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CLERK U.S. DISTRICT COURT
CENTRAL DIST. OF CALIF.
LOS ANGELES

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3 Law Offices of Larry Zerner
4 1801 Century Park East, Ste. 2400
5 Los Angeles, CA 90067
6 (310) 773-3623
7 (310) 388-5624 Fax
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9 Attorneys for Plaintiffs Shout Factory, LLC
10 and Rick Sloane

11 UNITED STATES DISTRICT COURT
12 CENTRAL DISTRICT OF CALIFORNIA

13 **CV09-7179 PA (AGRx)**

14 SHOUT FACTORY, LLC., a California
15 limited liability company, RICK
16 SLOANE, an individual,

Case No.:

COMPLAINT FOR DAMAGES AND
INJUNCTIVE RELIEF FOR
COPYRIGHT INFRINGEMENT

17 Plaintiffs,

DEMAND FOR JURY TRIAL
(F.R.C.P. Rule 38)

18 vs.

19 RETROMEDIA ENTERTAINMENT,
20 INC., a California Corporation;
21 INFINITY ENTERTAINMENT
22 GROUP, a California Corporation,
23 FRED OLEN RAY, an individual,

24 Defendants.

25 Plaintiffs allege:

JURISDICTION AND VENUE

26 1. The present action arises under the Copyright Act, Title 17, Section 101, et seq.,
27 of the United States Code.
28

1 2. Jurisdiction is conferred on this Court by 28 U.S.C. Section 1338(a).

2 3. Venue lies in the Central District of California under 28 U.S.C. Section 1400(a).

3
4 Plaintiff

5 4. At all times material hereto, Plaintiff Shout Factory, LLC. ("Shout") was a
6 California limited liability company with its principal place of business in the
7 County of Los Angeles, State of California.

8
9 5. At all times material hereto, Plaintiff RICK SLOANE ("Sloane") was an
10 individual living in the County of Los Angeles, State of California.

11
12 Defendants

13
14 6. Plaintiffs are informed and believes, and upon that basis alleges, that at all
15 times relevant hereto, Defendant Retromedia Entertainment, Inc. ("Retromedia")
16 was a California corporation with a principal place of business located at 9421
17 Winnetka Ave., Unit M, Chatsworth, CA 91311. Plaintiffs are further informed
18 and believes that Retromedia is engaged in the manufacture, promotion,
19 exploitation and distribution of motion pictures and television programs in the
20 United States.

21
22
23
24 7. Plaintiffs are informed and believes, and upon that basis alleges, that at all
25 times relevant hereto, Defendant Infinity Entertainment Group ("Infinity") is a
26 business entity, form unknown with a principal place of business in the county of
27 Los Angeles, state of California. Plaintiffs are further informed and believes that
28

1 Infinity is engaged in the manufacture, promotion, exploitation and distribution of
2 motion pictures and television programs in the United States.

3
4 8. Plaintiffs are informed and believes, and upon that basis alleges, that at all
5 times relevant hereto, Defendant Fred Olen Ray ("Ray") was an individual who
6 resides in the County of Los Angeles, State of California. Plaintiffs are further
7 informed and believes that Ray is the president of Retromedia.

8
9 9. Plaintiffs are informed and believes, and on that basis alleges, that various
10 persons and entities, whose names are presently unknown to Plaintiff, participated
11 in and are liable for the wrongful acts set forth herein. Plaintiffs will seek leave of
12 Court to amend the Complaint to add such persons and entities as Defendants and
13 to allege the exact nature of their wrongful conduct when such information has
14 been ascertained. Plaintiffs are informed and believes and, on that basis, alleges
15 that such unknown persons and entities are engaged, inter alia, in the illegal and
16 unauthorized, manufacture, reproduction, distribution, promotion and exploitation
17 of motion pictures and/or television programs on DVDs.

18
19 10. Plaintiffs are informed and believes, and on that basis alleges, that in
20 connection with the acts set forth herein, each of the Defendants acted willingly,
21 intentionally, and knowingly, both for himself, herself, or itself, and in concert
22 with each other defendant, and as an agent for each other defendant, and was at all
23 times acting within the course and scope of such agency, with the consent,
24
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1 authorization and/or ratification of each other defendant, and in furtherance of a
2 common scheme to infringe the copyrights, and other valuable rights of Plaintiff.
3

4 COPYRIGHT INTERESTS OF PLAINTIFFS IN *HOBGOBLINS*

5 11. Rick Sloane is the writer, director and producer of the motion picture
6 *Hobgoblins*, which was registered with the U.S. Copyright Office in 1988 with
7 Sloane as the copyright claimant, and received registration number Paul 118779.
8

9 12. *Hobgoblins* contains wholly original material suitable for copyright protection
10 under the laws of the United States, and was created and first published in the
11 United States.
12

13 13. By reason of the foregoing, *Hobgoblins* is entitled to protection under the
14 Copyright Act.
15

16 14. In 2009, Sloane licensed to Shout the exclusive home video rights (including
17 DVD) to *Hobgoblins*
18

19 Wrongful Acts of Defendants
20

21 15. On or about September 10, 2000, Sloane and Retromedia entered into a written
22 license agreement whereby Sloane granted Retromedia a license to distribute
23 *Hobgoblins* (and another motion picture *Blood Theater*) on digital disk (DVD) for
24 a period of seven years from the date of Retromedia's release of the movie.
25
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28

1 16. Retromedia first released *Hobgoblins* on February 26, 2002. Accordingly,
2 pursuant to the terms of the license agreement, Retromedia's right to distribute
3 *Hobgoblins* expired on February 26, 2009.

4
5 17. On or about July 21, 2009, Defendants began distributing a DVD box set of
6 nine different movies called *Mad Monster Rally* (the "Box Set"). The Box Set
7 included *Hobgoblins*.

8
9 18. Defendants knew, at that time they began distributing the Box Set, that their
10 right to distribute *Hobgoblins* had expired.

11
12 19. Although the Box Set contained nine movies, Defendants attempted to conceal
13 their infringement by removing any reference to *Hobgoblins* from the outside
14 packaging of the Box Set and by stating on the front of the Box Set that it
15 contained "8 Huge Hits."
16
17

18 Attorneys' Fees and Costs

19 20. By reason of the wrongful acts of defendants, Plaintiffs have been forced to
20 retain the Law Offices of Larry Zerner to prosecute the present action. As a result,
21 Plaintiffs will incur attorneys' fees in an amount yet to be fully ascertained, but
22 which is reasonably expected to exceed Ten Thousand Dollars (\$10,000.00).
23
24

25 FIRST CLAIM FOR RELIEF

26 For Infringement of *Hobgoblins*

27
28 Under the Copyright Act (17 U.S.C. Section 101 et seq.)

(Against All Defendants)

1
2
3 21. Plaintiffs re-allege and incorporate by reference, as though set forth in full,
4 paragraphs 1 through 20 above as though fully set forth herein.

5 22. As set forth above, Defendants have willfully infringed the copyrights in and
6 to *Hobgoblins* and Plaintiffs are informed and believe that each of the Defendants
7 continue to do so to the present date, all without the authority or consent of
8 Plaintiffs.
9

10
11 23. By reason of the foregoing, Plaintiffs have sustained, and will continue to
12 sustain, substantial and irreparable injuries, loss and damage to its copyrights in
13 *Hobgoblins*.
14

15 24. Plaintiffs have also sustained, and will continue to sustain, substantial
16 damage to the value of *Hobgoblins* in that the wrongful acts of defendants diminish
17 the revenues which Plaintiffs would otherwise receive from their own
18 reproduction, manufacturing, distribution, sale, rental, and other exploitation of
19 *Hobgoblins*.
20
21

22 25. Defendants threaten to continue to act as alleged above, and unless
23 restrained and enjoined, will continue to do so, all to Plaintiffs' irreparable injury.
24 The amount of compensation which would afford adequate relief to Plaintiffs for
25 such injury will be difficult to ascertain. The wrongful acts of Defendants are of a
26 continuing nature and will require a multiplicity of judicial proceedings.
27
28

1 Accordingly, Plaintiffs' remedy at law is inadequate, and Plaintiffs are entitled to
2 preliminary and permanent injunctive relief to enjoin the wrongful conduct of
3 Defendants alleged above.
4

5 26. Notwithstanding the foregoing, as the direct and proximate result of the
6 wrongful acts of Defendants, Plaintiffs have been damaged in an amount according
7 to proof at trial. Plaintiffs will seek leave of Court to amend this Complaint when
8 the full nature and extent of such monetary damages are ascertained.
9

10 27. Furthermore, in acting as alleged above, Plaintiffs are informed and
11 believes, and on that basis allege, that Defendants have acted oppressively,
12 maliciously and willfully for the purpose of injuring Plaintiffs, and, therefore,
13 Plaintiffs are entitled to additional damages in an amount to be proven at trial for
14 willful and knowing infringement.
15
16
17

18 WHEREFORE, Plaintiffs pray for judgment against Defendants, and each of
19 them, as follows:
20

21 1. That each Defendant be required to pay Plaintiffs such damages as
22 Plaintiffs have sustained or will sustain by reason of each Defendant's conduct, and
23 to account for all gains, profits and advantages derived by each Defendant from
24 such conduct, or, in lieu thereof, such statutory damages as the Court shall deem
25 proper within the provisions of the Copyright Act, including, but not limited to,
26 damages for willful infringement of copyright, but in no event less than \$150,000.
27
28

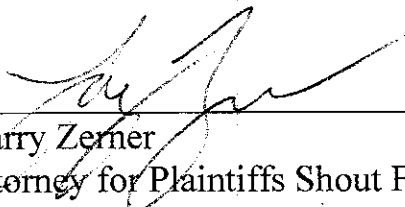
1 2. That all infringing copies of *Hobgoblins* and all means and
2 instrumentalities for manufacturing, packaging, advertising and promoting such
3 infringing copies, be impounded, surrendered up and forfeited to Plaintiff for
4 destruction or other disposition.
5

6 3. That Defendants, and Defendants' agents, servants, and employees,
7 and each of them, and all persons acting in concert and participation with them, be
8 enjoined and restrained during the pendency of this action and permanently
9 thereafter from infringing any and all of the copyrights in *Hobgoblins*, by, among
10 other things, acquiring, copying, duplicating or reproducing unauthorized and
11 unlicensed copies of *Hobgoblins*, or any portion thereof, and/or advertising,
12 promoting, distributing, offering for sale, rent or license, or renting or selling or
13 licensing any other illegal reproductions of all or any portion of *Hobgoblins*; and
14
15
16
17

18 4. That Defendants be required to pay to Plaintiffs its attorneys' fees and
19 costs incurred in connection with the prosecution of this action; and
20

21 5. For such other and further relief as the Court deems appropriate.
22

23 DATED: September 30, 2009 LAW OFFICES OF LARRY ZERNER

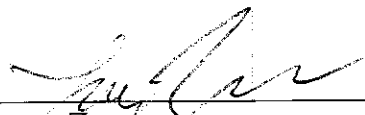
24
25 By: 
26 Larry Zerner
27 Attorney for Plaintiffs Shout Factory, Inc. and
28 Rick Sloane

DEMAND FOR TRIAL BY JURY

Plaintiffs Shout Factory, Inc. and Rick Sloane pursuant to Rule 38 of the Federal Rules of Civil Procedure hereby demand trial by jury of all issues so triable in the present action.

DATED: October 1, 2009

LAW OFFICES OF LARRY ZERNER

By: 

Larry Zerner
Attorney for Plaintiff

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**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

NOTICE OF ASSIGNMENT TO UNITED STATES MAGISTRATE JUDGE FOR DISCOVERY

This case has been assigned to District Judge Percy Anderson and the assigned discovery Magistrate Judge is Alicia G. Rosenberg.

The case number on all documents filed with the Court should read as follows:

CV09- 7179 PA (AGR~~x~~)

Pursuant to General Order 05-07 of the United States District Court for the Central District of California, the Magistrate Judge has been designated to hear discovery related motions.

All discovery related motions should be noticed on the calendar of the Magistrate Judge

NOTICE TO COUNSEL

A copy of this notice must be served with the summons and complaint on all defendants (if a removal action is filed, a copy of this notice must be served on all plaintiffs).

Subsequent documents must be filed at the following location:

Western Division
312 N. Spring St., Rm. G-8
Los Angeles, CA 90012

Southern Division
411 West Fourth St., Rm. 1-053
Santa Ana, CA 92701-4516

Eastern Division
3470 Twelfth St., Rm. 134
Riverside, CA 92501

Failure to file at the proper location will result in your documents being returned to you.

Larry Zerner (SBN 155473)
Email: Larry@Zernerlaw.com
1801 Century Park East, Ste. 2400
Los Angeles, CA 90067
Phone: 310-773-3623
Fax: 310-388-5624

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

SHOUT FACTORY, LLC, *a California limited liability company,* **RIK SLOANE,**
an individual PLAINTIFF(S)

CASE NUMBER

CV09-7179 PA (AGRx)

v.

RETROMEDIA ENTERTAINMENT, INC., a
California Corporation; INFINITY
ENTERTAINMENT GROUP, a California

SUMMONS

corporation, Fred Olen Ray, DEFENDANT(S).
an individual

TO: DEFENDANT(S): RETROMEDIA ENTERTAINMENT, INC., a California Corporation; INFINITY Entertainment Group, a California corporation, Fred Olen Ray, an individual
A lawsuit has been filed against you.

Within 20 days after service of this summons on you (not counting the day you received it), you must serve on the plaintiff an answer to the attached complaint _____ amended complaint counterclaim cross-claim or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff's attorney, Larry Zerner, whose address is 1801 Century Park East, Ste. 2400, Los Angeles, CA 90067. If you fail to do so, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Clerk, U.S. District Court

Dated: 02 OCT 2009

By: SHEA BOURGEOIS
Deputy Clerk



[Use 60 days if the defendant is the United States or a United States agency, or is an officer or employee of the United States. Allowed 60 days by Rule 12(a)(3)].

UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA
CIVIL COVER SHEET

I (a) PLAINTIFFS (Check box if you are representing yourself <input type="checkbox"/>) Shout Factory, LLC, and Rick Sloane	DEFENDANTS RETROMEDIA ENTERTAINMENT, INC., INFINITY ENTERTAINMENT GROUP, FRED OLEN RAY,
(b) Attorneys (Firm Name, Address and Telephone Number. If you are representing yourself, provide same.) Larry Zerner - Law Office of Larry Zerner 1801 Century Park East, Ste. 2400 Los Angeles, CA 90067 Phone: 310-773-3623	Attorneys (If Known)

II. BASIS OF JURISDICTION (Place an X in one box only.) <input type="checkbox"/> 1 U.S. Government Plaintiff <input checked="" type="checkbox"/> 3 Federal Question (U.S. Government Not a Party) <input type="checkbox"/> 2 U.S. Government Defendant <input type="checkbox"/> 4 Diversity (Indicate Citizenship of Parties in Item III)	III. CITIZENSHIP OF PRINCIPAL PARTIES - For Diversity Cases Only (Place an X in one box for plaintiff and one for defendant.) <table style="width:100%; border-collapse: collapse;"> <tr> <td style="width:30%;"></td> <td style="width:10%; text-align: center;">PTF</td> <td style="width:10%; text-align: center;">DEF</td> <td style="width:40%;"></td> <td style="width:10%; text-align: center;">PTF</td> <td style="width:10%; text-align: center;">DEF</td> </tr> <tr> <td>Citizen of This State</td> <td style="text-align: center;"><input type="checkbox"/> 1</td> <td style="text-align: center;"><input type="checkbox"/> 1</td> <td>Incorporated or Principal Place of Business in this State</td> <td style="text-align: center;"><input type="checkbox"/> 4</td> <td style="text-align: center;"><input type="checkbox"/> 4</td> </tr> <tr> <td>Citizen of Another State</td> <td style="text-align: center;"><input type="checkbox"/> 2</td> <td style="text-align: center;"><input type="checkbox"/> 2</td> <td>Incorporated and Principal Place of Business in Another State</td> <td style="text-align: center;"><input type="checkbox"/> 5</td> <td style="text-align: center;"><input type="checkbox"/> 5</td> </tr> <tr> <td>Citizen or Subject of a Foreign Country</td> <td style="text-align: center;"><input type="checkbox"/> 3</td> <td style="text-align: center;"><input type="checkbox"/> 3</td> <td>Foreign Nation</td> <td style="text-align: center;"><input type="checkbox"/> 6</td> <td style="text-align: center;"><input type="checkbox"/> 6</td> </tr> </table>		PTF	DEF		PTF	DEF	Citizen of This State	<input type="checkbox"/> 1	<input type="checkbox"/> 1	Incorporated or Principal Place of Business in this State	<input type="checkbox"/> 4	<input type="checkbox"/> 4	Citizen of Another State	<input type="checkbox"/> 2	<input type="checkbox"/> 2	Incorporated and Principal Place of Business in Another State	<input type="checkbox"/> 5	<input type="checkbox"/> 5	Citizen or Subject of a Foreign Country	<input type="checkbox"/> 3	<input type="checkbox"/> 3	Foreign Nation	<input type="checkbox"/> 6	<input type="checkbox"/> 6
	PTF	DEF		PTF	DEF																				
Citizen of This State	<input type="checkbox"/> 1	<input type="checkbox"/> 1	Incorporated or Principal Place of Business in this State	<input type="checkbox"/> 4	<input type="checkbox"/> 4																				
Citizen of Another State	<input type="checkbox"/> 2	<input type="checkbox"/> 2	Incorporated and Principal Place of Business in Another State	<input type="checkbox"/> 5	<input type="checkbox"/> 5																				
Citizen or Subject of a Foreign Country	<input type="checkbox"/> 3	<input type="checkbox"/> 3	Foreign Nation	<input type="checkbox"/> 6	<input type="checkbox"/> 6																				

IV. ORIGIN (Place an X in one box only.)

1 Original Proceeding
 2 Removed from State Court
 3 Remanded from Appellate Court
 4 Reinstated or Reopened
 5 Transferred from another district (specify):
 6 Multi-District Litigation
 7 Appeal to District Judge from Magistrate Judge

V. REQUESTED IN COMPLAINT: **JURY DEMAND:** Yes No (Check 'Yes' only if demanded in complaint.)

CLASS ACTION under F.R.C.P. 23: Yes No **MONEY DEMANDED IN COMPLAINT:** \$ 150,000

VI. CAUSE OF ACTION (Cite the U.S. Civil Statute under which you are filing and write a brief statement of cause. Do not cite jurisdictional statutes unless diversity.)

17 U.S.C. 501 Copyright Infringement of Plaintiffs' motion picture

VII. NATURE OF SUIT (Place an X in one box only.)

OTHER STATUTES	CONTRACT	TORTS	TORTS	PRISONER	LABOR
<input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce/ICC Rates/etc. <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 810 Selective Service <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 875 Customer Challenge 12 USC 3410 <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Act <input type="checkbox"/> 892 Economic Stabilization Act <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 894 Energy Allocation Act <input type="checkbox"/> 895 Freedom of Info. Act <input type="checkbox"/> 900 Appeal of Fee Determination Under Equal Access to Justice <input type="checkbox"/> 950 Constitutionality of State Statutes	<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loan (Excl. Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	PERSONAL INJURY <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Fed. Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Personal Injury-Med Malpractice <input type="checkbox"/> 365 Personal Injury-Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability IMMIGRATION <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 463 Habeas Corpus-Alien Detainee <input type="checkbox"/> 465 Other Immigration Actions	PERSONAL PROPERTY <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability BANKRUPTCY <input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 CIVIL RIGHTS <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 444 Welfare <input type="checkbox"/> 445 American with Disabilities - Employment <input type="checkbox"/> 446 American with Disabilities - Other <input type="checkbox"/> 440 Other Civil Rights	<input type="checkbox"/> 510 Motions to Vacate Sentence <input type="checkbox"/> 530 Habeas Corpus <input type="checkbox"/> 535 Death Penalty <input type="checkbox"/> 540 Mandamus/Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition FORFEITURE/PENALTY <input type="checkbox"/> 610 Agriculture <input type="checkbox"/> 620 Other Food & Drug <input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 630 Liquor Laws <input type="checkbox"/> 640 R.R. & Truck <input type="checkbox"/> 650 Airline Regs <input type="checkbox"/> 660 Occupational Safety /Health <input type="checkbox"/> 690 Other	<input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Mgmt. Relations <input type="checkbox"/> 730 Labor/Mgmt. Reporting & Disclosure Act <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Empl. Ret. Inc. Security Act PROPERTY RIGHTS <input checked="" type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 840 Trademark SOCIAL SECURITY <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g)) FEDERAL TAX SUITS <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS-Third Party 26 USC 7609

CV09-7179

FOR OFFICE USE ONLY: Case Number: _____

AFTER COMPLETING THE FRONT SIDE OF FORM CV-71, COMPLETE THE INFORMATION REQUESTED BELOW.

UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA
CIVIL COVER SHEET

VIII(a). **IDENTICAL CASES:** Has this action been previously filed in this court and dismissed, remanded or closed? No Yes
If yes, list case number(s): _____

VIII(b). **RELATED CASES:** Have any cases been previously filed in this court that are related to the present case? No Yes
If yes, list case number(s): _____

Civil cases are deemed related if a previously filed case and the present case:

- (Check all boxes that apply) A. Arise from the same or closely related transactions, happenings, or events; or
 B. Call for determination of the same or substantially related or similar questions of law and fact; or
 C. For other reasons would entail substantial duplication of labor if heard by different judges; or
 D. Involve the same patent, trademark or copyright, and one of the factors identified above in a, b or c also is present.

IX. VENUE: (When completing the following information, use an additional sheet if necessary.)

(a) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which **EACH** named plaintiff resides.
 Check here if the government, its agencies or employees is a named plaintiff. If this box is checked, go to item (b).

County in this District:*	California County outside of this District; State, if other than California; or Foreign Country
Los Angeles	

(b) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which **EACH** named defendant resides.
 Check here if the government, its agencies or employees is a named defendant. If this box is checked, go to item (c).

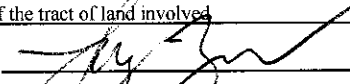
County in this District:*	California County outside of this District; State, if other than California; or Foreign Country
Los Angeles	

(c) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which **EACH** claim arose.
Note: In land condemnation cases, use the location of the tract of land involved.

County in this District:*	California County outside of this District; State, if other than California; or Foreign Country
Los Angeles	

* Los Angeles, Orange, San Bernardino, Riverside, Ventura, Santa Barbara, or San Luis Obispo Counties

Note: In land condemnation cases, use the location of the tract of land involved.

X. SIGNATURE OF ATTORNEY (OR PRO PER):  Date October 1, 2009

Notice to Counsel/Parties: The CV-71 (JS-44) Civil Cover Sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law. This form, approved by the Judicial Conference of the United States in September 1974, is required pursuant to Local Rule 3-1 is not filed but is used by the Clerk of the Court for the purpose of statistics, venue and initiating the civil docket sheet. (For more detailed instructions, see separate instructions sheet.)

Key to Statistical codes relating to Social Security Cases:

Nature of Suit Code	Abbreviation	Substantive Statement of Cause of Action
861	HIA	All claims for health insurance benefits (Medicare) under Title 18, Part A, of the Social Security Act, as amended. Also, include claims by hospitals, skilled nursing facilities, etc., for certification as providers of services under the program. (42 U.S.C. 1935FF(b))
862	BL	All claims for "Black Lung" benefits under Title 4, Part B, of the Federal Coal Mine Health and Safety Act of 1969. (30 U.S.C. 923)
863	DIWC	All claims filed by insured workers for disability insurance benefits under Title 2 of the Social Security Act, as amended; plus all claims filed for child's insurance benefits based on disability. (42 U.S.C. 405(g))
863	DIWW	All claims filed for widows or widowers insurance benefits based on disability under Title 2 of the Social Security Act, as amended. (42 U.S.C. 405(g))
864	SSID	All claims for supplemental security income payments based upon disability filed under Title 16 of the Social Security Act, as amended.
865	RSI	All claims for retirement (old age) and survivors benefits under Title 2 of the Social Security Act, as amended. (42 U.S.C. (g))