

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.

---

**STIPULATED MOTION TO EXTEND FOR ADDITIONAL 30 DAYS STIPULATED  
ORDER ENJOINING ALAN ELLIOTT FROM SCREENING  
OR SHOWING FILM FOOTAGE**

---

Plaintiff Aretha Franklin and Defendant Alan Elliott jointly move the Court to enter the attached Stipulated Order extending for an additional 30 days the Stipulated Temporary Order enjoining Defendant Alan Elliott entered on September 16, 2015.

**I. BACKGROUND**

On September 16, 2015, this Court entered a Stipulated Temporary Order (“The Order”) which enjoined Defendant Alan Elliott from screening or showing film footage of Ms. Franklin’s 1972 gospel concert, absent certain conditions. See Doc. #21. The September 16 Order provided that, absent a request for a hearing by either party within 30 days of September 16, the Order would expire and have no further effect. The

September 16 Order further provided that Defendant Alan Elliot would have thirty (30) days from the entry of that Order to respond to the Complaint.

## **II. REQUESTED EXTENSION**

The parties have been working toward a resolution of this dispute and jointly believe it would be in the interests of justice to extend the Order another 30 days.

Wherefore, the Parties jointly request that the Order and all specific terms in the Order be extended an additional 30 days. The effect of this extension is that, absent a request for a hearing before November 16, 2015, the Order shall expire and have no further effect.

However, if either party seeks a hearing on Plaintiff's request for preliminary injunctive relief prior to November 16, 2015, then the Order shall remain in force until the conclusion of any such hearing, or further order of the Court. In addition, the effect of this extension would be to provide Defendant Alan Elliot with an additional thirty (30) days to respond to the Complaint.

**WHEREFORE** the Parties respectfully request that the Court forthwith enter the attached Stipulated Order extending the terms of its prior order an additional 30 days and extending Defendant Alan Elliott's date to respond to the Complaint an additional 30 days.

Dated: October 6, 2015

Respectfully submitted,

*s/ Neal S. Cohen*

---

Neal S. Cohen (Counsel to Mr. Elliott)  
Fox Rothschild LLP, Suite 2200  
1225 Seventeenth Street  
Denver, CO 80202  
Telephone: 303.292.1300  
Facsimile: 303.292.1300  
Email: Ncohen@foxrothschild.com

*s/ N. Reid Neureiter*

---

N. Reid Neureiter  
Wheeler Trigg O'Donnell LLP  
370 Seventeenth Street, Suite 4500  
Denver, CO 80202-5647  
Telephone: 303.244.1800  
Facsimile: 303.244.1879  
Email: neureiter@wtotrial.com

*Attorneys for Plaintiff Aretha Franklin*

*s/ Lincoln Bandlow*

---

Lincoln Bandlow  
Fox Rothschild LLP  
1800 Century Park East, Suite 300  
Los Angeles, CA 90067  
Telephone: 310.598.4150  
Facsimile: 310.556.9828  
Email: lbandlow@foxrothschild.com

*Attorneys for Defendant Alan Elliott*

**CERTIFICATE OF SERVICE (CM/ECF)**

I HEREBY CERTIFY that on October 6, 2015, I electronically filed the foregoing **STIPULATED MOTION TO EXTEND FOR ADDITIONAL 30 DAYS STIPULATED ORDER ENJOINING ALAN ELLIOTT FROM SCREENING OR SHOWING FILM FOOTAGE** with the Clerk of Court using the CM/ECF system which will send notification of such filing to the following email addresses:

N. Reid Neureiter  
neureiter@wtotrial.com; brock@wtotrial.com

and via email transmission to:

Neal S. Cohen  
ncohen@foxrothschild.com

Lincoln D. Bandlow  
lbandlow@foxrothschild.com

*s/ N. Reid Neureiter*  
\_\_\_\_\_  
N. Reid Neureiter