at 113:14-21) (confidential document filed under seal) is a true and correct copy of the relevant excerpt from the deposition transcript of Alec Peters taken on October 19, 2016.

3. Mr. Peters testified, [REDACTED] [REDACTED] **Exhibit A** (Peters tr. at 121:21-122:1).

4. After reading that Axanar “[i]s a groundbreaking independent film that proves the idea that a studio doesn’t need millions of dollars to produce a sci-fi feature with big-budget production values,” Mr. Peters [REDACTED] [REDACTED] [REDACTED] **Exhibit A** (Peters tr. at 127:6-15).

5. In a podcast published by Defendants, Mr. Peters stated that, “I think, yes, it’s very heartwarming and rewarding for us when people are just blown away they say this is like a real movie. Yeah, it is, that was our goal and we’re happy people think so, so it’s very reassuring.” A true and correct copy of a transcript of the podcast is attached hereto as **Exhibit C. Exhibit A** (Peters tr. at 138:17-140:15) is Peters’ relevant testimony.

