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CENTRAL DIST. OF CALIF.  
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10 Attorneys for Plaintiff  
11 JIM MARSHALL PHOTOGRAPHY LLC

12 UNITED STATES DISTRICT COURT  
13 CENTRAL DISTRICT OF CALIFORNIA  
14

15  
16 JIM MARSHALL  
17 PHOTOGRAPHY LLC, a  
18 California Limited Liability  
19 Company,

Plaintiff,

20 vs.

21 THIERRY GUETTA; IT'S A  
22 WONDERFUL WORLD, INC., a  
23 California corporation; GOOGLE,  
24 INC., a Delaware corporation, and  
DOES 1 through 10, inclusive,

25 Defendants.  
26 \_\_\_\_\_

) Case No. CV 12-03423 SJO (VBKx)  
) Filed April 20, 2012  
)  
)  
) **THIRD AMENDED COMPLAINT**  
) **FOR COPYRIGHT INFRINGEMENT**  
)  
) **DEMAND FOR JURY TRIAL**

27 ///

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1 COMES NOW, Plaintiff, JIM MARSHALL PHOTOGRAPHY LLC,  
2 (“Plaintiff” or “Marshall”), transferee of interest under F.R.C.P. 25 and successor in  
3 interest to The Estate of James J. Marshall, and alleges as follows:  
4

5  
6 **INTRODUCTION AND OVERVIEW**  
7

8 1. This is a clear liability copyright infringement case, wherein Defendants  
9 engaged in advertising activity, including but not limited to, making, without  
10 authorization, posters, lithographs, paintings and other art featuring Plaintiff’s  
11 copyrighted images and making unauthorized reproductions of Plaintiff’s copyrighted  
12 images, and display thereof, to promote online music services, causing significant  
13 advertising injury to Plaintiff. Plaintiff seeks recovery of all remedies available under  
14 law including, but not limited to, its damages, all of Defendants’ profits, and payment  
15 of Plaintiff’s attorneys’ fees and costs.  
16  
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18

19 **JURISDICTION AND VENUE**

20 2. This Court has federal question jurisdiction under 28 U.S.C. §§ 1331,  
21 1338(a).  
22

23 3. The claims asserted herein arose in this judicial district and all  
24 Defendants do business in this judicial district.  
25

26 4. Venue in this judicial district is proper under 28 U.S.C. §§ 1391(b) and  
27 (c) and 1400(a) in that this is the judicial district in which a substantial part of the acts  
28

1 and omissions giving rise to the claims occurred.

2 5. This is an action for copyright infringement under the Copyright Act of  
3  
4 1976, Title 17 U.S.C. § 101 *et seq.*, seeking preliminary and permanent injunctive  
5 relief, an accounting, damages, attorneys' fees and costs.

6 **PARTIES**

7  
8 6. Jim Marshall who died on March 24, 2010, was a world-renowned  
9 photographer, particularly noted for his iconic photographs of celebrated popular  
10 musical performers. The Estate of James J. Marshall, was administered in San  
11 Francisco Superior Court, Case No. PES-10-293338, resulting in an Order For Final  
12 Distribution On Waiver Of Account giving all assets of the Estate, inclusive of  
13 copyrights and all other rights of the Estate, to Amelia Davis as sole beneficiary.  
14 Amelia Davis has, in turn, assigned all right, title and interest she had, including  
15 copyright and the right to sue for past infringement, to JIM MARSHALL  
16 PHOTOGRAPHY LLC, a California limited liability company ("Plaintiff") in good  
17 standing whose principal place of business is in San Francisco, California.  
18  
19  
20  
21

22 7. Plaintiff is informed and believes and thereon alleges that THIERRY  
23 GUETTA ("GUETTA") is an individual, and a citizen of the State of California.  
24 Plaintiff is informed and believes and thereon alleges that GUETTA is a graphic artist  
25 who uses pseudonym is "MR. BRAINWASH."  
26

27 8. Plaintiff is informed and believes and thereon alleges that IT'S A  
28

1 WONDERFUL WORLD, INC., is a corporation organized under the laws of the State  
2 of California, for the purpose of, among other things, promoting, displaying,  
3 distributing and the works of Defendant GUETTA.  
4

5 9. Plaintiff is informed and believes and thereon alleges that Defendant  
6 GOOGLE, INC. is a corporation organized and existing under the laws of Delaware  
7 and is qualified to do business in California.  
8

9 10. Plaintiff is informed and believes and thereon alleges that DOES 1  
10 through 10, inclusive, created, assembled, distributed, manufactured and/or sold  
11 artwork bearing Plaintiff's copyrighted Subject Images (as hereinafter defined). The  
12 true names and capacities, whether corporate, individual or otherwise, of the  
13 Defendants DOE 1 through 10, inclusive, are unknown to Plaintiff who therefore sues  
14 Defendants DOE 1 through 10, inclusive, are unknown to Plaintiff who therefore sues  
15 said Defendants by such fictitious names, and will ask leave to amend this Complaint  
16 to show their true names and capacities when the same have been ascertained.  
17  
18

19 11. Plaintiff is informed and believes and thereon alleges that at all times  
20 relevant hereto, each of the Defendants, including without limitation the DOE  
21 Defendants, was the agent, affiliate, officer, director, manager, principal, partner, joint  
22 venturer, alter-ego and/or employee of the remaining Defendants and was at all times  
23 acting within the scope of such agency, affiliate, officer, director, manager, principal,  
24 partner, joint venturer, alter-ego and/or employment relationship and actively  
25 participated in, or subsequently ratified and adopted, or both, each and all of the acts  
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1 or conduct alleged herein, with full knowledge of all the facts and circumstances,  
2 including, but not limited to, full knowledge of each and all of the violations of  
3  
4 Plaintiff's rights and the damages to Plaintiff proximately caused thereby.

5  
6  
7 **FIRST CLAIM FOR RELIEF**

8 **(Copyright Infringement Against Thierry Guetta,**  
9 **It's a Wonderful World, Inc. and Does 1 through 10 ONLY)**

10  
11 12. Plaintiff repeats, realleges and incorporates by reference in this paragraph  
12 the allegations contained in this Complaint as if fully set forth herein.

13  
14 13. Plaintiff owns the following original photographic image of John  
15 Coltrane, which is protected by one or more copyright registrations, including  
16 Registration No. VA0001365079.



1           14.       Plaintiff owns the following original photographic image of Sonny  
2 Rollins, which is protected by one or more copyright registrations, including  
3  
4 Registration No. VA0001365079.



16           15.       Plaintiff owns the following original photographic image of Thelonious  
17 Monk, Dizzy Gillespie and Gerald Wilson, which is protected by one or more  
18 copyright registrations, including Registration No. VA0001365079.  
19



1           16.       Plaintiff owns the following original photographic image of Stanley  
2 Turrentine, which is protected by one or more copyright registrations, including  
3  
4 Registration No. VA0001365079.



15           17.       Plaintiff owns the following original photographic image of Brian Jones  
16 and Jimi Hendrix, which is protected by one or more copyright registrations, including  
17  
18 Registration No. TX0006031402.



1 18. Plaintiff owns the following original photographic image of Jimi  
2 Hendrix, which is protected by one or more copyright registrations, including  
3  
4 Registration No. TX0006031402.



16 19. Plaintiff is informed and believes and thereon alleges that Defendants  
17 including all DOE Defendants, their customers and suppliers and each of the, had  
18 access to the Subject Images, including without limitation access through Plaintiff's  
19 photography books.  
20

21  
22 20. Defendants wrongfully created copies of the Subject Images without  
23 Plaintiff's consent and engaged in acts of affirmative and widespread self-promotion  
24 of the copies directed to the public at large by distributing said copies (and  
25 accompanying written materials) with a false and misleading designation of creation.  
26

27 21. Plaintiff is informed and believes that Defendants, and each of them,  
28



1 directly copied the Subject Images, and adapted them without Plaintiff's permission.

2 22. Plaintiff is informed and believes and thereon alleges that Defendants,  
3  
4 and each of them, further infringed Plaintiff's copyright by making derivative works  
5 from the Subject Images, and/or by producing, displaying, offering for sale, selling  
6 and distributing said works without Plaintiff's permission. Defendants then engaged in  
7 acts of affirmative and widespread self-promotion of the copies directed to the public  
8 at large by publicly claiming ownership rights in and to the derivative works based on  
9 the Subject Images that belong solely to Plaintiff.  
10  
11

12 23. Defendants displayed, offered for sale, and in fact sold the following  
13 product:  
14



1           24.       Defendants displayed, offered for sale, and in fact sold the following  
2 product:



15  
16           25.       Defendants displayed, offered for sale, and in fact sold the following  
17 product:



1           26. Defendants displayed, offered for sale, and in fact sold the following  
2 product:  
3



15  
16           27. Defendants displayed, offered for sale, and in fact sold the following  
17 product:  
18



1 28. Defendants' acts of copyright infringement, including willful copyright  
2 infringement, and acts of affirmative and widespread self-promotion of the copies  
3 directed to the public at large, as alleged above, have caused Plaintiff to suffer, and to  
4 continue to suffer, substantial damage to its business in the form of actual damages.  
5

6 29. Further, as a direct result of the acts of copyright infringement and acts of  
7 affirmative and widespread self-promotion of the copies directed to the public at large  
8 alleged above, Defendants, and each of them, have caused actual damages to Plaintiff  
9 and obtained direct and indirect profits they would not otherwise have realized but for  
10 their infringement of the Subject Images. Plaintiff is entitled to disgorgement of each  
11 Defendant's profits and indirectly attributable to said Defendant's infringement of the  
12 Subject Images.  
13  
14  
15  
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17

18 **SECOND CLAIM FOR RELIEF**

19 **(Copyright Infringement Against All Defendants)**

20 30. Plaintiff repeats, realleges and incorporates by reference in this paragraph  
21 the allegations contained in this Complaint as if fully set forth herein.  
22

23 31. Defendants GUETTA, IT'S A WONDERFUL WORLD, INC., and  
24 DOES 1-10, individually or together, built or designed a backdrop in Los Angeles,  
25 California, ("the Infringing Backdrop"), which appeared in public places in their  
26 studio as follows:  
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32. The Infringing Backdrop featured huge blow-ups of the Subject Images depicting John Coltrane (paragraph 13, above) and Jimi Hendrix (paragraph 18, above) which were publicly displayed as part of Infringing Backdrop. This use constituted an unauthorized reproduction and public display of the Subject Images.

33. Defendants GUETTA, and/or IT'S A WONDERFUL WORLD, INC., and DOES 1-10, without Plaintiff's authorization, authorized Defendant GOOGLE, and DOES 1-10, to use in an infringing manner the Infringing Backdrop to promote its products and services, including its service "Google Music." In particular, Defendants GUETTA, and/or IT'S A WONDERFUL WORLD, INC. and DOES 1-10, provided

1 access to their studio where the Infringing Backdrop was on display to Defendants  
2 GOOGLE and DOES 1-10. Defendants GOOGLE and DOES 1-10 then infringed  
3  
4 Plaintiff's copyright by hosting an event at which the Infringing Backdrop was made  
5 the subject of a public display, and displaying the same through a live stream on the  
6  
7 Internet of the event on YouTube, an agency of, and wholly owned by, Defendants  
8 GOOGLE and DOES 1-10.

9 34. Before agreeing to use the Infringing Backdrop, Defendants GOOGLE  
10 and DOES 1-10 knew of the infringement alleged herein, including but not limited to  
11 in the following ways. Based upon information and belief, before agreeing to stage  
12 their promotional event in front of the Infringing Backdrop, Defendants GOOGLE and  
13  
14 DOES 1-10, by and through its agents, employees and representatives, were aware of  
15  
16 GUETTA's reputation as an artist whose work consists of "scanning and photo  
17  
18 shopping" photographs that he does not own, including but not limited to seeing the  
19 movie "Exit Through The Gift Shop," which depicted Defendant GUETTA as a  
20  
21 blatant and unapologetic copyright infringer. Based upon information and belief,  
22 Defendants GOOGLE and DOES 1-10, by and through its agents, employees and  
23  
24 representatives, knew that GUETTA's business methods were unlawful, and also  
25  
26 knew that these business methods generated significant publicity. Based upon  
27  
28 information and belief, Defendants GOOGLE and DOES 1-10, by and through its  
agents, employees and representatives, ignored GUETTA's unlawful business

1 methods and reached an agreement with GUETTA to launch a by-invitation media  
2 event at the site of the Infringing Backdrop because Defendants GOOGLE and DOES  
3  
4 1-10, by and through its agents, employees and representatives, wanted GOOGLE and  
5 its products to be associated with GUETTA, due to his penchant for generating  
6  
7 publicity. Based upon information and belief, before agreeing to stage their  
8 promotional event at the site of the Infringing Backdrop, Defendants GOOGLE and  
9  
10 DOES 1-10, by and through its agents, employees and representatives toured the space  
11  
12 where the Infringing Backdrop was located, viewed the images of musical icons and  
13  
14 visionaries painted on the walls, in plain view and on public display, and knew these  
15  
16 were infringing works that GUETTA did not own or have the rights to, and that  
17  
18 GUETTA used without permission. Based on information and belief, Defendants  
19  
20 GOOGLE and DOES 1-10, when entering into an agreement with GUETTA to launch  
21  
22 a by-invitation media event at the site of the Infringing Backdrop obtained knowledge  
23  
24 of the infringing activity alleged above.

25  
26 35. Defendant GOOGLE and DOES 1-10, by and through its agents,  
27  
28 employees and representatives, nevertheless decided to contract with GUETTA to  
stage a media event to promote and advertise its products and services, including its  
new service called "Google Music" by displaying the Infringing Backdrop.  
GOOGLE, and DOES 1-10, without authorization from Plaintiff, held a by-invitation  
commercial event that they had the right and ability to supervise, wherein they invited,

1 directed, requested and authorized others, to photograph the Infringing Backdrop, for  
2 the purpose of reproducing the images. GOOGLE, and DOES 1-10, knew and  
3 expected that said reproductions would financially benefit GOOGLE, and DOES 1-10,  
4 which they did.  
5

6 36. The above described acts constitute copyright infringement, including  
7 willful copyright infringement, as set forth in 17 U.S.C. 101 *et seq.*, by infringing,  
8 among other things, Plaintiff's exclusive rights to reproduce, prepare derivative  
9 works, display, distribute, and sell the Subject Images, and to authorize the same.  
10

11 37. Plaintiff is informed and believes, and thereon alleges, that these  
12 infringing photographs were published, displayed, distributed, reproduced, offered for  
13 sale and/or sold for profit, including over the Internet at:  
14  
15

16  
17 [http://www.gettyimages.com/detail/news-photo/mr-brainwashes-artwork-  
18 ondisplay-during-the-launch-of-news-photo/133080808](http://www.gettyimages.com/detail/news-photo/mr-brainwashes-artwork-ondisplay-during-the-launch-of-news-photo/133080808)  
19

20  
21 [http://www.gettyimages.com/detail/news-photo/google-engineering-  
22 directorchris-yerga-speaks-at-the-the-news-photo/133066192](http://www.gettyimages.com/detail/news-photo/google-engineering-directorchris-yerga-speaks-at-the-the-news-photo/133066192)  
23

24  
25 [http://www.gettyimages.com/detail/news-photo/google-music-signage-  
26 isdisplayed-at-the-the-launch-of-news-photo/133066736](http://www.gettyimages.com/detail/news-photo/google-music-signage-isdisplayed-at-the-the-launch-of-news-photo/133066736)  
27  
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1  
2 [http://www.gettyimages.com/detail/news-photo/google-digital-content-](http://www.gettyimages.com/detail/news-photo/google-digital-content-strategyandroid-jamie-rosenberg-news-photo/133065949)  
3 [strategyandroid-jamie-rosenberg-news-photo/133065949](http://www.gettyimages.com/detail/news-photo/google-digital-content-strategyandroid-jamie-rosenberg-news-photo/133065949)  
4  
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6  
7 38. Plaintiff is informed and believes, and thereon alleges, that Defendants  
8 GOOGLE and DOES 1-10 copied, performed, and displayed the Infringing Backdrop  
9 through a live stream on the Internet of the event on YouTube, an agency of, and  
10 wholly owned by, Defendants GOOGLE and DOES 1-10.  
11

12 39. As a direct result of the acts of copyright infringement, Defendants, and  
13 each of them, have caused actual damages to Plaintiff in an amount to be proven at the  
14 time of trial or in the amount of statutory damages.  
15  
16

17  
18 **THIRD CLAIM FOR RELIEF**

19 **(Contributory Copyright Infringement Against**  
20 **Defendants GOOGLE and DOES 1-10)**  
21

22 40. Plaintiff repeats, realleges and incorporates by reference in this paragraph  
23 the allegations contained in this Complaint as if fully set forth herein.  
24

25 41. As a result of the conduct alleged above, Defendants GOOGLE and  
26 DOES 1-10, and each of them are also liable for contributory copyright infringement  
27 involving the unauthorized display of the Infringing Backdrop at their promotional  
28

1 event and allowing and encouraging attendees at the event to take unauthorized videos  
2 and pictures of the Subject Images in the Infringing Backdrop.  
3

4 42. As further set forth above, Defendant GOOGLES and DOES 1-10, and  
5 each of them, had knowledge of the infringing nature of the Infringing Backdrop  
6 based upon its dealings with Defendants GUETTA and ITS A WONDERFUL  
7 WORLD, its knowledge of their reputations as repeated infringers, its inspection of  
8 the site containing the Infringing Backdrop, and its dealings and agreement to host the  
9 promotional event. In addition, GOOGLES and DOES 1-10, and each of them, had  
10 knowledge of the assembled photographers' infringing activity because, among other  
11 things, they invited and requested photographers come to their event to take  
12 photographs of the Infringing Backdrop which would then be reproduced, offered for  
13 sale, sold, and/or displayed to the public-at-large.  
14  
15  
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17

18 43. Defendants GOOGLE and DOES 1-10, and each of them, induced,  
19 caused or materially contributed to the infringement of Plaintiffs' copyright in the  
20 Subject Images by, among other things: allowing, requesting and inviting guests and  
21 photographers to come to their promotional event where the Subject Images were on  
22 unauthorized public display; and inviting, directing, requesting and authorizing the  
23 photographers, to photograph the Infringing Backdrop, for the purpose of reproducing  
24 the images, as more fully set forth herein; and copying, performing, and displayed the  
25 Infringing Backdrop through a live stream on the Internet of the event on YouTube, an  
26  
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1 agency of, and wholly owned by, Defendants GOOGLE and DOES 1-1, which helped  
2 a worldwide audience gain access to the Subject Images in the Infringing Backdrop.  
3  
4 Though these actions, among others, Defendant took affirmative steps to foster  
5 infringement.

6 44. As a direct result of the acts of copyright infringement, Defendants, and  
7 each of them, have caused actual damages to Plaintiff in an amount to be proven at the  
8 time of trial or in the amount of statutory damages.  
9  
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11  
12 **FOURTH CLAIM FOR RELIEF**  
13  
14 **(Vicarious Copyright Infringement Against**  
15 **Defendants GOOGLE and DOES 1-10)**

16 45. Plaintiff repeats, realleges and incorporates by reference in this paragraph  
17 the allegations contained in this Complaint as if fully set forth herein.  
18

19 46. As a result of the conduct alleged above, Defendants GOOGLE and  
20 DOES 1-10, and each of them are also liable for vicarious copyright infringement  
21 involving the unauthorized display of the Infringing Backdrop at their promotional  
22 event and the taking of unauthorized photographs and videos of the Subject Images.  
23

24 47. As further set forth above, Defendants GOOGLE and DOES 1 -10, and  
25 each of them, had the legal right and practical ability to supervise and control taking  
26 photographs of the Subject Images at their promotional event because such  
27  
28

1 Defendants had the right and ability to monitor, supervise and control the persons  
2 gaining access to the event venue, as well as the ability to remove or conceal the  
3 Infringing Backdrop at the event venue. In addition, Defendants GOOGLE and  
4 DOES 1-10, and each of them, as the organizers and sponsors of the promotional  
5 event, had the legal right and practical ability to supervise and control the infringing  
6 activity of the photographers at their by-invitation commercial event in taking pictures  
7 of the Infringing Backdrop, including by prohibiting photography, allowing  
8 photography, or encouraging photography, and such Defendants elected to encourage  
9 photography of the Infringing Backdrop for the purpose of broader dissemination.  
10 Moreover, had such Defendants prohibited taking photographs at the event of the  
11 Infringing Backdrop, the photographers would not have photographs of the Infringing  
12 Backdrop to post on the internet and/or offer for sale. In this way, Defendants had the  
13 right and ability to prohibit the photographers infringing activities, including both  
14 photography at the event, and any subsequent use, including the subsequent sale of  
15 pictures online.

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22 48. As a result, Plaintiff is informed and believes and thereon alleges that  
23 Defendants GOOGLE and DOES 1-10, directly profited from the infringing activity  
24 alleged above including, but not limited to, in the form of obtaining valuable  
25 promotion, publicity and advertising of Google's business and services, including its  
26 "Google Music" and a corresponding increase in its customer base and revenue. In  
27  
28

1 particular, Plaintiff is informed and believes that Google Music was a new business  
2 venture for such Defendants, so that obtaining publicity and association with music  
3 icons like those displayed in the Subject Images was a substantial benefit to such  
4 Defendants in drawing attention to the business and thus contributing to increasing its  
5 customer base and revenue streams.  
6  
7

8 49. As a direct result of the acts of copyright infringement, Defendants, and  
9 each of them, have caused actual damages to Plaintiff in an amount to be proven at the  
10 time of trial or in the amount of statutory damages.  
11

12 **PRAYER FOR RELIEF**

13 WHEREFORE, Plaintiff prays for judgment as follows:  
14

15 1. That Defendants, and each of them, and their respective agents and  
16 servants be enjoined from infringing Plaintiff's copyright in any manner and that all  
17 Defendants' infringing works be turned over to Plaintiff.  
18

19 2. That Plaintiff be awarded all profits of Defendants, and each of them,  
20 plus all actual damages of Plaintiff, the exact sum to be proven at the time of trial, or,  
21 if elected before final judgment, statutory damages, as available under the Copyright  
22 Act, 17 U.S.C. § 101, *et seq.*;  
23

24 3. That Plaintiff be awarded its attorneys' fees as available under the  
25 Copyright Act, 17 U.S.C. § 101, *et seq.*;  
26

27 4. That Defendants, and each of them, account to Plaintiff for their profits  
28

1 and any damages sustained by Plaintiff arising from the foregoing acts of  
2 infringement;

3  
4 5. That Plaintiff be awarded pre-judgment interest as allowed by law;

5  
6 6. That Plaintiff be awarded the costs of this action; and

6  
7 7. Such further legal and equitable relief as the Court deems proper.  
8

9 Dated: October 1, 2012

LAW OFFICES OF LAWRENCE G. TOWNSEND  
THE LINDE LAW FIRM

10  
11  
12 By: \_\_\_/s/ Douglas A. Linde \_\_\_\_\_  
13 Lawrence G. Townsend  
14 Douglas A. Linde  
15 Erica L. Allen  
16 Attorneys For Plaintiff,  
17 JIM MARSHALL PHOTOGRAPHY, LLC

18 **DEMAND FOR JURY**

19 Plaintiff hereby demands a trial by jury in this action pursuant to F.R.C.P.  
20 38 and the Seventh Amendment of the Constitution.  
21

22 Dated: October 1, 2012

LAW OFFICES OF LAWRENCE G. TOWNSEND  
THE LINDE LAW FIRM

23  
24  
25 By: \_\_\_/s/ Douglas A. Linde \_\_\_\_\_  
26 Lawrence G. Townsend  
27 Douglas A. Linde  
28 Erica L. Allen  
Attorneys For Plaintiff,  
JIM MARSHALL PHOTOGRAPHY, LLC

PROOF OF SERVICE  
(FRCP 5)

I am employed in the county of Los Angeles, State of California. I am over the age of eighteen years and not a party to the within action; my business address is 9000 Sunset Boulevard, Ste. 1025, Los Angeles, CA 90069.

On October 1, 2012 I served **THIRD AMENDED COMPLAINT FOR COPYRIGHT INFRINGEMENT** on the interested parties to this action set forth below by the means set forth below:

Douglas C. Emhoff Tamany Vinson Bentz VENABLE, LLP 2049 Century Park East, Suite 2100 Los Angeles, CA 90067	Joshua J. Kaufman VENABLE, LLP 575 7 <sup>th</sup> Street, NW Washington, D.C. 20004
Rachel Herrick Kassabian Quinn Emanuel Urquhart & Sullivan, LLP 555 Twin Dolphin Dr., 5 <sup>th</sup> Floor Redwood Shores, CA 94065	Ryan Landes Quinn Emanuel Urquhart & Sullivan, LLP 865 S. Figueroa Street, 10th Floor Los Angeles, CA 90017-2543

by placing \_\_\_\_\_ the original \_\_\_\_\_ a true copy enclosed in a sealed envelope(s) addressed as stated on the attached Service List.

**BY MAIL.** I deposited such envelope(s) in the mail in Los Angeles, California. The envelope(s) was mailed with postage thereon fully prepaid.

**BY PERSONAL SERVICE.** I caused to be delivered such envelope(s) by hand to the addressee(s) stated on the attached Service List.

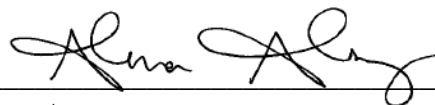
**BY FACSIMILE.** I sent by facsimile a copy of the above-described document to the interested parties identified on the attached Service List.

**BY E-MAIL.** I sent by electronic mail a .pdf copy of the fully executed above-described document to the interested parties identified on the attached Service List.

Executed on October 1, 2012 in Los Angeles, California.

I declare under penalty of perjury under the laws of the United States of America that the above is true and correct.

Alma Alvarez



\_\_\_\_\_  
Name

\_\_\_\_\_  
Signature