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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*

**NOTICE OF PLAINTIFFS' NON-  
OPPOSITION TO DEFENDANTS'  
MOTION AND MOTION TO  
DISMISS PLAINTIFFS'  
COMPLAINT OR STRIKE  
PLAINTIFFS' COMPLAINT IN  
PART**

Hearing Date: March 21, 2016  
Time: 9:00 a.m.

Complaint Filed: December 29, 2015

1 **TO THE COURT, ALL PARTIES, AND THEIR COUNSEL OF RECORD:**

2 On February 22, 2016, Defendants Axanar Productions, Inc. and Alec Peters  
3 (collectively, “Defendants”) filed a motion pursuant to Federal Rules of Civil  
4 Procedure 12(b)(6), 8(a) and/or 12(f) for an order dismissing all claims against  
5 Defendants in this action and/or striking the claims in part (the “Motion”). The  
6 Motion was duly noticed for hearing on March 21, 2016 at 9:00 a.m. Therefore, under  
7 Local Rule 7-9, Plaintiffs were required to file either an opposition to the Motion or a  
8 statement of non-opposition by February 29, 2016. Plaintiffs’ reply would have been  
9 due today, March 7, 2016.

10 **PLEASE TAKE NOTICE** that, to date, Defendants have not been served with  
11 or otherwise received any opposition to the Motion or any statement of non-  
12 opposition under Local Rule 7-9.

13 On March 1, 2016, after the Court denied the stipulation that would have  
14 allowed Plaintiffs more time to oppose the Motion, Plaintiffs’ counsel notified  
15 Defendants’ counsel that, rather than oppose the Motion, Plaintiffs intend to file an  
16 amended complaint, apparently to resolve the deficiencies in the complaint that  
17 Defendants described in the Motion. In the event Plaintiffs fail to timely file an  
18 amended complaint, Defendants request that the Court deem Plaintiffs’ failure to file  
19 an opposition as consent to the granting of the Motion under Local Rule 7-12.

20 Dated: March 7, 2016 WINSTON & STRAWN LLP

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23 By: /s/ Erin R. Ranahan  
24 Erin R. Ranahan  
25 Andrew S. Jick  
26 Kelly N. Oki  
27 Attorneys for Defendants,  
28 AXANAR PRODUCTIONS, INC.  
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