

# **EXHIBIT 4**

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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.  
19

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

*Assigned to: Hon. R. Gary Klausner*

**DEFENDANT ALEC PETERS’  
RESPONSES TO PLAINTIFF  
PARAMOUNT PICTURES  
CORPORATION AND CBS STUDIO  
INC.’S FIRST SET OF REQUESTS  
FOR PRODUCTION OF  
DOCUMENTS**

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

20 PROPOUNDING PARTY: PLAINTIFFS PARAMOUNT PICTURES  
21 CORPORATION and CBS STUDIO INC.

22 RESPONDING PARTY: DEFENDANT ALEC PETERS

23 SET NO.: ONE  
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25  
26  
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1 Pursuant to Rules 26 and 34 of the Federal Rules of Civil Procedure, Defendant  
2 Alex Peters (“Defendant”), by and through his undersigned counsel, hereby responds  
3 and objects to Plaintiffs Paramount Pictures Corporation and CBS Studio Inc.’s  
4 (collectively “Plaintiffs”) First Set of Requests for Production of Documents (the  
5 “Requests”) as follows:

6 **RESERVATION OF RIGHTS**

7 1. Defendant provides these responses and objections without waiving or  
8 intending to waive, and, on the contrary, preserving and intending to preserve:

9 a. the right to object on any ground to the use of the responses and  
10 objections herein, or the subject matter thereof, in any subsequent proceeding in this  
11 or any other action;

12 b. the right to object on any ground at any time to a request for further  
13 responses to the Requests, or any other discovery request involving or related to the  
14 subject matter of the Requests responded to herein;

15 c. the right at any time to supplement, amend, correct, add to, or clarify any  
16 of the responses and objections provided herein.

17 2. In responding and objecting to the Requests, Defendant does not admit,  
18 concede, or acquiesce in the accuracy of any definitions of terms or descriptions of  
19 any facts, events, pleadings, or documents contained therein. Defendant specifically  
20 does not waive his objections to any definition as vague or overbroad, and reserves the  
21 right to define terms differently or more specifically from the way in which they are  
22 defined in the Requests.

23 3. In each and every instance in which Defendant interposes an objection,  
24 such objection shall be construed to preserve all of Defendant’s rights to make similar  
25 objections in any future supplemental response to the Requests. Moreover, a failure to  
26 object herein shall not constitute a waiver of any objections that Defendant may  
27 interpose in future supplemental responses.

28 4. Any agreement by Defendant herein to produce any documents or

1 categories of documents does not necessarily mean that any documents or categories  
2 of documents that are responsive to the Requests exist or are in Defendant's  
3 possession, custody, or control. To the contrary, any such agreement is subject to the  
4 existence of such documents.

5 5. Inadvertent production or disclosure of information or documents  
6 otherwise protected from discovery under the attorney-client privilege, the work  
7 product doctrine, or any other applicable privilege, immunity, or protection from  
8 disclosure, shall not constitute a waiver of such privilege, immunity, or protection,  
9 either generally or specifically, with respect to such document or information or any  
10 other document or information, or with respect to the subject matter thereof, and  
11 Defendant reserves the right to request the return of any such documents or  
12 information and all copies thereof.

13 6. Inadvertent production or disclosure of information or documents  
14 otherwise protected from discovery under any applicable privilege, immunity, or  
15 protection from disclosure, shall not waive Defendant's right to object to the use of  
16 any such documents or information at any time during this action or in any subsequent  
17 proceeding.

18 7. The fact that Defendant is willing to produce any particular documents or  
19 group of documents does not constitute an admission or acknowledgement that the  
20 related request is proper, that such documents or groups of documents are relevant,  
21 admissible, or within the proper bounds of discovery, or that requests for similar  
22 documents will be treated in a similar fashion.

23 8. Defendant reserves the right to produce documents on a rolling basis, and  
24 to produce documents on a reasonable schedule.

25 9. These responses and objections are based upon Defendant's knowledge  
26 and information as of the date hereof, and are made subject to the general and specific  
27 objections below. Defendant reserves the right to supplement any responses as further  
28 information is discovered.

**GENERAL OBJECTIONS**

1  
2 Defendant's specific objections set forth below are in addition to the general  
3 objections set forth in this section. These General Objections form a part of the  
4 responses to the Requests and each and every request contained therein. Thus, the  
5 absence of a reference to a General Objection should not be construed as a waiver of  
6 the General Objection as to a specific request.

7 1. Defendant objects to the Requests to the extent they seek to impose  
8 obligations or burdens greater than those that Paramount assumes in response to any  
9 discovery requests served by Defendant. Thus, these responses are subject to  
10 Defendant reserving his right to equal treatment to the extent that Paramount seeks,  
11 and obtains, more restrictive limitations on the discovery that Defendant serves upon  
12 it.

13 2. Defendant objects to the Requests to the extent that they purport to  
14 impose any requirement or discovery obligation on Defendant that is inconsistent with  
15 or greater than those contained in the Federal Rules of Civil Procedure, the Local  
16 Rules of this Court, or other applicable law.

17 3. Defendant objects to the requests to the extent that they seek information,  
18 documents, or communications not within Defendant's possession, custody, or  
19 control.

20 4. Defendant objects to the Requests to the extent that they call for  
21 disclosure of information or documents protected by the attorney-client privilege,  
22 work product doctrine, or any other applicable privilege, immunity, or protection from  
23 disclosure, for any reason, including without limitation the terms of any  
24 confidentiality agreement or court order.

25 5. Defendant objects to the Requests to the extent that they seek highly  
26 confidential, trade secret, proprietary, or commercially sensitive information, the  
27 disclosure of which could result in substantial competitive injury.

28 6. Defendant objects to the Requests to the extent they seek the production

1 of “all” information, documents, or communications of a described type, or similar  
2 requests, on the grounds that, as written, they would impose upon Defendant an  
3 unreasonable burden of inquiry. In responding to the Requests, Defendant will  
4 conduct a reasonable search limited to the most likely repositories of responsive  
5 documents, consistent with and subject to the Reservation of Rights, the General  
6 Objections, and the specific objections below.

7 7. Defendant objects to the Requests insofar as they use the terms  
8 “support,” “negate,” “reflect,” “mention,” “refer to,” “bear upon,” or “relate to,” on  
9 the grounds that these terms are indefinite and uncertain and fail to describe or to  
10 designate the documents sought with reasonable particularity. Defendant will apply a  
11 common sense test in interpreting the reasonable scope of any request employing any  
12 of these terms.

13 8. Defendant objects to the Requests insofar as they use the term “Axanar  
14 Motion Picture” on the grounds that this term is indefinite and uncertain and refers to  
15 a work that has not yet been created.

16 9. Defendant objects to the Requests insofar as they use the term “Axanar  
17 Works” on the grounds that this term is indefinite and uncertain and compound in that  
18 it refers to multiple works, some of which have not yet been created.

19 10. Defendant objects to the Requests to the extent they seek information that  
20 is neither relevant to any claim or defense asserted in this action, nor reasonably  
21 calculated to lead to the discovery of admissible evidence.

22 11. Defendant objects to the Requests to the extent they contemplate the  
23 production of duplicate copies of a document whose recipients are evident from the  
24 face of the document.

25 12. Defendant objects to the Requests to the extent they are vague,  
26 ambiguous, overly broad, or do not identify the documents or information sought with  
27 reasonable particularity.

28 13. Defendant objects to the Requests to the extent they seek to require

1 Defendant to produce documents constituting, containing, or reflecting information  
2 obtained by Defendant from third parties pursuant to any agreement or undertaking  
3 prohibiting Defendant from disclosing such information. To the extent that any such  
4 issue arises, Defendant will notify the parties and exercise good faith efforts to obtain  
5 a reasonable resolution.

6 14. Defendant objects to the Requests to the extent they purport to require the  
7 disclosure of information that Defendant is restricted by law from disclosing.

8 **RESPONSES TO REQUESTS FOR PRODUCTION**

9 **REQUEST FOR PRODUCTION NO. 1:**

10 All scripts and all versions of any script (whether complete or incomplete, and  
11 whether used or not used) used for or at any time intended for use in any of the  
12 AXANAR WORKS.

13 **RESPONSE TO REQUEST FOR PRODUCTION NO. 1:**

14 Defendant objects to this Request as overly broad and unduly burdensome.  
15 Defendant further objects to this Request on the grounds that the term “AXANAR  
16 WORKS” is vague, compound, and refers to multiple works, some of which have not  
17 yet been created. Defendant further objects to this Request on the grounds that it  
18 seeks documents that are neither relevant to any party’s claims or defenses, nor  
19 proportional to the needs of the case.

20 Subject to and without waiving the foregoing objections, Defendant will  
21 produce relevant, non-privileged documents that are responsive to this Request, to the  
22 extent such documents are found within his possession, custody or control after a  
23 reasonable and diligent search, and to the extent such documents have not already  
24 been produced, or otherwise made available, to Plaintiffs.

25 **REQUEST FOR PRODUCTION NO. 2:**

26 All treatments, storyboards, synopses, drafts, notes, pitch memos, screenplays,  
27 outlines, and/or revisions RELATING TO the AXANAR WORKS.

28

1 **RESPONSE TO REQUEST FOR PRODUCTION NO. 2:**

2 Defendant objects to this Request as overly broad and unduly burdensome.  
3 Defendant further objects to this Request on the grounds that the term “AXANAR  
4 WORKS” is vague, compound, and refers to multiple works, some of which have not  
5 yet been created. Defendant further objects to this Request on the grounds that it  
6 seeks documents that are neither relevant to any party’s claims or defenses, nor  
7 proportional to the needs of the case.

8 Subject to and without waiving the foregoing objections, Defendant will  
9 produce relevant, non-privileged documents that are responsive to this Request, to the  
10 extent such documents are found within his possession, custody or control after a  
11 reasonable and diligent search, and to the extent such documents have not already  
12 been produced, or otherwise made available, to Plaintiffs.

13 **REQUEST FOR PRODUCTION NO. 3:**

14 All DOCUMENTS RELATING TO the development of the AXANAR  
15 WORKS.

16 **RESPONSE TO REQUEST FOR PRODUCTION NO. 3:**

17 Defendant objects to this Request as overly broad, unduly burdensome, and so  
18 vague and ambiguous as to be unintelligible. Defendant further objects to this  
19 Request to the extent it seeks documents that are neither relevant to any party’s claims  
20 or defenses, nor proportional to the needs of the case. Defendant further objects to  
21 this Request on the grounds that the term “AXANAR WORKS” is vague, compound,  
22 and refers to multiple works, some of which have not yet been created. Defendant  
23 further objects to this Request on the grounds that the phrase “development of” is  
24 vague and ambiguous.

25 Subject to and without waiving the foregoing objections, Defendant will  
26 produce relevant, non-privileged documents that are responsive to this Request, to the  
27 extent such documents are found within his possession, custody or control after a  
28 reasonable and diligent search, and to the extent such documents have not already



1 been produced, or otherwise made available, to Plaintiffs.

2 **REQUEST FOR PRODUCTION NO. 4:**

3 All production notes RELATING TO the AXANAR WORKS.

4 **RESPONSE TO REQUEST FOR PRODUCTION NO. 4:**

5 Defendant objects to this Request as overly broad and unduly burdensome.  
6 Defendant further objects to this Request to the extent it seeks documents that are  
7 neither relevant to any party's claims or defenses, nor proportional to the needs of the  
8 case. Defendant further objects to this Request on the grounds that the term  
9 "production notes" is vague and ambiguous. Defendant further objects to this Request  
10 on the grounds that the term "AXANAR WORKS" is vague, compound, and refers to  
11 multiple works, some of which have not yet been created.

12 Subject to and without waiving the foregoing objections, Defendant will  
13 produce relevant, non-privileged documents that are responsive to this Request, to the  
14 extent such documents are found within his possession, custody or control after a  
15 reasonable and diligent search, and to the extent such documents have not already  
16 been produced, or otherwise made available, to Plaintiffs.

17 **REQUEST FOR PRODUCTION NO. 5:**

18 All DOCUMENTS RELATING TO the sets for the AXANAR WORKS.

19 **RESPONSE TO REQUEST FOR PRODUCTION NO. 5:**

20 Defendant objects to this Request as overly broad, unduly burdensome, and so  
21 vague and ambiguous as to be unintelligible. Defendant further objects to this  
22 Request on the grounds that the term "AXANAR WORKS" is vague, compound, and  
23 refers to multiple works, some of which have not yet been created. Defendant further  
24 objects to this Request to the extent it seeks documents that are neither relevant to any  
25 party's claims or defenses, nor proportional to the needs of the case

26 Subject to and without waiving the foregoing objections, Defendant will  
27 produce relevant, non-privileged documents that are responsive to this Request, to the  
28 extent such documents are found within his possession, custody or control after a

1 reasonable and diligent search, and to the extent such documents have not already  
2 been produced, or otherwise made available, to Plaintiffs.

3 **REQUEST FOR PRODUCTION NO. 6:**

4 All DOCUMENTS RELATING TO the designs for the AXANAR WORKS,  
5 including but not limited to computer designs (“CGI”).

6 **RESPONSE TO REQUEST FOR PRODUCTION NO. 6:**

7 Defendant objects to this Request as overly broad, unduly burdensome, and so  
8 vague and ambiguous as to be unintelligible. Defendant further objects to this  
9 Request on the grounds that the term “designs” is vague and ambiguous. Defendant  
10 further objects to this Request on the grounds that the term “AXANAR WORKS” is  
11 vague, compound, and refers to multiple works, some of which have not yet been  
12 created.

13 Subject to and without waiving the foregoing objections, Defendant will  
14 produce relevant, non-privileged documents that are responsive to this Request, to the  
15 extent such documents are found within his possession, custody or control after a  
16 reasonable and diligent search, and to the extent such documents have not already  
17 been produced, or otherwise made available, to Plaintiffs.

18 **REQUEST FOR PRODUCTION NO. 7**

19 All DOCUMENTS RELATING to the purchase, design, construction or use of  
20 props for the AXANAR WORKS.

21 **RESPONSE TO REQUEST FOR PRODUCTION NO. 7:**

22 Defendant objects to this Request as overly broad, unduly burdensome, and so  
23 vague and ambiguous as to be unintelligible. Defendant further objects to this  
24 Request to the extent it seeks documents that are neither relevant to any party’s claims  
25 or defenses, nor proportional to the needs of the case. Defendant further objects to  
26 this Request on the grounds that the term “AXANAR WORKS” is vague, compound,  
27 and refers to multiple works, some of which have not yet been created.

28 Subject to and without waiving the foregoing objections, Defendant will

1 produce relevant, non-privileged documents that are responsive to this Request, to the  
2 extent such documents are found within his possession, custody or control after a  
3 reasonable and diligent search, and to the extent such documents have not already  
4 been produced, or otherwise made available, to Plaintiffs.

5 **REQUEST FOR PRODUCTION NO. 8:**

6 All agreements with third parties for services in connection with the production  
7 of the AXANAR WORKS, including but not limited to all DOCUMENTS reflecting  
8 payments to third parties with respect to such services.

9 **RESPONSE TO REQUEST FOR PRODUCTION NO. 8:**

10 Defendant objects to this Request as overly broad, unduly burdensome, and so  
11 vague and ambiguous as to be unintelligible. Defendant further objects to this  
12 Request to the extent it seeks documents that are neither relevant to any party's claims  
13 or defenses, nor proportional to the needs of the case. Defendant further objects to  
14 this Request on the grounds that the term "AXANAR WORKS" is vague, compound,  
15 and refers to multiple works, some of which have not yet been created. Defendant  
16 further objects to this Request on the grounds that the terms "agreements" and  
17 "services" are vague and ambiguous.

18 Subject to and without waiving the foregoing objections, Defendant will  
19 produce relevant, non-privileged documents that are responsive to this Request, to the  
20 extent such documents are found within his possession, custody or control after a  
21 reasonable and diligent search, and to the extent such documents have not already  
22 been produced, or otherwise made available, to Plaintiffs.

23 **REQUEST FOR PRODUCTION NO. 9:**

24 All DOCUMENTS (whether internal or from any third party) reflecting any  
25 opinion as to whether the AXANAR WORKS infringed the rights of PLAINTIFFS, or  
26 whether the permission of PLAINTIFFS was required.

27 **RESPONSE TO REQUEST FOR PRODUCTION NO. 9:**

28 Defendant objects to this Request as overly broad and unduly burdensome.

1 Defendant further objects to this Request to the extent it seeks documents that are  
2 protected by the attorney-client privilege and work product doctrine. Defendant  
3 further objects to this Request on the grounds that it calls for legal conclusions or  
4 analysis. Defendant further objects to this Request on the grounds that the term  
5 “AXANAR WORKS” is vague, compound, and refers to multiple works, some of  
6 which have not yet been created. Defendant further objects to this Request on the  
7 grounds that the phrase “infringed the rights of” and terms “opinion” and  
8 “permission” are vague and ambiguous.

9 Subject to and without waiving the foregoing objections, Defendant will  
10 produce relevant, non-privileged documents that are responsive to this Request, to the  
11 extent such documents are found within its possession, custody or control after a  
12 reasonable and diligent search, and to the extent such documents have not already  
13 been produced, or otherwise made available, to Plaintiffs.

14 **REQUEST FOR PRODUCTION NO. 10:**

15 All DOCUMENTS RELATING TO the costumes for the AXANAR WORKS.

16 **RESPONSE TO REQUEST FOR PRODUCTION NO. 10:**

17 Defendant objects to this Request as overly broad and unduly burdensome.  
18 Defendant further objects to this Request to the extent it seeks documents that are  
19 neither relevant to any party’s claims or defenses, nor proportional to the needs of the  
20 case. Defendant further objects to this Request on the grounds that the term  
21 “AXANAR WORKS” is vague, compound, and refers to multiple works, some of  
22 which have not yet been created.

23 **REQUEST FOR PRODUCTION NO. 11:**

24 All DOCUMENTS RELATING TO Ares Studio, including but not limited to  
25 all DOCUMENTS regarding the leasing and or purchase of the Studio, the ownership  
26 of the Studio, the construction of the Studio (including all financial documents), and  
27 the use of the Studio.

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

2 Defendant objects to this Request as overly broad and unduly burdensome.  
3 Defendant further objects to this Request to the extent it seeks documents that are  
4 neither relevant to any party's claims or defenses, nor proportional to the needs of the  
5 case. Defendant further objects to this Request on the grounds that the term  
6 "AXANAR WORKS" is vague, compound, and refers to multiple works, some of  
7 which have not yet been created.

8 **REQUEST FOR PRODUCTION NO. 12:**

9 All DOCUMENTS RELATING TO any future plans for Ares Studio, including  
10 but not limited to agreements, business plans, incorporation documents, and tax  
11 documents.

12 **RESPONSE TO REQUEST FOR PRODUCTION NO. 12:**

13 Defendant objects to this Request as overly broad and unduly burdensome.  
14 Defendant further objects to this Request to the extent it seeks documents that are  
15 neither relevant to any party's claims or defenses, nor proportional to the needs of the  
16 case. Defendant further objects to this Request on the grounds that the term  
17 "AXANAR WORKS" is vague, compound, and refers to multiple works, some of  
18 which have not yet been created. Defendant further objects to this Request on the  
19 grounds that the phrase "future plans" is vague and ambiguous.

20 **REQUEST FOR PRODUCTION NO. 13:**

21 All DOCUMENTS setting forth any schedules associated with the making of  
22 the AXANAR WORKS, including writing and other pre-production schedules,  
23 production schedules and editing and other post-production schedules.

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

25 Defendant objects to this Request as overly broad and unduly burdensome.  
26 Defendant further objects to this Request to the extent it seeks documents that are  
27 neither relevant to any party's claims or defenses, nor proportional to the needs of the  
28 case. Defendant further objects to this Request on the grounds that the term

1 “AXANAR WORKS” is vague, compound, and refers to multiple works, some of  
2 which have not yet been created. Defendant further objects to this Request on the  
3 grounds that the term “schedules” is vague and ambiguous.

4 Subject to and without waiving the foregoing objections, Defendant will  
5 produce relevant, non-privileged documents that are responsive to this Request, to the  
6 extent such documents are found within his possession, custody or control after a  
7 reasonable and diligent search, and to the extent such documents have not already  
8 been produced, or otherwise made available, to Plaintiffs.

9 **REQUEST FOR PRODUCTION NO. 14:**

10 All DOCUMENTS RELATING TO the characters portrayed in the AXANAR  
11 WORKS, including, without limitation, production notes, casting sheets, casting  
12 notes, outlines, storyboards and character biographies.

13 **RESPONSE TO REQUEST FOR PRODUCTION NO. 14:**

14 Defendant objects to this Request as overly broad, unduly burdensome, and so  
15 vague and ambiguous as to be unintelligible. Defendant further objects to this  
16 Request to the extent it seeks documents that are neither relevant to any party’s claims  
17 or defenses, nor proportional to the needs of the case. Defendant further objects to  
18 this Request on the grounds that the term “AXANAR WORKS” is vague, compound,  
19 and refers to multiple works, some of which have not yet been created. Defendant  
20 further objects to this Request on the grounds that the terms “production notes,”  
21 “casting sheets,” “casting notes,” “storyboards,” and “character biographies” are  
22 vague and ambiguous. Defendant further objects to this Request on the grounds that  
23 the term “schedules” is vague and ambiguous.

24 Subject to and without waiving the foregoing objections, Defendant will  
25 produce relevant, non-privileged documents that are responsive to this Request, to the  
26 extent such documents are found within his possession, custody or control after a  
27 reasonable and diligent search, and to the extent such documents have not already  
28 been produced, or otherwise made available, to Plaintiffs.

1 **REQUEST FOR PRODUCTION NO. 15:**

2 Copies of all partial and complete versions of the AXANAR WORKS,  
3 including without limitation those film cuts and sequences which were filmed but  
4 have not yet been distributed.

5 **RESPONSE TO REQUEST FOR PRODUCTION NO. 15:**

6 Defendant objects to this Request as overly broad and unduly burdensome.  
7 Defendant further objects to this Request to the extent it seeks documents that are  
8 neither relevant to any party's claims or defenses, nor proportional to the needs of the  
9 case. Defendant further objects to this Request on the grounds that the term  
10 "AXANAR WORKS" is vague, compound, and refers to multiple works, some of  
11 which have not yet been created. Defendant further objects to this Request on the  
12 grounds that to the extent any scenes are completed, they are publicly available.

13 **REQUEST FOR PRODUCTION NO. 16:**

14 All COMMUNICATIONS with third parties RELATING TO the AXANAR  
15 WORKS.

16 **RESPONSE TO REQUEST FOR PRODUCTION NO. 16:**

17 Defendant objects to this Request as overly broad and unduly burdensome.  
18 Defendant further objects to this Request to the extent it seeks documents that are  
19 neither relevant to any party's claims or defenses, nor proportional to the needs of the  
20 case. Defendant further objects to this Request on the grounds that the term  
21 "AXANAR WORKS" is vague, compound, and refers to multiple works, some of  
22 which have not yet been created. Defendant further objects to this Request to the  
23 extent it seeks documents that are protected by the attorney-client privilege and work  
24 product doctrine.

25 Subject to and without waiving the foregoing objections, Defendant will  
26 produce relevant, non-privileged documents that are responsive to this Request, to the  
27 extent such documents are found within his possession, custody or control after a  
28 reasonable and diligent search, and to the extent such documents have not already



1 been produced, or otherwise made available, to Plaintiffs.

2 **REQUEST FOR PRODUCTION NO. 17:**

3 All COMMUNICATIONS, both public and private, RELATING TO the  
4 AXANAR WORKS.

5 **RESPONSE TO REQUEST FOR PRODUCTION NO. 17:**

6 Defendant objects to this Request as overly broad and unduly burdensome.  
7 Defendant further objects to this Request to the extent it seeks documents that are  
8 neither relevant to any party's claims or defenses, nor proportional to the needs of the  
9 case. Defendant further objects to this Request on the grounds that the term  
10 "AXANAR WORKS" is vague, compound, and refers to multiple works, some of  
11 which have not yet been created. Defendant further objects to this Request to the  
12 extent it seeks documents that are protected by the attorney-client privilege and work  
13 product doctrine.

14 Subject to and without waiving the foregoing objections, Defendant will  
15 produce relevant, non-privileged documents that are responsive to this Request, to the  
16 extent such documents are found within his possession, custody or control after a  
17 reasonable and diligent search, and to the extent such documents have not already  
18 been produced, or otherwise made available, to Plaintiffs.

19 **REQUEST FOR PRODUCTION NO. 18:**

20 All COMMUNICATIONS with actors RELATING TO the AXANAR  
21 WORKS, including but not limited to all agreements with actors.

22 **RESPONSE TO REQUEST FOR PRODUCTION NO. 18:**

23 Defendant objects to this Request as overly broad and unduly burdensome.  
24 Defendant further objects to this Request to the extent it seeks documents that are  
25 neither relevant to any party's claims or defenses, nor proportional to the needs of the  
26 case. Defendant further objects to this Request on the grounds that the term  
27 "AXANAR WORKS" is vague, compound, and refers to multiple works, some of  
28 which have not yet been created. Defendant further objects to this Request to the



1 extent it seeks documents that are protected by the work product doctrine. Defendant  
2 further objects to this Request on the grounds that the term “agreements” is vague and  
3 ambiguous.

4 Subject to and without waiving the foregoing objections, Defendant will  
5 produce relevant, non-privileged documents that are responsive to this Request, to the  
6 extent such documents are found within his possession, custody or control after a  
7 reasonable and diligent search, and to the extent such documents have not already  
8 been produced, or otherwise made available, to Plaintiffs.

9 **REQUEST FOR PRODUCTION NO. 19:**

10 All COMMUNICATIONS with investors or donors, or anyone else giving  
11 money RELATING TO the AXANAR WORKS.

12 **RESPONSE TO REQUEST FOR PRODUCTION NO. 19:**

13 Defendant objects to this Request as overly broad and unduly burdensome.  
14 Defendant further objects to this Request to the extent it seeks documents that are  
15 neither relevant to any party’s claims or defenses, nor proportional to the needs of the  
16 case. Defendant further objects to this Request on the grounds that the term  
17 “AXANAR WORKS” is vague, compound, and refers to multiple works, some of  
18 which have not yet been created. Defendant further objects to this Request to the  
19 extent it seeks documents that are protected by the work product doctrine.

20 Subject to and without waiving the foregoing objections, Defendant will  
21 produce relevant, non-privileged documents that are responsive to this Request, to the  
22 extent such documents are found within his possession, custody or control after a  
23 reasonable and diligent search, and to the extent such documents have not already  
24 been produced, or otherwise made available, to Plaintiffs.

25 **REQUEST FOR PRODUCTION NO. 20:**

26 All COMMUNICATIONS with Axanar Productions, Inc. RELATING TO the  
27 AXANAR WORKS.

28

1 **RESPONSE TO REQUEST FOR PRODUCTION NO. 20:**

2 Defendant objects to this Request as overly broad and unduly burdensome.  
3 Defendant further objects to this Request to the extent it seeks documents that are  
4 neither relevant to any party's claims or defenses, nor proportional to the needs of the  
5 case. Defendant further objects to this Request on the grounds that the term  
6 "AXANAR WORKS" is vague, compound, and refers to multiple works, some of  
7 which have not yet been created. Defendant further objects to this Request to the  
8 extent it seeks documents that are protected by attorney-client privilege and the work  
9 product doctrine.

10 Subject to and without waiving the foregoing objections, Defendant will  
11 produce relevant, non-privileged documents that are responsive to this Request, to the  
12 extent such documents are found within his possession, custody or control after a  
13 reasonable and diligent search, and to the extent such documents have not already  
14 been produced, or otherwise made available, to Plaintiffs.

15 **REQUEST FOR PRODUCTION NO. 21:**

16 All COMMUNICATIONS with Robert Meyer Burnett RELATING TO the  
17 AXANAR WORKS.

18 **RESPONSE TO REQUEST FOR PRODUCTION NO. 21:**

19 Defendant objects to this Request as overly broad and unduly burdensome.  
20 Defendant further objects to this Request to the extent it seeks documents that are  
21 neither relevant to any party's claims or defenses, nor proportional to the needs of the  
22 case. Defendant further objects to this Request on the grounds that the term  
23 "AXANAR WORKS" is vague, compound, and refers to multiple works, some of  
24 which have not yet been created. Defendant further objects to this Request to the  
25 extent it seeks documents that are protected by the work product doctrine.

26 Subject to and without waiving the foregoing objections, Defendant will  
27 produce relevant, non-privileged documents that are responsive to this Request, to the  
28 extent such documents are found within his possession, custody or control after a

1 reasonable and diligent search, and to the extent such documents have not already  
2 been produced, or otherwise made available, to Plaintiffs.

3 **REQUEST FOR PRODUCTION NO. 22:**

4 All COMMUNICATIONS with Diana Kingsbury RELATING TO the  
5 AXANAR WORKS.

6 **RESPONSE TO REQUEST FOR PRODUCTION NO. 22:**

7 Defendant objects to this Request as overly broad and unduly burdensome.  
8 Defendant further objects to this Request to the extent it seeks documents that are  
9 neither relevant to any party's claims or defenses, nor proportional to the needs of the  
10 case. Defendant further objects to this Request on the grounds that the term  
11 "AXANAR WORKS" is vague, compound, and refers to multiple works, some of  
12 which have not yet been created. Defendant further objects to this Request to the  
13 extent it seeks documents that are protected by the work product doctrine.

14 Subject to and without waiving the foregoing objections, Defendant will  
15 produce relevant, non-privileged documents that are responsive to this Request, to the  
16 extent such documents are found within his possession, custody or control after a  
17 reasonable and diligent search, and to the extent such documents have not already  
18 been produced, or otherwise made available, to Plaintiffs.

19 **REQUEST FOR PRODUCTION NO. 23:**

20 All COMMUNICATIONS with Terry McIntosh RELATING TO the  
21 AXANAR WORKS.

22 **RESPONSE TO REQUEST FOR PRODUCTION NO. 23:**

23 Defendant objects to this Request as overly broad and unduly burdensome.  
24 Defendant further objects to this Request to the extent it seeks documents that are  
25 neither relevant to any party's claims or defenses, nor proportional to the needs of the  
26 case. Defendant further objects to this Request on the grounds that the term  
27 "AXANAR WORKS" is vague, compound, and refers to multiple works, some of  
28 which have not yet been created. Defendant further objects to this Request to the

1 extent it seeks documents that are protected by the work product doctrine.

2 Subject to and without waiving the foregoing objections, Defendant will  
3 produce relevant, non-privileged documents that are responsive to this Request, to the  
4 extent such documents are found within his possession, custody or control after a  
5 reasonable and diligent search, and to the extent such documents have not already  
6 been produced, or otherwise made available, to Plaintiffs.

7 **REQUEST FOR PRODUCTION NO. 24:**

8 All COMMUNICATIONS with Alexander Bomstein RELATING TO the  
9 AXANAR WORKS.

10 **RESPONSE TO REQUEST FOR PRODUCTION NO. 24:**

11 Defendant objects to this Request as overly broad and unduly burdensome.  
12 Defendant further objects to this Request to the extent it seeks documents that are  
13 neither relevant to any party's claims or defenses, nor proportional to the needs of the  
14 case. Defendant further objects to this Request on the grounds that the term  
15 "AXANAR WORKS" is vague, compound, and refers to multiple works, some of  
16 which have not yet been created. Defendant further objects to this Request to the  
17 extent it seeks documents that are protected by the work product doctrine.

18 Subject to and without waiving the foregoing objections, Defendant will  
19 produce relevant, non-privileged documents that are responsive to this Request, to the  
20 extent such documents are found within his possession, custody or control after a  
21 reasonable and diligent search, and to the extent such documents have not already  
22 been produced, or otherwise made available, to Plaintiffs.

23 **REQUEST FOR PRODUCTION NO. 25:**

24 All COMMUNICATIONS with Bing Bailey RELATING TO the AXANAR  
25 WORKS.

26 **RESPONSE TO REQUEST FOR PRODUCTION NO. 25:**

27 Defendant objects to this Request as overly broad and unduly burdensome.  
28 Defendant further objects to this Request to the extent it seeks documents that are

1 neither relevant to any party's claims or defenses, nor proportional to the needs of the  
2 case. Defendant further objects to this Request on the grounds that the term  
3 "AXANAR WORKS" is vague, compound, and refers to multiple works, some of  
4 which have not yet been created. Defendant further objects to this Request to the  
5 extent it seeks documents that are protected by the work product doctrine.

6 Subject to and without waiving the foregoing objections, Defendant will  
7 produce relevant, non-privileged documents that are responsive to this Request, to the  
8 extent such documents are found within his possession, custody or control after a  
9 reasonable and diligent search, and to the extent such documents have not already  
10 been produced, or otherwise made available, to Plaintiffs.

11 **REQUEST FOR PRODUCTION NO. 26:**

12 All COMMUNICATIONS with Bill Hunt RELATING TO the AXANAR  
13 WORKS.

14 **RESPONSE TO REQUEST FOR PRODUCTION NO. 26:**

15 Defendant objects to this Request as overly broad and unduly burdensome.  
16 Defendant further objects to this Request to the extent it seeks documents that are  
17 neither relevant to any party's claims or defenses, nor proportional to the needs of the  
18 case. Defendant further objects to this Request on the grounds that the term  
19 "AXANAR WORKS" is vague, compound, and refers to multiple works, some of  
20 which have not yet been created. Defendant further objects to this Request to the  
21 extent it seeks documents that are protected by the work product doctrine.

22 Subject to and without waiving the foregoing objections, Defendant will  
23 produce relevant, non-privileged documents that are responsive to this Request, to the  
24 extent such documents are found within his possession, custody or control after a  
25 reasonable and diligent search, and to the extent such documents have not already  
26 been produced, or otherwise made available, to Plaintiffs.

27 **REQUEST FOR PRODUCTION NO. 27:**

28 All COMMUNICATIONS with Michael Spatola RELATING TO the

1 AXANAR WORKS.

2 **RESPONSE TO REQUEST FOR PRODUCTION NO. 27:**

3 Defendant objects to this Request as overly broad and unduly burdensome.  
4 Defendant further objects to this Request to the extent it seeks documents that are  
5 neither relevant to any party's claims or defenses, nor proportional to the needs of the  
6 case. Defendant further objects to this Request on the grounds that the term  
7 "AXANAR WORKS" is vague, compound, and refers to multiple works, some of  
8 which have not yet been created. Defendant further objects to this Request to the  
9 extent it seeks documents that are protected by the work product doctrine.

10 Subject to and without waiving the foregoing objections, Defendant will  
11 produce relevant, non-privileged documents that are responsive to this Request, to the  
12 extent such documents are found within his possession, custody or control after a  
13 reasonable and diligent search, and to the extent such documents have not already  
14 been produced, or otherwise made available, to Plaintiffs.

15 **REQUEST FOR PRODUCTION NO. 28:**

16 All COMMUNICATIONS with Frank Serafine RELATING TO the AXANAR  
17 WORKS.

18 **RESPONSE TO REQUEST FOR PRODUCTION NO. 28:**

19 Defendant objects to this Request as overly broad and unduly burdensome.  
20 Defendant further objects to this Request to the extent it seeks documents that are  
21 neither relevant to any party's claims or defenses, nor proportional to the needs of the  
22 case. Defendant further objects to this Request on the grounds that the term  
23 "AXANAR WORKS" is vague, compound, and refers to multiple works, some of  
24 which have not yet been created. Defendant further objects to this Request to the  
25 extent it seeks documents that are protected by the work product doctrine.

26 Subject to and without waiving the foregoing objections, Defendant will  
27 produce relevant, non-privileged documents that are responsive to this Request, to the  
28 extent such documents are found within his possession, custody or control after a

1 reasonable and diligent search, and to the extent such documents have not already  
2 been produced, or otherwise made available, to Plaintiffs.

3 **REQUEST FOR PRODUCTION NO. 29:**

4 All COMMUNICATIONS with Adam Howard RELATING TO the AXANAR  
5 WORKS.

6 **RESPONSE TO REQUEST FOR PRODUCTION NO. 29:**

7 Defendant objects to this Request as overly broad and unduly burdensome.  
8 Defendant further objects to this Request to the extent it seeks documents that are  
9 neither relevant to any party's claims or defenses, nor proportional to the needs of the  
10 case. Defendant further objects to this Request on the grounds that the term  
11 "AXANAR WORKS" is vague, compound, and refers to multiple works, some of  
12 which have not yet been created. Defendant further objects to this Request to the  
13 extent it seeks documents that are protected by the work product doctrine.

14 Subject to and without waiving the foregoing objections, Defendant will  
15 produce relevant, non-privileged documents that are responsive to this Request, to the  
16 extent such documents are found within his possession, custody or control after a  
17 reasonable and diligent search, and to the extent such documents have not already  
18 been produced, or otherwise made available, to Plaintiffs.

19 **REQUEST FOR PRODUCTION NO. 30:**

20 All DOCUMENTS RELATED TO any postings YOU have made on social  
21 media, message boards, or any other website RELATED TO this ACTION, the  
22 AXANAR WORKS, the STAR TREK COPYRIGHTED WORKS, or PLAINTIFFS.

23 **RESPONSE TO REQUEST FOR PRODUCTION NO. 30:**

24 Defendant objects to this Request as overly broad and unduly burdensome.  
25 Defendant further objects to this Request on the ground that it seeks documents that  
26 are publicly available. Defendant further objects to this Request on the grounds that  
27 the term "AXANAR WORKS" is vague, compound, and refers to multiple works,  
28 some of which have not yet been created. Defendant further objects to this Request on



1 the grounds that the term “postings” is vague and ambiguous.

2 Subject to and without waiving the foregoing objections, Defendant will  
3 produce relevant, non-privileged documents that are responsive to this Request, to the  
4 extent such documents are found within his possession, custody or control after a  
5 reasonable and diligent search, and to the extent such documents have not already  
6 been produced, or otherwise made available, to Plaintiffs.

7 **REQUEST FOR PRODUCTION NO. 31:**

8 ALL DOCUMENTS RELATING TO PLAINTIFFS.

9 **RESPONSE TO REQUEST FOR PRODUCTION NO. 31:**

10 Defendant objects to this Request as overly broad, unduly burdensome, vague,  
11 and duplicative. Defendant further objects to this Request to the extent it seeks  
12 documents that are neither relevant to any party’s claims or defenses, nor proportional  
13 to the needs of the case. Defendant further objects to this Request to the extent it  
14 seeks documents that are protected by the attorney-client privilege and work product  
15 doctrine.

16 Subject to and without waiving the foregoing objections, Defendant will  
17 produce relevant, non-privileged documents that are responsive to this Request, to the  
18 extent such documents are found within his possession, custody or control after a  
19 reasonable and diligent search, and to the extent such documents have not already  
20 been produced, or otherwise made available, to Plaintiffs.

21 **REQUEST FOR PRODUCTION NO. 32:**

22 ALL COMMUNICATIONS with PLAINTIFFS.

23 **RESPONSE TO REQUEST FOR PRODUCTION NO. 32:**

24 Defendant objects to this Request as overly broad and unduly burdensome.  
25 Defendant further objects to this Request on the grounds that it seeks documents that  
26 are equally available to Plaintiffs.

27 Subject to and without waiving the foregoing objections, Defendant will  
28 produce relevant, non-privileged documents that are responsive to this Request, to the



1 extent such documents are found within his possession, custody or control after a  
2 reasonable and diligent search, and to the extent such documents have not already  
3 been produced, or otherwise made available, to Plaintiffs.

4 **REQUEST FOR PRODUCTION NO. 33:**

5 All DOCUMENTS RELATING TO any COMMUNICATIONS YOU had with  
6 any PLAINTIFFS.

7 **RESPONSE TO REQUEST FOR PRODUCTION NO. 33:**

8 Defendant objects to this Request as overly broad and unduly burdensome.  
9 Defendant further objects to this Request on the ground that it seeks documents that  
10 are equally available to Plaintiffs.

11 Subject to and without waiving the foregoing objections, Defendant will  
12 produce relevant, non-privileged documents that are responsive to this Request, to the  
13 extent such documents are found within his possession, custody or control after a  
14 reasonable and diligent search, and to the extent such documents have not already  
15 been produced, or otherwise made available, to Plaintiffs.

16 **REQUEST FOR PRODUCTION NO. 34:**

17 All COMMUNICATIONS RELATING TO this ACTION.

18 **RESPONSE TO REQUEST FOR PRODUCTION NO. 34:**

19 Defendant objects to this Request as overly broad, unduly burdensome, vague,  
20 and duplicative. Defendant further objects to this Request to the extent it seeks  
21 documents that are neither relevant to any party's claims or defenses, nor proportional  
22 to the needs of the case. Defendant further objects to this Request to the extent it  
23 seeks documents that are protected by the attorney-client privilege and work product  
24 doctrine.

25 Subject to and without waiving the foregoing objections, Defendant will  
26 produce relevant, non-privileged documents that are responsive to this Request, to the  
27 extent such documents are found within his possession, custody or control after a  
28 reasonable and diligent search, and to the extent such documents have not already

1 been produced, or otherwise made available, to Plaintiffs.

2 **REQUEST FOR PRODUCTION NO. 35:**

3 All DOCUMENTS RELATING TO Star Trek and/or the STAR TREK  
4 COPYRIGHTED WORKS.

5 **RESPONSE TO REQUEST FOR PRODUCTION NO. 35:**

6 Defendant objects to this Request as overly broad, unduly burdensome, and so  
7 vague and ambiguous as to be unintelligible. To the extent Plaintiffs contend  
8 Defendants copied their works, those works are equally available to Plaintiffs.

9 **REQUEST FOR PRODUCTION NO. 36:**

10 All DOCUMENTS RELATING TO the rights to Star Trek and/or the STAR  
11 TREK COPYRIGHTED WORKS.

12 **RESPONSE TO REQUEST FOR PRODUCTION NO. 36:**

13 Defendant objects to this Request as overly broad, unduly burdensome, and so  
14 vague and ambiguous as to be unintelligible. Defendant further objects to this  
15 Request on the grounds that it calls for a legal conclusion or analysis. Defendant  
16 further objects to this Request on the grounds that it seeks documents that are equally  
17 available to Plaintiffs.

18 **REQUEST FOR PRODUCTION NO. 37:**

19 All DOCUMENTS RELATING TO the fundraising for the AXANAR  
20 WORKS.

21 **RESPONSE TO REQUEST FOR PRODUCTION NO. 37:**

22 Defendant objects to this Request as overly broad and unduly burdensome.  
23 Defendant further objects to this Request to the extent it seeks documents that are  
24 neither relevant to any party's claims or defenses, nor proportional to the needs of the  
25 case. Defendant further objects to this Request on the grounds that the term  
26 "AXANAR WORKS" is vague, compound, and refers to multiple works, some of  
27 which have not yet been created. Defendant further objects to this Request on the  
28 grounds that the term "fundraising" is vague and ambiguous.

1 Subject to and without waiving the foregoing objections, pursuant to Federal  
2 Rule of Civil Procedure 33(d), Axanar will produce and/or will make available  
3 documents responsive to this Request.

4 **REQUEST FOR PRODUCTION NO. 38:**

5 All DOCUMENTS RELATING TO the expenditure of funds on the AXANAR  
6 WORKS.

7 **RESPONSE TO REQUEST FOR PRODUCTION NO. 38:**

8 Defendant objects to this Request as overly broad and unduly burdensome.  
9 Defendant further objects to this Request to the extent it seeks documents that are  
10 neither relevant to any party's claims or defenses, nor proportional to the needs of the  
11 case. Defendant further objects to this Request on the grounds that the term  
12 "AXANAR WORKS" is vague, compound, and refers to multiple works, some of  
13 which have not yet been created.

14 Subject to and without waiving the foregoing objections, pursuant to Federal  
15 Rule of Civil Procedure 33(d), Axanar will produce and/or will make available  
16 documents responsive to this Request.

17 **REQUEST FOR PRODUCTION NO. 39:**

18 All DOCUMENTS RELATING TO how funds of investors in the AXANAR  
19 WORKS was spent.

20 **RESPONSE TO REQUEST FOR PRODUCTION NO. 39:**

21 Defendant objects to this Request as overly broad and unduly burdensome.  
22 Defendant further objects to this Request to the extent it seeks documents that are  
23 neither relevant to any party's claims or defenses, nor proportional to the needs of the  
24 case. Defendant further objects to this Request on the grounds that the term  
25 "AXANAR WORKS" is vague, compound, and refers to multiple works, some of  
26 which have not yet been created.

27 Subject to and without waiving the foregoing objections, pursuant to Federal  
28 Rule of Civil Procedure 33(d), Axanar will produce and/or will make available

1 documents responsive to this Request.

2 **REQUEST FOR PRODUCTION NO. 40:**

3 All DOCUMENTS showing which individuals received money with respect to  
4 the AXANAR WORKS, and how much money they received.

5 **RESPONSE TO REQUEST FOR PRODUCTION NO. 40:**

6 Defendant objects to this Request as overly broad and unduly burdensome.  
7 Defendant further objects to this Request to the extent it seeks documents that are  
8 neither relevant to any party's claims or defenses, nor proportional to the needs of the  
9 case. Defendant further objects to this Request on the grounds that the term  
10 "AXANAR WORKS" is vague, compound, and refers to multiple works, some of  
11 which have not yet been created.

12 Subject to and without waiving the foregoing objections, pursuant to Federal  
13 Rule of Civil Procedure 33(d), Axanar will produce and/or will make available  
14 documents responsive to this Request.

15 **REQUEST FOR PRODUCTION NO. 41:**

16 All DOCUMENTS RELATING TO any research conducted on Star Trek  
17 and/or the STAR TREK COPYRIGHTED WORKS in connection with the AXANAR  
18 WORKS.

19 **RESPONSE TO REQUEST FOR PRODUCTION NO. 41:**

20 Defendant objects to this Request as overly broad and unduly burdensome.  
21 Defendant further objects to this Request to the extent it seeks documents that are  
22 neither relevant to any party's claims or defenses, nor proportional to the needs of the  
23 case. Defendant further objects to this Request on the grounds that the term  
24 "AXANAR WORKS" is vague, compound, and refers to multiple works, some of  
25 which have not yet been created. Defendant further objects to this Request on the  
26 grounds that the concept of "documents relating to research conducted" is vague and  
27 ambiguous.

28

1 **REQUEST FOR PRODUCTION NO. 42:**

2 Copies of all works RELATING TO Star Trek that YOU currently have in  
3 YOUR possession, custody, or control, or that YOU reviewed in connection with  
4 work performed by YOU on the AXANAR WORKS.

5 **RESPONSE TO REQUEST FOR PRODUCTION NO. 42:**

6 Defendant objects to this Request as overly broad and unduly burdensome.  
7 Defendant further objects to this Request to the extent it seeks documents that are  
8 neither relevant to any party's claims or defenses, nor proportional to the needs of the  
9 case. Defendant further objects to this Request on the grounds that it is so vague and  
10 ambiguous as to be unintelligible. Defendant further objects to this Request on the  
11 grounds that the term "AXANAR WORKS" is vague, compound, and refers to  
12 multiple works, some of which have not yet been created.

13 **REQUEST FOR PRODUCTION NO. 43:**

14 Copies of works utilized or relied upon by YOU in the creation of the  
15 AXANAR WORKS, including books, films, or television shows.

16 **RESPONSE TO REQUEST FOR PRODUCTION NO. 43:**

17 Defendant objects to this Request as overly broad and unduly burdensome.  
18 Defendant further objects to this Request on the grounds that it is vague and  
19 ambiguous. Defendant further objects to this Request on the grounds that it calls for  
20 legal conclusions or analysis. Defendant further objects to this Request on the  
21 grounds that the term "AXANAR WORKS" is vague, compound, and refers to  
22 multiple works, some of which have not yet been created. To the extent Plaintiffs  
23 contend Defendants copied their works, those works are equally available to Plaintiffs.

24 **REQUEST FOR PRODUCTION NO. 44:**

25 All DOCUMENTS RELATING TO any copyright applications for the  
26 AXANAR WORKS submitted by YOU or on YOUR behalf, including, without  
27 limitation any COMMUNICATIONS RELATED TO YOUR decision to submit such  
28 applications.

1 **RESPONSE TO REQUEST FOR PRODUCTION NO. 44:**

2 Defendant objects to this Request as overly broad and unduly burdensome.  
3 Defendant further objects to this Request to the extent it seeks documents that are  
4 neither relevant to any party's claims or defenses, nor proportional to the needs of the  
5 case. Defendant further objects to this Request on the grounds that the term  
6 "AXANAR WORKS" is vague, compound, and refers to multiple works, some of  
7 which have not yet been created.

8 After reasonable and diligent search, no such documents exist.

9 **REQUEST FOR PRODUCTION NO. 45:**

10 Any copyright registrations RELATING TO the AXANAR WORKS.

11 **RESPONSE TO REQUEST FOR PRODUCTION NO. 45:**

12 Defendant objects to this Request as overly broad and unduly burdensome.  
13 Defendant further objects to this Request to the extent it seeks documents that are  
14 neither relevant to any party's claims or defenses, nor proportional to the needs of the  
15 case. Defendant further objects to this Request on the grounds that the term  
16 "AXANAR WORKS" is vague, compound, and refers to multiple works, some of  
17 which have not yet been created.

18 After reasonable and diligent search, no such documents exist.

19 **REQUEST FOR PRODUCTION NO. 46:**

20 All pre-existing writings or audio-visual works upon which any AXANAR  
21 WORKS is based, and/or out of which any such AXANAR WORKS arose.

22 **RESPONSE TO REQUEST FOR PRODUCTION NO. 46:**

23 Defendant objects to this Request as overly broad and unduly burdensome.  
24 Defendant further objects to this Request on the grounds that it is vague and  
25 ambiguous. Defendant further objects to this Request on the grounds that it calls for  
26 legal conclusions or analysis. Defendant further objects to this Request on the  
27 grounds that the term "AXANAR WORKS" is vague, compound, and refers to  
28 multiple works, some of which have not yet been created. To the extent Plaintiffs

1 contend Defendants copied their works, those works are equally available to Plaintiffs.

2 **REQUEST FOR PRODUCTION NO. 47:**

3 All DOCUMENTS that YOU contend support or establish the original  
4 conception, creation and writing of the AXANAR WORKS independent of the STAR  
5 TREK COPYRIGHTED WORKS.

6 **RESPONSE TO REQUEST FOR PRODUCTION NO. 47:**

7 Defendant objects to this Request as overly broad and unduly burdensome.  
8 Defendant further objects to this Request on the grounds that it is vague and  
9 ambiguous. Defendant further objects to this Request on the grounds that it calls for  
10 legal conclusions or analysis. Defendant further objects to this Request on the  
11 grounds that the term “AXANAR WORKS” is vague, compound, and refers to  
12 multiple works, some of which have not yet been created.

13 Subject to and without waiving the foregoing objections, Defendant will  
14 produce relevant, non-privileged documents that are responsive to this Request, to the  
15 extent such documents are found within his possession, custody or control after a  
16 reasonable and diligent search, and to the extent such documents have not already  
17 been produced, or otherwise made available, to Plaintiffs.

18 **REQUEST FOR PRODUCTION NO. 48:**

19 All DOCUMENTS RELATING TO any plans to distribute the AXANAR  
20 WORKS.

21 **RESPONSE TO REQUEST FOR PRODUCTION NO. 48:**

22 Defendant objects to this Request as overly broad and unduly burdensome.  
23 Defendant further objects to this Request on the grounds that the term “AXANAR  
24 WORKS” is vague, compound, and refers to multiple works, some of which have not  
25 yet been created. Defendant further objects to this Request on the grounds that the  
26 term “distribute” is vague and ambiguous.

27 After reasonable and diligent search, no documents regarding commercial  
28 distribution of the “Axanar Works” exist. Defendant has never had plans to



1 commercially distribute his works, and has not done so.

2 **REQUEST FOR PRODUCTION NO. 49:**

3 All DOCUMENTS RELATING TO the number of views online of the  
4 AXANAR WORKS.

5 **RESPONSE TO REQUEST FOR PRODUCTION NO. 49:**

6 Defendant objects to this Request as overly broad and unduly burdensome.  
7 Defendant further objects to this Request on the ground that it seeks documents that  
8 are publicly available. Defendant further objects to this Request on the grounds that  
9 the term “AXANAR WORKS” is vague, compound, and refers to multiple works,  
10 some of which have not yet been created.

11 **REQUEST FOR PRODUCTION NO. 50:**

12 All DOCUMENTS RELATING TO income earned from advertising dollars or  
13 any other source whatsoever for distributing any of the AXANAR WORKS.

14 **RESPONSE TO REQUEST FOR PRODUCTION NO. 50:**

15 Defendant objects to this Request as overly broad and unduly burdensome.  
16 Defendant further objects to this Request on the grounds that the term “AXANAR  
17 WORKS” is vague, compound, and refers to multiple works, some of which have not  
18 yet been created.

19 After reasonable and diligent search, no such documents exist. Defendant has  
20 never had plans to commercially distribute or monetize his works, and has not done  
21 so.

22 **REQUEST FOR PRODUCTION NO. 51:**

23 All COMMUNICATIONS with Youtube.com RELATING TO the AXANAR  
24 WORKS.

25 **RESPONSE TO REQUEST FOR PRODUCTION NO. 51:**

26 Defendant objects to this Request as overly broad, unduly burdensome, vague,  
27 and duplicative. Defendant further objects to this Request to the extent it seeks  
28 documents that are neither relevant to any party’s claims or defenses, nor proportional



1 to the needs of the case. Defendant further objects to this Request on the grounds that  
2 the term “AXANAR WORKS” is vague, compound, and refers to multiple works,  
3 some of which have not yet been created.

4 After reasonable and diligent search, no such documents exist.

5 **REQUEST FOR PRODUCTION NO. 52:**

6 All DOCUMENTS RELATING TO any efforts to monetize the AXANAR  
7 WORKS.

8 **RESPONSE TO REQUEST FOR PRODUCTION NO. 52:**

9 Defendant objects to this Request as overly broad and unduly burdensome.  
10 Defendant further objects to this Request on the grounds that the term “AXANAR  
11 WORKS” is vague, compound, and refers to multiple works, some of which have not  
12 yet been created.

13 After reasonable and diligent search, no such documents exist. Defendant has  
14 never had plans to commercially distribute or monetize his works, and has not done  
15 so.

16 **REQUEST FOR PRODUCTION NO. 53:**

17 All DOCUMENTS showing revenue of the AXANAR WORKS.

18 **RESPONSE TO REQUEST FOR PRODUCTION NO. 53:**

19 Defendant objects to this Request as overly broad and unduly burdensome.  
20 Defendant further objects to this Request on the grounds that the term “AXANAR  
21 WORKS” is vague, compound, and refers to multiple works, some of which have not  
22 yet been created. Defendant further objects to this Request to the extent it seeks  
23 documents that are neither relevant to any party’s claims or defenses, nor proportional  
24 to the needs of the case. Defendant further objects to this Request on the grounds that  
25 the term “revenue” is vague and ambiguous.

26 **REQUEST FOR PRODUCTION NO. 54:**

27 All DOCUMENTS RELATING TO the sale or distribution of products or any  
28 physical materials RELATING TO the AXANAR WORKS.

1 **RESPONSE TO REQUEST FOR PRODUCTION NO. 54:**

2 Defendant objects to this Request as overly broad and unduly burdensome.  
3 Defendant further objects to this Request on the grounds that the term “AXANAR  
4 WORKS” is vague, compound, and refers to multiple works, some of which have not  
5 yet been created. Defendant further objects to this Request to the extent it seeks  
6 documents that are neither relevant to any party’s claims or defenses, nor proportional  
7 to the needs of the case.

8 **REQUEST FOR PRODUCTION NO. 55:**

9 All DOCUMENTS regarding the design, manufacture, sale, and other  
10 distribution of products or any physical materials RELATING TO the AXANAR  
11 WORKS, including but not limited to all products sold through the Axanar store, and  
12 all products given to any donors of Axanar, or any other person .

13 **RESPONSE TO REQUEST FOR PRODUCTION NO. 55:**

14 Defendant objects to this Request as overly broad and unduly burdensome.  
15 Defendant further objects to this Request on the grounds that the term “AXANAR  
16 WORKS” is vague, compound, and refers to multiple works, some of which have not  
17 yet been created. Defendant further objects to this Request to the extent it seeks  
18 documents that are neither relevant to any party’s claims or defenses, nor proportional  
19 to the needs of the case.

20 **REQUEST FOR PRODUCTION NO. 56:**

21 All DOCUMENTS, other than those produced in response to any of the  
22 foregoing requests, upon which YOU intend to rely in connection with this ACTION.

23 **RESPONSE TO REQUEST FOR PRODUCTION NO. 56:**

24 Defendant objects to this Request as overly broad and unduly burdensome.  
25 Defendant further objects to this Request on the grounds that it is vague and  
26 ambiguous. Defendant further objects to this Request on the grounds that it calls for  
27 legal conclusions or analysis.

28 Subject to and without waiving the foregoing objections, Defendant will

1 produce relevant, non-privileged documents that are responsive to this Request, to the  
2 extent such documents are found within his possession, custody or control after a  
3 reasonable and diligent search, and to the extent such documents have not already  
4 been produced, or otherwise made available, to Plaintiffs.

5 **REQUEST FOR PRODUCTION NO. 57:**

6 All DOCUMENTS RELATING TO YOUR contention that PRELUDE TO  
7 AXANAR is protected by the fair use doctrine.

8 **RESPONSE TO REQUEST FOR PRODUCTION NO. 57:**

9 Defendant objects to this Request as overly broad and unduly burdensome.  
10 Defendant further objects to this Request on the grounds that it is vague and  
11 ambiguous. Defendant further objects to this Request on the grounds that it calls for  
12 legal conclusions or analysis.

13 Subject to and without waiving the foregoing objections, Defendant will  
14 produce relevant, non-privileged documents that are responsive to this Request, to the  
15 extent such documents are found within his possession, custody or control after a  
16 reasonable and diligent search, and to the extent such documents have not already  
17 been produced, or otherwise made available, to Plaintiffs.

18 **REQUEST FOR PRODUCTION NO. 58:**

19 All DOCUMENTS RELATING TO YOUR contention that the AXANAR  
20 MOTION PICTURE is protected by the fair use doctrine.

21 **RESPONSE TO REQUEST FOR PRODUCTION NO. 58:**

22 Defendant objects to this Request as overly broad and unduly burdensome.  
23 Defendant further objects to this Request on the grounds that it calls for legal  
24 conclusions or analysis. Defendant further objects to this Request on the grounds that  
25 it is vague and ambiguous, as the “Axanar Motion Picture” has not yet been created.

26 Subject to and without waiving the foregoing objections, Defendant will  
27 produce relevant, non-privileged documents that are responsive to this Request, to the  
28 extent such documents are found within his possession, custody or control after a

1 reasonable and diligent search, and to the extent such documents have not already  
2 been produced, or otherwise made available, to Plaintiffs.

3 **REQUEST FOR PRODUCTION NO. 59:**

4 All DOCUMENTS RELATING TO YOUR contention that PRELUDE TO  
5 AXANAR is not an infringing derivative work of the STAR TREK COPYRIGHTED  
6 WORKS.

7 **RESPONSE TO REQUEST FOR PRODUCTION NO. 59:**

8 Defendant objects to this Request as overly broad and unduly burdensome.  
9 Defendant further objects to this Request on the grounds that it is vague and  
10 ambiguous. Defendant further objects to this Request on the grounds that it calls for  
11 legal conclusions or analysis.

12 Subject to and without waiving the foregoing objections, Defendant will  
13 produce relevant, non-privileged documents that are responsive to this Request, to the  
14 extent such documents are found within his possession, custody or control after a  
15 reasonable and diligent search, and to the extent such documents have not already  
16 been produced, or otherwise made available, to Plaintiffs.

17 **REQUEST FOR PRODUCTION NO. 60:**

18 All DOCUMENTS RELATING TO YOUR contention that the AXANAR  
19 MOTION PICTURE is not an infringing derivative work of the STAR TREK  
20 COPYRIGHTED WORKS.

21 **RESPONSE TO REQUEST FOR PRODUCTION NO. 60:**

22 Defendant objects to this Request as overly broad and unduly burdensome.  
23 Defendant further objects to this Request on the grounds that it calls for legal  
24 conclusions or analysis. Defendant further objects to this Request on the grounds that  
25 it is vague and ambiguous, as the “Axanar Motion Picture” has not yet been created.

26 Subject to and without waiving the foregoing objections, Defendant will  
27 produce relevant, non-privileged documents that are responsive to this Request, to the  
28 extent such documents are found within his possession, custody or control after a

1 reasonable and diligent search, and to the extent such documents have not already  
2 been produced, or otherwise made available, to Plaintiffs.

3 **REQUEST FOR PRODUCTION NO. 61:**

4 All DOCUMENTS RELATING TO YOUR contention that PRELUDE TO  
5 AXANAR does not infringe the STAR TREK COPYRIGHTED WORKS.

6 **RESPONSE TO REQUEST FOR PRODUCTION NO. 61:**

7 Defendant objects to this Request as overly broad and unduly burdensome.  
8 Defendant further objects to this Request on the grounds that it is vague and  
9 ambiguous. Defendant further objects to this Request on the grounds that it calls for  
10 legal conclusions or analysis.

11 Subject to and without waiving the foregoing objections, Defendant will  
12 produce relevant, non-privileged documents that are responsive to this Request, to the  
13 extent such documents are found within his possession, custody or control after a  
14 reasonable and diligent search, and to the extent such documents have not already  
15 been produced, or otherwise made available, to Plaintiffs.

16 **REQUEST FOR PRODUCTION NO. 62:**

17 All DOCUMENTS RELATING TO YOUR contention that the AXANAR  
18 MOTION PICTURE does not infringe the STAR TREK COPYRIGHTED WORKS.

19 **RESPONSE TO REQUEST FOR PRODUCTION NO. 62:**

20 Defendant objects to this Request as overly broad and unduly burdensome.  
21 Defendant further objects to this Request on the grounds that it calls for legal  
22 conclusions or analysis. Defendant further objects to this Request on the grounds that  
23 it is vague and ambiguous, as the “Axanar Motion Picture” has not yet been created.

24 Subject to and without waiving the foregoing objections, Defendant will  
25 produce relevant, non-privileged documents that are responsive to this Request, to the  
26 extent such documents are found within his possession, custody or control after a  
27 reasonable and diligent search, and to the extent such documents have not already  
28 been produced, or otherwise made available, to Plaintiffs.

1 **REQUEST FOR PRODUCTION NO. 63:**

2 All DOCUMENTS RELATING TO YOUR defenses in this ACTION.

3 **RESPONSE TO REQUEST FOR PRODUCTION NO. 63:**

4 Defendant objects to this Request as overly broad and unduly burdensome.  
5 Defendant further objects to this Request on the grounds that it calls for legal  
6 conclusions or analysis. Defendant further objects to this Request on the grounds that  
7 it is vague and ambiguous. Defendant further objects to this Request to the extent it  
8 seeks documents that are protected by the attorney-client privilege or the work product  
9 doctrine.

10 Subject to and without waiving the foregoing objections, Defendant will  
11 produce relevant, non-privileged documents that are responsive to this Request, to the  
12 extent such documents are found within his possession, custody or control after a  
13 reasonable and diligent search, and to the extent such documents have not already  
14 been produced, or otherwise made available, to Plaintiffs.

15 **REQUEST FOR PRODUCTION NO. 64:**

16 All COMMUNICATIONS with Kickstarter RELATING TO the AXANAR  
17 WORKS.

18 **RESPONSE TO REQUEST FOR PRODUCTION NO. 64:**

19 Defendant objects to this Request as overly broad and unduly burdensome.  
20 Defendant further objects to this Request on the grounds that the term “AXANAR  
21 WORKS” is vague, compound, and refers to multiple works, some of which have not  
22 yet been created. Defendant further objects to this Request to the extent it seeks  
23 documents that are neither relevant to any party’s claims or defenses, nor proportional  
24 to the needs of the case.

25 **REQUEST FOR PRODUCTION NO. 65:**

26 All COMMUNICATIONS with Indiegogo RELATING TO the AXANAR  
27 WORKS.

28

**RESPONSE TO REQUEST FOR PRODUCTION NO. 65:**

Defendant objects to this Request as overly broad and unduly burdensome. Defendant further objects to this Request on the grounds that the term “AXANAR WORKS” is vague, compound, and refers to multiple works, some of which have not yet been created. Defendant further objects to this Request to the extent it seeks documents that are neither relevant to any party’s claims or defenses, nor proportional to the needs of the case.

Dated: May 31, 2016

**WINSTON & STRAWN LLP**

By: /s/ Erin R. Ranahan  
Erin R. Ranahan  
Andrew S. Jick  
Kelly N. Oki  
Attorneys for Defendants,  
AXANAR PRODUCTIONS, INC.  
and ALEC PETERS

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**CERTIFICATE OF SERVICE**

**United States District Court for the Central District of California**

**Case No. 2:15-cv-09938-RGK-E**

I am a resident of the State of California, over the age of eighteen years, and not a party to the within action. My business address is Winston & Strawn LLP, 333 S. Grand Avenue, Los Angeles, CA 90071-1543. On May 31, 2016, I served the following documents:

**DEFENDANT ALEC PETERS' RESPONSES TO PLAINTIFF PARAMOUNT PICTURES CORPORATION AND CBS STUDIO INC.'S FIRST SET OF REQUESTS FOR PRODUCTION OF DOCUMENTS**



by placing a copy of the documents listed above in an envelope designated as **Federal Express-Overnight Delivery** and addressed to the persons as set forth below, in accordance with Federal Rule of Civil Procedure 5(b)(2)(C).

I am readily familiar with the firm's business practice for collection and processing of correspondence for delivery by **Federal Express-Overnight Delivery**. On the same day, as referenced above, correspondence is placed for collection by Federal Express, with whom we have a direct billing account for payment of said delivery, to be delivered to the office of the addressees as set forth below on the next business day.



by placing a copy of the document listed above in a sealed envelope with postage thereon fully prepaid in the United States mail at Los Angeles, CA addressed as set forth below.

I am readily familiar with the firm's business practice for collection and processing of correspondence for mailing with the United States Postal Service. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service with postage fully prepaid.

David Grossman  
Jennifer Jason  
Loeb & Loeb LLP  
10100 Santa Monica Blvd., Suite 2200  
Los Angeles, CA 90067

I declare under penalty of perjury under the laws of the United States of America that the above is true and correct.

Signed: Robert Massing  
Robert Massing

Dated: June 1, 2016

LA:407556.2