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SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES
CENTRAL CIVIL WEST

IN RE: TV WRITERS CASES,

[Assigned to Hon. Emilie H. Elias
for all purposes]

THIS DOCUMENT RELATES TO:

Case No. BC 268 836

- Alch, et al., v. Time Warner Entertainment,
Company, et al., Case No. BC 268 836;
- Neal, et al., v. Viacom Inc. and United Paramount,
Network, et al., Case No. BC 268 837;
- Young, et al., v. DreamWorks SKG TV LLC ,
Case No. BC 268 838;
- Bast, et al., v. Fox, Broadcasting Company, et al.,
Case No. BC 268 839;
- Levy, et al., v. The Gersh Agency, Inc., Case No.
BC 268 840;
- Edwards, et al., v. The Carsey-Werner, Company,
et al., Case No. BC 268 841;
- Wynn, et al., v. National Broadcasting Company,
Inc., et al., Case No. BC 268 842;
- Brooks, et al., v. William Morris Agency,
Case No. BC 268 843;
- Brett, et al., v. The Walt Disney Company, et al.,
Case No. BC 268 844;
- DiStefano, et al., v. Columbia TriStar Television,
Inc., Case No. BC 268 845;
- Eisenson, et al., v. Lucy Stille & Associates, Inc.,
d/b/a Paradigm Talent & Literary Agency, et
al., Case No. BC 268 847;
- Lang, et al., v. Shapiro-Lichtman, Inc., d/b/a
Shapiro-Lichtman-Stein, Case No. BC 268
848;

[Proposed]
CONFIDENTIALITY ORDER

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Neal, et al., v. The Endeavor Agency, Inc., Case No. BC 268 849;
Kinghorn, et al., v. Universal Studios, Inc., et al., Case No. BC 268 877;
Moriarty, et al., v. Viacom Inc., and Paramount Studios, Inc., et al., Case No. BC 268 878;
Yanok, et al., v. Agency for the Performing Arts, Inc., Case No. BC 268 880;
Schwartz, et al., v. United Talent Agency, Inc., Case No. BC 268 881;
Shayne, et al., v. Viacom Inc. and CBS Broadcasting, Inc., Case No. BC 268 882,
Kalish, et al., v. Viacom Inc., et al., Case No. BC 268 883.

1 **IT IS HEREBY ORDERED THAT:**

2 1. Defendants' outside and in-house counsel with duties including the evaluation or
3 response to asserted, threatened or potential claims, or any staff of any such outside or in-house
4 counsel (together "Counsel"), may receive or review upon request a complete set of the
5 Confidentiality Agreements (Section XI of Claim Form), Tax Indemnification Agreements
6 (Section XII of Claim Form), and ADEA Acknowledgments (Section XIII of Claim Form)
7 (collectively, "Claim Agreements") executed and submitted as part of the claim submission
8 process and/or otherwise be informed of the identity of any Eligible Claimant, and/or may
9 receive or review upon request a copy of a list of claimants whom the Claims Administrator has
10 determined are not Settlement Class Members pursuant to the procedures set forth in
11 Administrative Order No. 4 (collectively, "Claimants"), but only upon execution of the
12 Acknowledgement of Receipt of Confidentiality Order attached hereto as Exhibit A.

13 2. Except as set forth in Paragraph 3 below, Counsel may not disclose, disseminate
14 or make available in any other way to any non-Counsel (whether orally, in writing, or by any
15 other means) the name or identity of any Claimant or any other information from which any non-
16 Counsel reasonably may be able to infer the identity of any such person (e.g., by identifying a
17 Claimant by show and position).

18 3. The prohibition in Paragraph 2 shall end as to any Claimant when outside or in-
19 house counsel forms a good faith belief that such Claimant has asserted in an administrative
20 charge or lawsuit or other adversarial proceeding, or has overtly threatened to assert, a claim that
21 may be covered by the releases set forth in the Settlement Agreement. Upon the formation of
22 this good faith belief, the Claim Agreements bearing such Claimant's name and the fact of claim
23 submission and execution of the Claim Agreements shall no longer be confidential and may be
24 used in any manner to evaluate, respond to, and/or defend against the claim or threatened claim
25 and distributed to anyone involved in evaluating, providing or receiving legal advice with regard
26 to responding to and/or defending the claim or threatened claim.

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1 4. Defendants shall forward a copy of each executed form of Exhibit A to the Claims
2 Administrator within a reasonable period, which (absent good cause or good faith mistake) shall
3 not be longer than a month, after it is signed. Lead Class Counsel may obtain copies from the
4 Claims Administrator upon request.

5 5. Any person harmed by a breach of this Confidentiality Order who wishes to
6 pursue a claim must pursue any available remedies for such breach through the Dispute
7 Resolution Mechanism set forth in Section XVIII of the Settlement Agreement.

8 6. All capitalized terms not defined herein shall have the meaning the same term
9 possesses in the Settlement Agreement or Administrative Orders.

10
11 SO ORDERED THIS ___ DAY OF _____, 2010.

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14 _____
Emilie Elias
Judge, Superior Court

15
16 AGREED AS TO FORM AND SUBSTANCE BY:

17 DATED: January __, 2010

PAUL SPRENGER and JANE LANG,
ATTORNEYS

18
19 _____
Paul C. Sprenger, Esq.
Lead Class Counsel
Attorneys for Plaintiffs and the Settlement
Class

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22 PAUL SPRENGER and JANE LANG,
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1 DATED: January __, 2010

MUNGER TOLLES & OLSON LLP
Glenn D. Pomerantz
Katherine Forster

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By: _____
Glenn D. Pomerantz or Katherine Forster
Attorney for Defendants
BC 268 842 and BC 268 877

5

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7 DATED: January __, 2010

MORGAN LEWIS BOCKIUS LLP
George A. Stohner

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By: _____
George A. Stohner
Attorney for Defendants
BC 268 837, BC 268 878, BC 268 882,
BC 268 883

11

12

13 DATED: January __, 2010

MITCHELL SILBERBERG & KNUPP LLP
William L. Cole
Kevin E. Gaut
Seth E. Pierce

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16

By: _____
Seth E. Pierce
Attorneys for Defendants
BC 268 836, BC 268 838, BC 268 839,
BC 268 841 and BC 268 845

17

18

19 DATED: January __, 2010

PROSKAUER ROSE LLP
Anthony Oncidi
Robert H. Horn

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By: _____
Anthony Oncidi
Attorney for Defendant
BC 268 843 and BC 268 881

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DATED: January __, 2010

PAUL, HASTINGS, JANOFSKY &
WALKER
Paul Grossman

By: _____
Paul Grossman
Attorney for Defendants
BC 268 844

DATED: January __, 2010

MURCHISON & CUMMINGS LLP
Pamela Marantz

PARADIGM AGENCY
Craig Wagner

By: _____
Pamela Marantz or Craig Wagner
Attorney for Defendant
BC 268 847

DATED: January __, 2010

KAYE SCHOLER LLP
Robert Barnes

By: _____
Robert Barnes
Attorney for Defendant
BC 268 880

DATED: January __, 2010

JUDITH SALKOW SHAPIRO, P.C.
Judith Shapiro

By: _____
Judith Shapiro
Attorney for Defendant
BC 268 848

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DATED: January __, 2010

GLASER, WEIL, FINK, JACOBS, HOWARD
& SHAPIRO, LLP
Patricia Glaser
Mark Block

By: _____
Mark Block
Attorney for Defendant
BC 268 849

DATED: January __, 2010

THE GERSH AGENCY, INC.
Robert Gersh

By: _____
Robert Gersh
Co-President
BC 268 840

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**SUPERIOR COURT OF THE STATE OF CALIFORNIA
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- Wynn, et al., v. National Broadcasting Company, Inc., et al., Case No. BC 268 842;
- Brooks, et al., v. William Morris Agency, Case No. BC 268 843;
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- Lang, et al., v. Shapiro-Lichtman, Inc., d/b/a Shapiro-Lichtman-Stein, Case No. BC 268 848;

**EXHIBIT A
ACKNOWLEDGEMENT
OF RECEIPT OF
CONFIDENTIALITY ORDER**

1 Neal, et al., v. The Endeavor Agency, Inc., Case No.
2 BC 268 849;
3 Kinghorn, et al., v. Universal Studios, Inc., et al.,
4 Case No. BC 268 877;
5 Moriarty, et al., v. Viacom Inc., and Paramount,
6 Studios, Inc., et al., Case No. BC 268 878;
7 Yanok, et al., v. Agency for the Performing Arts,
8 Inc., Case No. BC 268 880;
9 Schwartz, et al., v. United Talent Agency, Inc., Case
10 No. BC 268 881;
11 Shayne, et al., v. Viacom Inc. and CBS
12 Broadcasting, Inc., Case No. BC 268 882,
13 Kalish, et al., v. Viacom Inc., et al., Case No. BC
14 268 883.
15

16 I have reviewed the Confidentiality Order entered pursuant to the Settlement Agreement
17 in the above-captioned cases, and have had the opportunity to review the Settlement Agreement.
18 By signing this Acknowledgement, I acknowledge that I am a Counsel within the meaning of the
19 Confidentiality Order, that I am bound by the provisions of the Confidentiality Order, and that
20 any claim of breach of the Confidentiality Order would be determined through the Dispute
21 Resolution Mechanism set forth in Section XVIII of the Settlement Agreement.
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Date Signature

Print Name