



Dikeman Gossett LLP
333 South Grand Avenue
Suite 2100
Los Angeles, CA 90071

WWW.DYKEMA.COM

Tel: (213) 457-1800

Fax: (213) 457-1850

Jon D. Cantor

Direct Dial: (213) 457-1795

Direct Fax: (855) 223-7058

Email: JDCantor@dykema.com

August 3, 2016

Tom McGuire
WME Entertainment
9601 Wilshire Blvd.
Beverly Hills, CA 90210

Todd Musburger
Todd W. Musburger, Ltd.
142 E. Ontario
Suite 500
Chicago, Illinois 60611

Re: *Aretha Franklin v. Allan Elliott, d/b/a Al's Records and Tapes*

Dear Sirs:

On Thursday, July 28, 2016, my office received notification from Mr. McGuire that the negotiations with Lionsgate aka Summit for the distribution of *Amazing Grace* is no longer in place.

It has also come to my attention through third parties that Mr. Elliott is attempting to obtain another distributor for the film so long as it guarantees Ms. Franklin the same advanced as previously agreed.

Based upon this information, I decided to direct to each of you a copy of the Order On Stipulated Motion For Injunction And Administrative Closure Of Case Pursuant To D.C. Colo. LCIVR 41.2. You should inform Mr. Elliott that pursuant to the presently existing court order "Absent further order of the Court or specific written authorization from Ms. Franklin, Defendant Alan Elliott his agents, employees and all working in concert with the Defendant, will not show, screen, project, display or otherwise release the film *Amazing Grace*, or the 1972 concert footage for any commercial purpose. 'Commercial purposes' include any screenings (whether public or private) of the film for potential distributors or film executives with the intention to obtain a distribution or sales agreement for the film."

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If there is any question regarding the interpretation of the enclosed order, please contact me immediately. Otherwise, on behalf of Ms. Franklin, it will reasonably be expected from all to act in accordance with the enclosed order.

Sincerely,

DIKEMAN GOSSETT LLP



Jon D. Cantor

Enclosure

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO

Civil Action No. 15-cv-01921-JLK

ARETHA FRANKLIN,

Plaintiff,

v.

ALLAN ELLIOTT, D/B/A AL'S RECORDS AND TAPES,

Defendant.

**ORDER ON STIPULATED MOTION FOR INJUNCTION AND ADMINISTRATIVE
CLOSURE OF CASE PURSUANT TO D.C.COLO.LCIVR 41.2**

On consideration of the Parties' stipulated motion requesting that the Court enter an injunction and administratively close the case (Doc. 31), it is hereby Ordered as follows:

WHEREAS Plaintiff Aretha Franklin has previously sought and obtained emergency relief from this Court against prior defendant National Film Preserve, Ltd a/k/a Telluride Film Festival to protect her claimed contractual, statutory, and common law rights to control her name and likeness and to prevent the unauthorized release or screening of film footage from a 1972 gospel concert by Ms. Aretha Franklin; and

WHEREAS the Parties have previously stipulated to a series of temporary orders limiting Mr. Alan Elliott's right to show or screen the 1972 gospel concert footage absent written authorization by Ms. Franklin; and

WHEREAS the Parties are in dispute regarding their individual rights and obligations with reference to the footage of Ms. Franklin's 1972 gospel concert, and a film entitled *Amazing Grace* made from that footage; and

WHEREAS the Parties wish to avoid the cost and disruption of a hearing on Temporary Restraining Order or Preliminary Injunction; and

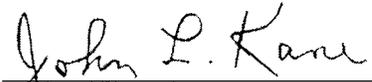
WHEREAS the Parties desire to maintain the status quo pending discussions that may resolve this dispute;

IT IS HEREBY ORDERED AS FOLLOWS:

1. Absent further order of the Court or specific written authorization from Ms. Aretha Franklin, Defendant Alan Elliott, his agents, employees and all working in concert with the Defendant, shall not publicly show, screen, project, display or otherwise release the film *Amazing Grace*, or the 1972 concert footage.
2. Absent further order of the Court or specific written authorization from Ms. Franklin, Defendant Alan Elliott his agents, employees and all working in concert with the Defendant, will not show, screen, project, display or otherwise release the film *Amazing Grace*, or the 1972 concert footage for any commercial purposes. "Commercial purposes" includes any screenings (whether public or private) of the film for potential distributors or film executives with the intention to obtain a distribution or sales agreement for the Film.
3. The Clerk of Court is ordered to administratively close this case pursuant to D.C.COLO.LCivR 41.2. On good cause shown, the Parties may reopen this case to allow Mr. Elliott to file a response and litigate Ms. Franklin's claims and Mr. Elliott's defenses. Good

cause shall include the circumstance where the pending good faith negotiations between the Parties cease to be productive.

So ORDERED this 7th day of March, 2016.

Handwritten signature of John L. Kane in cursive script.

John L. Kane
Senior U.S. District Court Judge