

**EXHIBIT B TO RANAHAN DECLARATION IN
SUPPORT OF OPPOSITION TO PLAINTIFFS' MOTION
FOR PARTIAL SUMMARY JUDGMENT**

1 LOEB & LOEB LLP
2 DAVID GROSSMAN (SBN 211326)
3 dgrossman@loeb.com
4 JENNIFER JASON (SBN 274142)
5 jjason@loeb.com
6 10100 Santa Monica Blvd., Suite 2200
7 Los Angeles, CA 90067
8 Telephone: 310.282.2000
9 Facsimile: 310.282.2200

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

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

13 UNITED STATES DISTRICT COURT
14 CENTRAL DISTRICT OF CALIFORNIA
15

16 PARAMOUNT PICTURES
17 CORPORATION, a Delaware
18 corporation; and CBS STUDIOS INC.,
19 a Delaware corporation,

20 Plaintiffs,

21 v.

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

23 Defendants.
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25
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27
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Case No.: 2:15-cv-09938-RGK-E

**PARAMOUNT PICTURES
CORPORATION'S RESPONSES
TO REQUESTS FOR
PRODUCTION, SET ONE**

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

2 RESPONDING PARTY: Paramount Pictures Corporation

3 SET NO. One

4 Plaintiff Paramount Pictures Corporation ("Paramount") hereby responds and
5 objects to Defendants Axanar Productions, Inc. and Alec Peters' ("Defendants")
6 First Set of Requests for Production of Documents ("Requests") as follows:

7 **GENERAL RESPONSE AND OBJECTIONS**

8 1. Paramount objects to the Requests on the grounds, and to the extent,
9 that they seek disclosure of documents or materials that are protected from
10 discovery by the attorney-client privilege, by the work product doctrine, pursuant to
11 any other applicable privilege or protection, or documents or information otherwise
12 protected from discovery. Paramount will not undertake to produce any such
13 privileged or protected documents or information, and nothing contained herein is
14 intended as, or shall be deemed to be, a waiver of any attorney-client privilege,
15 attorney work product protection, or any other applicable privilege or protection
16 from discovery.

17 2. Paramount objects to the Requests on the grounds, and to the extent,
18 that they seek documents or other materials that are not relevant to any party's claim
19 or defense and proportional to the needs of the case, and are overbroad, unduly
20 burdensome, unreasonable, vexatious, harassing and oppressive. Paramount
21 disavows any purported obligation to produce any documents or other materials that
22 are not relevant to the claims and defenses of any party asserted in this litigation, nor
23 proportional to the needs of the case. Without limiting the foregoing, Paramount
24 particularly objects to the Requests, and to various specific requests contained
25 therein, on the grounds that they are substantially overbroad as to time, including,
26 without limitation, in that they fail to provide any reasonable parameters with
27 respect to the time period encompassed by the Requests or the numerous requests
28 contained therein. Further, although Paramount is agreeing to produce various

1 categories of documents in response to the Requests, no response contained herein,
2 and no agreement to produce documents in response to the Requests or any
3 individual request, is intended to be, nor shall it be deemed or construed as, an
4 admission that the categories of documents sought by the Requests or by any
5 specific request contained therein, or any specific documents that may be produced,
6 are relevant to this action or should be admitted into evidence in this action.
7 Further, Paramount expressly disavows any obligation or undertaking not imposed
8 by the Federal Rules of Civil Procedure, including, without limitation, any
9 obligation to produce documents that, even if theoretically responsive to one or
10 more requests, are beyond the scope of permissible discovery pursuant to Rule 26(b)
11 of the Federal Rules of Civil Procedure.

12 3. Paramount generally objects to the Requests to the extent that they
13 purport to require Paramount to disclose documents and/or materials constituting or
14 containing, in whole or in part, information that is protected from disclosure by
15 rights of privacy, confidential data, trade secrets, proprietary or sensitive business
16 information, or nonpublic financial information pertaining to Paramount, its past or
17 present personnel, or other persons or entities. Paramount further objects to the
18 Request to the extent that they purport to require Paramount to disclose documents
19 and/or materials containing confidential information belonging to its employees or
20 any third parties. To the extent that Paramount is agreeing herein to produce any
21 documents in response to the Requests that constitute or contain trade secrets or
22 confidential, personal, proprietary, sensitive or nonpublic financial information,
23 such documents will only be produced following the entry of an acceptable
24 protective order by the Court.

25 4. Paramount objects to the Requests on the ground and to the extent that
26 they are impermissibly compound and unintelligible to the extent that they are
27 directed at any and all entities and/or individuals potentially affiliated with
28 Paramount.

1 5. Paramount objects to the Requests on the ground and to the extent that
2 they purport to impose upon Paramount an undue burden and unreasonable expense
3 associated with efforts to produce, locate or preserve documents, including
4 electronically stored information ("ESI"), that are not reasonably accessible, are
5 duplicative of more accessible documents, or are duplicative of documents already
6 in the possession of Plaintiffs. Paramount further objects to the Requests on the
7 ground and to the extent that they purport to impose an obligation to preserve and/or
8 produce transient or dynamic data, such as metadata, RAM, cookies or data on
9 dynamic databases, because such data is not relevant and efforts to preserve and/or
10 produce such data, if any exists, would require an undue burden and unreasonable
11 expense.

12 6. Paramount objects to the Requests insofar as they purport to require
13 preservation and/or production of ESI that is not stored on Paramount's active
14 systems, but is stored on systems, backup tapes and other media that are no longer
15 part of normal business operations. Such ESI, to the extent any exists, is not
16 reasonably accessible and likely is duplicative of ESI available from other more
17 readily accessible sources. Because of the lack of relevance of such ESI and the
18 cost associated with searching, preserving and accessing these data sources, if any,
19 Paramount objects to the search of the above-described ESI sources in response to
20 the Requests.

21 7. Paramount's responses are made without waiver, and with preservation,
22 of objections as to competency, relevancy, materiality, privilege, and admissibility
23 of the documents produced by Paramount for any purpose.

24 8. When Paramount responds to any individual request by stating that it
25 will produce non-privileged, responsive documents that it is able to locate following
26 a reasonable search, such response does not mean, and should not be construed to
27 suggest or imply, that any such documents necessarily exist.

28 9. Paramount also objects to the Requests to the extent that they purport to

1 impose requirements on Paramount beyond those that are provided for in the Federal
2 Rules of Civil Procedure.

3 10. Paramount has not completed its investigation of the facts or its
4 preparation for the hearing of this matter. Consequently, the following responses
5 are given without prejudice to Paramount's right to amend, correct, supplement or
6 clarify these responses at a later date. No admissions of any nature are implied or
7 should be inferred from these responses.

8 11. The General Response and Objections apply to and are hereby
9 incorporated into each of Paramount's specific objections, set forth below.

10 **RESPONSES TO REQUESTS FOR PRODUCTION**

11 **REQUEST NO. 1:**

12 All Documents encompassed by Your disclosure obligations under Federal
13 Rule of Civil Procedure 26(a)(1)(A)(ii), including any and all Documents upon
14 which You may rely in any way in this action.

15 **RESPONSE TO REQUEST NO. 1:**

16 Paramount incorporates its General Response and Objections as set forth
17 above.

18 Notwithstanding the foregoing objections, Paramount will produce all non-
19 privileged, responsive documents that it is able to locate following a reasonable
20 search.

21 **REQUEST NO. 2:**

22 All Documents that relate to, support, or refute any allegations in the FAC.

23 **RESPONSE TO REQUEST NO. 2:**

24 Paramount incorporates its General Response and Objections as set forth
25 above. Paramount objects to this request on the grounds that it is overbroad and
26 that it calls for information that is protected by the attorney-client privilege and/or
27 work product doctrine.
28

REQUEST NO. 3:

All Documents that refer, relate to, or constitute Communications between You and any person or entity concerning this lawsuit or Your claims and potential claims therein, including but not limited to any such Communications with CBS.

RESPONSE TO REQUEST NO. 3:

Paramount incorporates its General Response and Objections as set forth above. Paramount objects to this request on the grounds and to the extent that it calls for information that is protected by the attorney-client privilege and work product doctrine. Paramount further objects to this request on the grounds and to the extent that it seeks its communications with CBS, which are protected from disclosure by the common interest doctrine.

Notwithstanding the foregoing objections, Paramount will produce all non-privileged, responsive communications with third parties that it is able to locate following a reasonable search, except that Paramount will not produce documents subject to a joint litigation privilege with CBS.

REQUEST NO. 4:

All Documents that refer, relate to, or constitute Communications between You and any person or entity concerning Axanar Productions, Alec Peters, or any Axanar Work, including but not limited to any such Communications with CBS.

RESPONSE TO REQUEST NO. 4:

Paramount incorporates its General Response and Objections as set forth above. Paramount objects to this request on the grounds and to the extent that it calls for information that is protected by the attorney-client privilege and work product doctrine. Paramount further objects to this request on the grounds and to the extent that it seeks its communications with CBS, which are protected from disclosure by the common interest doctrine.

Notwithstanding the foregoing objections, Paramount will produce all non-privileged, responsive communications with third parties that it is able to locate

1 following a reasonable search, except that Paramount will not produce documents
2 subject to a joint litigation privilege with CBS.

3 **REQUEST NO. 5:**

4 All Documents that refer, relate to, or constitute Communications between
5 You and any Defendant, including but not limited to any Documents relating to any
6 meetings between You and Alec Peters or any other current or former employee of
7 Axanar Productions.

8 **RESPONSE TO REQUEST NO. 5:**

9 Paramount incorporates its General Response and Objections as set forth
10 above. Paramount objects to this request on the grounds and to the extent that it calls
11 for information that is protected by the attorney-client privilege and work product
12 doctrine. Paramount further objects to this request on the grounds and to the extent
13 that it seeks its communications with CBS, which are protected from disclosure by
14 the common interest doctrine.

15 Notwithstanding the foregoing objections, Paramount will produce all non-
16 privileged, responsive documents that it is able to locate following a reasonable
17 search.

18 **REQUEST NO. 6:**

19 All Documents that refer, relate to, or constitute Your ownership, rights, title,
20 and/or interest in and to all of the Star Trek Copyrighted Works that You contend
21 Defendants have infringed, including but not limited to all Documents that refer,
22 relate to, or constitute the chain of title in such works, including but not limited to
23 any transfers of title between or among Plaintiffs, Viacom, Inc., Desilu Productions,
24 and Gene Roddenberry.

25 **RESPONSE TO REQUEST NO. 6:**

26 Paramount incorporates its General Response and Objections as set forth
27 above. Paramount objects to this Request to the extent that it seeks documents that
28 are not relevant to any party's claim or defense, nor proportional to the needs of the

1 case. Paramount objects to this request on the ground that is overbroad and unduly
2 burdensome in calling for all documents that “refer, relate to, or constitute the chain
3 of title” in dozens of copyrighted works.

4 Notwithstanding the foregoing objections, Paramount will produce all non-
5 privileged, responsive documents that it is able to locate following a reasonable
6 search.

7 **REQUEST NO. 7:**

8 All Documents that refer, relate to, or constitute any challenge made by any
9 person or entity regarding Your ownership, rights, title, and/or interest in or to any
10 of the Star Trek Copyrighted Works that You contend Defendants have infringed,
11 including but not limited to any lawsuit filed or threatened, cease or desist letter
12 received, or any other written or oral Communications related thereto.

13 **RESPONSE TO REQUEST NO. 7:**

14 Paramount incorporates its General Response and Objections as set forth
15 above. Paramount objects to this request on the ground that it is overbroad, unduly
16 burdensome, and seeks documents that are not relevant to any party’s claim or
17 defense, nor proportional to the needs of the case.

18 **REQUEST NO. 8:**

19 All Documents that refer, relate to, or constitute acts by Defendants which
20 You contend constitute copyright infringement, including but not limited to all
21 Documents relating to Your contentions in paragraph 55 of the FAC.

22 **RESPONSE TO REQUEST NO. 8:**

23 Paramount incorporates its General Response and Objections as set forth
24 above.

25 Notwithstanding the foregoing objections, Paramount will produce all non-
26 privileged, responsive documents that it is able to locate following a reasonable
27 search.

28

REQUEST NO. 9:

All Documents that refer or relate to the creation and development of the Klingon language.

RESPONSE TO REQUEST NO. 9:

Paramount incorporates its General Response and Objections as set forth above. Paramount objects to this request on the ground that it is overbroad, unduly burdensome, and seeks documents that are not relevant to any party's claim or defense, nor proportional to the needs of the case.

Notwithstanding the foregoing objections, Paramount will produce all non-privileged, responsive documents that it is able to locate following a reasonable search.

REQUEST NO. 10:

All Documents that refer or relate to the use of the Klingon language by any other person or entity, including members of the public.

RESPONSE TO REQUEST NO. 10:

Paramount incorporates its General Response and Objections as set forth above. Paramount objects to this request on the ground that it is overbroad, unduly burdensome, and seeks documents that are not relevant to any party's claim or defense, nor proportional to the needs of the case.

Notwithstanding the foregoing objections, Paramount will produce agreements that it has entered into with third parties relating to the use of the Klingon language.

REQUEST NO. 11:

All Documents that refer, relate to, or constitute contracts, written agreements, or any other Correspondence between You and the authors of the Star Trek Copyrighted Works, including but not limited to Lee Erwin, Jerry Sohl, Pamela Sargent, and George Zebrowski.

1 **RESPONSE TO REQUEST NO. 11:**

2 Paramount incorporates its General Response and Objections as set forth
3 above. Paramount objects to this request on the ground that the term "author" is
4 vague, and the request is overbroad, unduly burdensome, and seeks documents that
5 are not relevant to any party's claim or defense, nor proportional to the needs of the
6 case. Paramount further objects to the request to the extent that it purport to require
7 the disclosure of documents containing information that is protected from disclosure
8 by rights of privacy, confidential data, trade secrets, proprietary or sensitive business
9 information, or nonpublic financial information pertaining to Paramount, its past or
10 present personnel, or other persons or entities.

11 Notwithstanding the foregoing objections, Paramount will produce redacted
12 versions of agreements with Lee Erwin, Jerry Sohl, Pamela Sargent, and George
13 Zebrowski.

14 **REQUEST NO. 12:**

15 All Documents that refer, relate to, or constitute contracts, written
16 agreements, or any other Correspondence between You and the actors that played
17 the characters that You claim Defendants have infringed, including but not limited
18 to the actors who played Garth of Izar, Soval, Richard Robau, Captain Robert April,
19 Chang, Sarek, and John Gill.

20 **RESPONSE TO REQUEST NO. 12:**

21 Paramount incorporates its General Response and Objections as set forth
22 above. Paramount objects to this request on the ground that it is overbroad, unduly
23 burdensome, and seeks documents that are not relevant to any party's claim or
24 defense, nor proportional to the needs of the case. Paramount further objects to the
25 request to the extent that it purport to require the disclosure of documents containing
26 information that is protected from disclosure by rights of privacy, confidential data,
27 trade secrets, proprietary or sensitive business information, or nonpublic financial
28

1 information pertaining to Paramount, its past or present personnel, or other persons
2 or entities.

3 Notwithstanding the foregoing objections, Paramount will produce redacted
4 versions of the agreements with the actors who played Garth of Izar, Soval, Richard
5 Robau, Captain Robert April, Chang, Sarek, and John Gill.

6 **REQUEST NO. 13:**

7 All Documents that refer, relate to, or constitute any harm or injury You claim
8 to have suffered as a result of Defendants' actions as alleged in the FAC.

9 **RESPONSE TO REQUEST NO. 13:**

10 Paramount incorporates its General Response and Objections as set forth
11 above.

12 Notwithstanding the foregoing objections, Paramount will produce all non-
13 privileged, responsive documents that it is able to locate following a reasonable
14 search.

15 **REQUEST NO. 14:**

16 All Documents that refer or relate to the commercial impact, if any, that the
17 promotion, production, or release of fan films, including but not limited to fan films
18 inspired by Star Trek, has had or might have on the value of the works from which
19 the fan films are inspired, including but not limited to the Star Trek Copyrighted
20 Works.

21 **RESPONSE TO REQUEST NO. 14:**

22 Paramount incorporates its General Response and Objections as set forth
23 above. Paramount objects to this request on the ground that it is overbroad, unduly
24 burdensome, and seeks documents that are not relevant to any party's claim or
25 defense, nor proportional to the needs of the case. Paramount further objects to this
26 Request on the grounds that the term "fan films" is vague and ambiguous.

1 Notwithstanding the foregoing objections, Paramount will produce all non-
 2 privileged, responsive documents that it is able to locate following a reasonable
 3 search.

4 **REQUEST NO. 15:**

5 All Documents that refer, relate to, support, or refute Your contention that
 6 Defendants are liable for willful infringement pursuant to 17 U.S.C. § 504(c).

7 **RESPONSE TO REQUEST NO. 15:**

8 Paramount incorporates its General Response and Objections as set forth
 9 above.

10 Notwithstanding the foregoing objections, Paramount will produce all non-
 11 privileged, responsive documents that it is able to locate following a reasonable
 12 search.

13 **REQUEST NO. 16:**

14 All Documents that refer, relate to, support, or refute Your contention in
 15 paragraph 50 of the FAC that “[t]he *Axanar* Works are not a parody, nor do they
 16 constitute fair use of the Star Trek Copyrighted Works.”

17 **RESPONSE TO REQUEST NO. 16:**

18 Paramount incorporates its General Response and Objections as set forth
 19 above.

20 Notwithstanding the foregoing objections, Paramount will produce all non-
 21 privileged, responsive documents that it is able to locate following a reasonable
 22 search.

23 **REQUEST NO. 17:**

24 All Documents that refer or relate to fan films inspired by Star Trek.

25 **RESPONSE TO REQUEST NO. 17:**

26 Paramount incorporates its General Response and Objections as set forth
 27 above. Paramount objects to this request on the ground that it is overbroad, unduly
 28 burdensome, and seeks documents that are not relevant to any party’s claim or

1 defense, nor proportional to the needs of the case. Paramount further objects to this
 2 Request on the grounds that the term "fan films" is vague and ambiguous.

3 Notwithstanding the foregoing objections, Paramount will produce all non-
 4 privileged, responsive documents from 2011 until present that it is able to locate
 5 following a reasonable search.

6 **REQUEST NO. 18:**

7 All Documents that refer or relate to Your decision whether to pursue legal
 8 action, including but not limited to sending DMCA takedown notices, sending cease
 9 and desist letters, and/or filing lawsuits, with respect to fan films inspired by Star
 10 Trek, including but not limited to *Star Trek: Hidden Frontier*, *Starship Exeter*,
 11 *Bring Back Kirk*, *Star Trek: New Voyages / Star Trek: Phase II*, *Star Wreck: In the*
 12 *Pirkinning*, *Star Trek in Lego*, *Star Trek: Aurora*, *Star Trek: Of Gods and Men*,
 13 *Starship Farragut*, *Star Trek: The Next Animation*, *Dan Hauser's Animated Star*
 14 *Trek*, *Star Trek: Phoenix*, *Star Trek Continues*, *Star Trek: Specter*, *Star Trek II:*
 15 *Retribution*, *Star Trek III: Redemption*, *Star Trek: Reunion*, *Star Trek: Secret*
 16 *Voyage*, *Star Trek: Dark Horizon*, *Star Trek: Absolution*, *Star Trek: Renegades*, and
 17 *Star Trek: Horizon*.

18 **RESPONSE TO REQUEST NO. 18:**

19 Paramount incorporates its General Response and Objections as set forth
 20 above. Paramount objects to this request on the grounds and to the extent that it calls
 21 for information that is protected by the attorney-client privilege and work product
 22 doctrine. Paramount further objects to this request on the ground that it is
 23 overbroad, unduly burdensome, and seeks documents that are not relevant to any
 24 party's claim or defense, nor proportional to the needs of the case. Paramount
 25 further objects to this Request on the grounds that the term "fan films" is vague and
 26 ambiguous.

REQUEST NO. 19:

All Documents regarding Your policies, practices, and procedures regarding sending DMCA takedown notices with regard to works that You believe have infringed Your copyrights, including Your purported copyrights in the Star Trek Copyrighted Works.

RESPONSE TO REQUEST NO. 19:

Paramount incorporates its General Response and Objections as set forth above. Paramount objects to this request on the grounds and to the extent that it calls for information that is protected by the attorney-client privilege and work product doctrine. Paramount further objects to this request on the ground that it is overbroad, unduly burdensome, and seeks documents that are not relevant to any party's claim or defense, nor proportional to the needs of the case.

REQUEST NO. 20:

All Documents regarding Your policies, practices, and procedures regarding sending DMCA takedown notices with regard to works that may constitute fair use.

RESPONSE TO REQUEST NO. 20:

Paramount incorporates its General Response and Objections as set forth above. Paramount objects to this request on the grounds and to the extent that it calls for information that is protected by the attorney-client privilege and work product doctrine. Paramount further objects to this request on the ground that it is overbroad, unduly burdensome, and seeks documents that are not relevant to any party's claim or defense, nor proportional to the needs of the case.

REQUEST NO. 21:

All Documents and Communications regarding Your decision whether to send a DMCA takedown notice to YouTube or any other person or entity with regard to *Prelude to Axanar* or the "Vulcan Scene."

RESPONSE TO REQUEST NO. 21:

Paramount incorporates its General Response and Objections as set forth above. Paramount objects to this request on the grounds and to the extent that it calls for information that is protected by the attorney-client privilege and work product doctrine. Paramount further objects to this request on the ground that it is overbroad, unduly burdensome, and seeks documents that are not relevant to any party's claim or defense, nor proportional to the needs of the case.

REQUEST NO. 22:

All Documents that refer, relate to, support, or refute Your contention in paragraph 62 of the FAC that "Defendants enjoy a direct financial benefit from the preparation, duplication, and distribution of the infringing *Axanar* Works."

RESPONSE TO REQUEST NO. 22:

Paramount incorporates its General Response and Objections as set forth above.

Notwithstanding the foregoing objections, Paramount will produce all non-privileged, responsive documents that it is able to locate following a reasonable search.

REQUEST NO. 23:

All Documents that refer, relate to, or constitute Your expenditures relating to the promotion or production of the Star Trek Copyrighted Works, including but not limited to the salaries paid to the directors, producers, actors, and all other persons involved in the promotion or production of such works.

RESPONSE TO REQUEST NO. 23:

Paramount incorporates its General Response and Objections as set forth above. Paramount objects to this request on the grounds and to the extent that it calls for information that is protected by the attorney-client privilege and work product doctrine. Paramount further objects to this request on the ground that it is overbroad, unduly burdensome, and seeks documents that are not relevant to any

1 party's claim or defense, nor proportional to the needs of the case. Paramount
 2 further objects to the request to the extent that it purport to require the disclosure of
 3 documents containing information that is protected from disclosure by rights of
 4 privacy, confidential data, trade secrets, proprietary or sensitive business
 5 information, or nonpublic financial information pertaining to Paramount, its past or
 6 present personnel, or other persons or entities.

7 **REQUEST NO. 24:**

8 All Documents that refer or relate to *Star Wars* fan films, including but not
 9 limited to (a) all Documents that refer, relate to, or constitute Lucasfilm's guidelines
 10 and/or attitudes regarding fan films, and (b) all Documents relating to any meetings
 11 or other Correspondence between You and any other person or entity, including at
 12 Lucasfilm, regarding this subject.

13 **RESPONSE TO REQUEST NO. 24:**

14 Paramount incorporates its General Response and Objections as set forth
 15 above. Paramount objects to this request on the grounds and to the extent that it
 16 calls for information that is protected by the attorney-client privilege and work
 17 product doctrine. Paramount further objects to this request on the ground that it is
 18 overbroad, unduly burdensome, and seeks documents that are not relevant to any
 19 party's claim or defense, nor proportional to the needs of the case. Paramount
 20 further objects to the request to the extent that it purport to require the disclosure of
 21 documents containing information that is protected from disclosure by rights of
 22 privacy, confidential data, trade secrets, proprietary or sensitive business
 23 information, or nonpublic financial information pertaining to Paramount, its past or
 24 present personnel, or other persons or entities. Paramount further objects to this
 25 Request on the grounds that the term "fan films" is vague and ambiguous.

26 **REQUEST NO. 25:**

27 All Documents that refer, relate to, or constitute any actual or potential
 28 guidelines for fan films that You have created, implemented, or considered creating

1 or implementing, including but not limited to any research, analysis, or
2 Communications regarding this subject.

3 **RESPONSE TO REQUEST NO. 25:**

4 Paramount incorporates its General Response and Objections as set forth
5 above. Paramount objects to this request on the grounds and to the extent that it
6 calls for information that is protected by the attorney-client privilege and work
7 product doctrine. Paramount further objects to this request on the ground that it is
8 overbroad, unduly burdensome, and seeks documents that are not relevant to any
9 party's claim or defense, nor proportional to the needs of the case. Paramount
10 further objects to the request to the extent that it purport to require the disclosure of
11 documents containing information that is protected from disclosure by rights of
12 privacy, confidential data, trade secrets, proprietary or sensitive business
13 information, or nonpublic financial information pertaining to Paramount, its past or
14 present personnel, or other persons or entities. Paramount further objects to this
15 Request on the grounds that the term "fan films" is vague and ambiguous.

16 **REQUEST NO. 26:**

17 All Documents that refer, relate to, or constitute a public statement made by
18 any of Your employees, agents, or representatives, in any form of media, regarding
19 Axanar Productions, Alec Peters, or any Axanar Work, including but not limited to
20 any such statements made on Facebook or Twitter, and including but not limited to
21 all Documents and Communications relating to the tweet published by Justin Lin on
22 March 14, 2016, stating "This is getting ridiculous! I support the fans. Trek belongs
23 to all of us."

24 **RESPONSE TO REQUEST NO. 26:**

25 Paramount incorporates its General Response and Objections as set forth
26 above. Paramount objects to this request on the grounds and to the extent that it
27 calls for information that is protected by the attorney-client privilege and work
28 product doctrine. Paramount further objects to this request on the ground that it is

1 overbroad, unduly burdensome, and seeks documents that are not relevant to any
 2 party's claim or defense, nor proportional to the needs of the case. Paramount
 3 further objects to the characterization of Justin Lin as its employee, agent or
 4 representative.

5 Notwithstanding the foregoing objections, Paramount will produce all non-
 6 privileged, responsive documents that it is able to locate following a reasonable
 7 search.

8 **REQUEST NO. 27:**

9 All Documents that refer, relate to, or constitute Communications involving
 10 Bryan Fuller regarding Axanar Productions, Alec Peters, or any Axanar Work.

11 **RESPONSE TO REQUEST NO. 27:**

12 Paramount incorporates its General Response and Objections as set forth
 13 above. Paramount objects to this request on the grounds and to the extent that it
 14 calls for information that is protected by the attorney-client privilege and work
 15 product doctrine. Paramount further objects to this request on the ground that it is
 16 overbroad, unduly burdensome, and seeks documents that are not relevant to any
 17 party's claim or defense, nor proportional to the needs of the case.

18 Notwithstanding the foregoing objections, Paramount will produce all non-
 19 privileged, responsive documents that it is able to locate following a reasonable
 20 search.

21
 22 Dated: May 23, 2016

LOEB & LOEB LLP
 JONATHAN ZAVIN
 DAVID GROSSMAN
 JENNIFER JASON

23
 24
 25 By: 

Jennifer Jason
 Attorneys for Plaintiffs
 PARAMOUNT PICTURES
 CORPORATION and CBS STUDIOS
 INC.

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 May 23, 2016, I served a true copy of the **PARAMOUNT PICTURES CORPORATION'S RESPONSES TO REQUESTS FOR PRODUCTION, SET ONE** on the parties in this cause as follows:

☒ (VIA U.S. MAIL) by placing the above named document in a sealed envelope addressed as set forth below, or on the attached service list and by then placing such sealed envelope for collection and mailing with the United States Postal Service in accordance with Loeb & Loeb LLP's ordinary business practices.

Erin R. Ranahan, Esq.
Andrew S. Jick, Esq.
Kelly N. Oki, Esq.
Winston & Strawn LLP
333 South Grand Avenue
Los Angeles, CA 90071

I am readily familiar with Loeb & Loeb LLP's practice for collecting and processing correspondence for mailing with the United States Postal Service and Overnight Delivery Service. That practice includes the deposit of all correspondence with the United States Postal Service and/or Overnight Delivery Service the same day it is collected and processed.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on May 23, 2016, at Los Angeles, California.


Kathryn M. Arnote