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FILED
Superior Court of California
County of Los Angeles

APR 18 2011

John A. Clarke, Executive Officer/ Clerk
By Alfredo Morales, Deputy
ALFREDO MORALES

11 *Attorneys for Settlement Classes, on behalf of all attorneys for Settlement Classes*

12
13 SUPERIOR COURT OF THE STATE OF CALIFORNIA
14 FOR THE COUNTY OF LOS ANGELES - CENTRAL CIVIL WEST

15 IN RE: TV WRITERS CASES

Case Nos. BC 268836 (and related cases)
[Assigned to Hon. Emilie H. Elias for all
16 purposes]

17 THIS DOCUMENT RELATES TO:

- 18 Case No. 268 836 – Alch, et al. v. Time
- 19 Warner Entertainment Company, L.P., et
- 20 al.;
- 21 Case No. 268 837 – Neal, et al. v. Viacom Inc.
- 22 and United Paramount Network;
- 23 Case No. 268 838 – Young, et al. v.
- 24 DreamWorks SKG TV LLC;
- 25 Case No. 268 839 – Bast, et al. v. Fox
- 26 Broadcasting Company, et al.;
- 27 Case No. 268 840 – Levy, et al. v. The Gersh
- 28 Agency, Inc.;
- Case No. 268 841 – Edwards, et al. v. The
- Carsey-Werner Co., et al.;
- Case No. 268 842 – Wynn, et al. v. National
- Broadcasting Company, Inc., et al.;
- Case No. 268 843 – Brooks, et al. v. William
- Morris Agency, Inc.;
- Case No. 268 844 – Brett, et al. v. Walt
- Disney Company, et al.;

~~PROPOSED~~ FINDINGS AND ORDER
APPROVING LEAD CLASS
COUNSEL'S RECOMMENDATIONS
ON CLAIMANT CHALLENGES

- 1 **Case No. 268 845** – Distefano, et al. v.
Columbia TriStar Television, Inc.;
- 2 **Case No. 268 847** – Eisenson, et al. v. Lucy
3 Stille & Associates, Inc.,
4 d/b/a Paradigm Talent & Literary Agency,
et al.;
- 5 **Case No. 268 848** – Lang, et al. v. Shapiro-
Lichtman, Inc., d/b/a Shapiro Lichtman-
6 Stein;
- 7 **Case No. 268 849** – Neal, et al. v. The
Endeavor Agency, Inc.;
- 8 **Case No. 268 877** – Kinghorn, et al. v.
Universal Studios, Inc., et al.;
- 9 **Case No. 268 878** – Moriarty, et al. v. Viacom
Inc., Paramount Studios, Inc., et al.;
- 10 **Case No. 268 880** – Yanok, et al. v. Agency
for the Performing Arts, Inc.;
- 11 **Case No. 268 881** – Schwartz, et al. v. United
Talent Agency, Inc.;
- 12 **Case No. 268 882** – Shayne, et al. v. Viacom
Inc. and CBS Broadcasting Inc.; and
- 13 **Case No. 268 883** – Kalish, et al. v. Viacom
14 Inc., Spelling Entertainment Inc., et al.

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1 The Court has considered the report and recommendations of Lead Class Counsel,
2 including his declaration and Addenda lodged with the Court, concerning the disposition of
3 claimant challenges of their awards and/or ineligibility determinations in these cases. Based on
4 these documents and the prior record in these cases, the Court finds that:

5 1. Class Counsel have thoroughly reviewed the challenges of 270 claimants seeking
6 increased awards or determinations of eligibility in accordance with the Court's order of
7 November 5, 2010.

8 2. Processing errors in calculations of initial awards found by Class Counsel in
9 reviewing challengers' claims and challenge documents should be corrected based on criteria
10 stated in the Court's Order of July 1, 2010, and revised eligibility determinations should be
11 implemented.

12 3. Lead Class Counsel has reasonably distinguished between challenges based
13 primarily on errors that occurred during initial claims processing and those based on other
14 reasons, principally additional information supplied by the challengers themselves.

15 4. It is reasonable and fair to provide a Supplement to the Challenge Reserve to
16 correct errors that occurred during the initial processing and that did not result from any mistake
17 or oversight by those claimants.

18 5. It is appropriate to fund the Supplement from funds remaining in the Claims
19 Portion and, to the extent necessary, the Expense Portion of the Settlement Fund.

20 6. It is appropriate to rescind a duplicate award, a renounced award, and an award to
21 a claimant subsequently found ineligible.

22 7. It is fair and reasonable to allocate awards to claimants previously found
23 ineligible where justifiable excuses for late filings were not initially available, deficiencies in
24 claim forms have been cured, or processing errors are identified.

25 IT IS, THEREFORE, ORDERED THAT:

26 1. Increases in awards of 137 Challengers recommended by Lead Class Counsel and
27 set forth in Addendum A are hereby approved.

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1 **PROOF OF SERVICE**

2 **WILLIAM BAST, et al. v. FOX ENTERTAINMENT GROUP, et al.**
3 **Case No. BC 268 839**

4 ELIZABETH BEAUDINE certifies as follows:

5 I am employed in the County of Los Angeles, State of California; I am over the
6 age of eighteen years and am not a party to this action; my business address is 6300
7 Wilshire Boulevard, Suite 2000, Los Angeles, California 90048-5268. Our e-mail address
8 is **mail@ssdslaw.com**.

9 On April 4, 2011, I caused the foregoing document(s) described as:

- 10 **(1) LEAD CLASS COUNSEL'S RECOMMENDATIONS CONCERNING AWARD**
11 **CHALLENGES; MEMORANDUM OF POINTS AND AUTHORITIES;**
12 **DECLARATION OF PAUL SPRENGER; AND PROPOSED ORDER**
13 **(2) DECLARATION OF PAUL C. SPRENGER, LEAD CLASS COUNSL; and**
14 **(3) PRPOSED FINDINGS AND ORDER APPROVING LEAD CLASS COUNSEL'S**
15 **RECOMMENDATIONS ON CLAIMANT CHALLENGES**

16 to be served on the interested parties in this action, by transmission to LexisNexis File &
17 Serve, pursuant to the Order Requiring Electronic Service of Documents on file in this
18 case, on the attorneys listed below:

19 Seth E. Pierce, Esq. sep@msk.com
20 Patricia H. Benson, Esq. phb@msk.com
21 Mitchell Silberberg & Knupp LLP
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Los Angeles, CA 90064
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22 (Attorneys for Defendants Fox Broadcasting Company, Fox Entertainment Group, Inc.,
23 Greenblatt Janollari Studio, Inc., Regency Television, LLC, Twentieth Century Fox Television,
24 a division of Twentieth Century Fox International Television, Inc., Twentieth Television, Inc.)

25 I declare under penalty of perjury under the laws of the State of California that
26 the foregoing is true and correct. Executed on April 4, 2011, at Los Angeles, California.

27 
28 ELIZABETH BEAUDINE