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APR 02 2010

LOS ANGELES  
SUPERIOR COURT

10 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**  
11 **FOR THE COUNTY OF LOS ANGELES**  
12 **CENTRAL CIVIL WEST**

13 IN RE: TV WRITERS CASES,

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

Case No. BC 268 836

15 THIS DOCUMENT RELATES TO:

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

**Stipulation and ~~Proposed~~ Order  
Continuing Final Approval Hearing**

1 Shapiro-Lichtman-Stein, Case No. BC 268  
848;  
2 Neal, et al., v. The Endeavor Agency, Inc., Case No.  
BC 268 849;  
3 Kinghorn, et al., v. Universal Studios, Inc., et al.,  
Case No. BC 268 877;  
4 Moriarty, et al., v. Viacom Inc., and Paramount,  
Studios, Inc., et al., Case No. BC 268 878;  
5 Yanok, et al., v. Agency for the Performing Arts,  
Inc., Case No. BC 268 880;  
6 Schwartz, et al., v. United Talent Agency, Inc., Case  
No. BC 268 881;  
7 Shayne, et al., v. Viacom Inc. and CBS  
Broadcasting, Inc., Case No. BC 268 882,  
8 Kalish, et al., v. Viacom Inc., et al., Case No. BC  
268 883.

9  
10 **Proposed Order and Stipulation**

11 Plaintiffs and Defendants, through Lead Class Counsel and Defendants' Liaison Counsel,  
12 respectively, agree as follows:

13 1. On January 22, 2010, the Court preliminarily approved proposed class action  
14 settlements (referred to together as the "Settlement") of the 19 above-referenced cases, and  
15 scheduled a hearing for May 5, 2010 at 11:00 a.m., to determine whether the Settlement should be  
16 finally approved ("Final Approval Hearing"). Two related hearings are also calendared for May 5,  
17 2010 – Settling Defendants' Application for a Good Faith Settlement Determination and Class  
18 Counsel's request for an award of fees and reimbursement of expenses.

19 2. The parties have provided the notice specified in the Settlement and related orders  
20 and claim submission and processing is proceeding. As of March 28, 2010, the claims  
21 administrator had received 1,363 claims to a portion of the settlement fund, 11 requests to be  
22 excluded, and 0 objections.

23 3. The postmark deadlines to submit claims, to exclude oneself from the Settlement,  
24 and object or comment are, respectively, April 13, April 8, and April 14, 2010.

25 4. Each Settling Defendant has the right, among others and with certain limitations, to  
26 terminate its individual settlement based on the claim rate and its assessment of the residual  
27 financial exposure presented by persons who request exclusion from the Settlement. Settling

1 Defendants are continuing to assess the situation, but have not made a decision whether they, or  
2 any of them, will proceed with the Settlement.

3 5. Settling Defendants contend that the Final Approval Hearing cannot proceed until  
4 the deadlines for Settling Defendants to exercise the referenced termination rights have expired.  
5 Settling Defendants further contend that, under the terms of the Settlement, the relevant deadlines  
6 will not expire until after May 5, 2010 – the currently scheduled hearing date. The actual date will  
7 vary depending upon certain events that occur between now and the close of (or shortly after) the  
8 claim submission and exclusion deadline.

9 6. The parties have agreed to a brief nine-day continuance of the May 5th hearing to  
10 May 14, 2010. Settling Defendants are not certain that this extension will be sufficient and may  
11 seek a further continuance.

12 7. Class Counsel does not oppose this brief extension as it does not prejudice the  
13 Settlement Class nor impact other deadlines, including the tentative hearing on the distribution  
14 formula reserved for June 7 at 11:00 a.m., or the distribution itself.

15 8. The parties have therefore agreed, subject to Court approval, to continue the Final  
16 Approval Hearing and the hearing on an award of attorneys' fees and reimbursement of expenses  
17 to Class Counsel to May 14, 2010 at 1:45 p.m, and the hearing on the Settling Defendants' Good  
18 Faith Settlement Determination Application to May 14, 2010 at 1:45 p.m.

19 9. Counsel will provide notice of this continuance by postings on  
20 [www.TVwritersSettlementAdmin.com](http://www.TVwritersSettlementAdmin.com) and [www.TVWritersCounsel.com](http://www.TVWritersCounsel.com), first class mail (if no  
21 email address has been provided) or email, to all Settlement Class Members who have submitted  
22 a claim form or submit one in the future, as well as any persons who submit comments or  
23 objections in connection with the Settlement. All such notice shall be given as soon as reasonably  
24 feasible after filing of the claim form or other document.

25 **NOW, THEREFORE, IT IS HEREBY STIPULATED, SUBJECT TO COURT**  
26 **APPROVAL, that**

1 A. The Hearing on Plaintiffs' Motion for Final Approval in connection with the  
2 Settlement and the request for approval of attorneys' fees and reimbursement of expenses to Class  
3 Counsel, is continued to May 14, 2010 at 1:45 p.m.

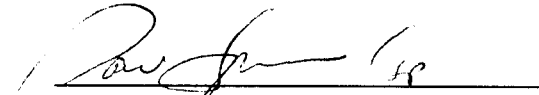
4 B. The Hearing on the Settling Defendants' Application for a Good Faith Settlement  
5 Determination is continued to May 14, 2010 at 1:45 p.m.

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IT IS SO STIPULATED:

DATED: April 1, 2010

PAUL SPRENGER and JANE LANG,  
ATTORNEYS

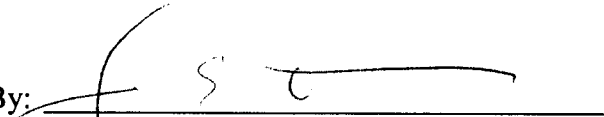


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Attorneys for Plaintiffs and the Settlement  
Class

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DATED: April 1, 2010

MITCHELL SILBERBERG & KNUPP LLP  
Seth E. Pierce

By: 

Seth E. Pierce  
Defendants' Liaison Counsel

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Proposed Order

A. The Final Approval Hearing and the hearing on the application for approval of attorneys' fees and reimbursement of expenses to Class Counsel in connection with the Settlement is continued from May 5 to May 14, 2010 at 1:45 p.m.

B. The Hearing on the Settling Defendants' Application for a Good Faith Settlement Determination is continued from May 5 to May 14, 2010 at 1:45 p.m.

IT IS SO ORDERED.

Dated: April 2, 2010



Hon. Emilie Elias  
Judge, Superior Court

**PROOF OF SERVICE**

I declare that I am employed in Los Angeles, California, over the age of 18 years, and not a party to the within cause. My business address is 11377 West Olympic Boulevard, Los Angeles, California, 90064.

On April 1, 2010, I served the foregoing document described as:


**STIPULATION AND [PROPOSED] ORDER  
CONTINUING FINAL APPROVAL HEARING**

- by transmitting a true and correct electronic copy thereof via the Internet to the LexisNexis File & Serve Web site for this action.
- By placing true and correct copies thereof enclosed in sealed envelopes addressed as set forth on the attached service list by causing such envelopes to be delivered by the office of the addressee by overnight delivery via FedEx or by a similar overnight delivery service.

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

Executed on April 1, 2010 at Los Angeles, California.

\_\_\_\_\_  
Sherri Anderson  
[Type Name]

  
\_\_\_\_\_  
Signature