

From: alan elliott (ucla) alanelliott@g.ucla.edu
Subject: 1 No. 114: Ronnie Greenfield, et al. v. Philles Records, Inc., et al.
Date: September 8, 2015 at 2:01 PM
To: Bodden Tara Tara.Bodden@HISCOX.com



https://www.law.cornell.edu/nyctap/l02_0118.htm

thank you.

phone: 323 988 9692

Sent from me.

From: alan elliott (ucla) alanelliott@g.ucla.edu
Subject: Fwd: 2700815 Amazing Grace LLC - Conditional Bind - Allow Post
Date: September 8, 2015 at 1:25 PM
To: Bodden Tara Tara.Bodden@HISCOX.com



thank you.

phone: 323 988 9692

Sent from me.

Begin forwarded message:

From: Jack Tanner <Jtanner@fwlaw.com>
Date: September 8, 2015 at 1:21:40 PM PDT
To: "alan elliott (ucla)" <alanelliott@g.ucla.edu>
Subject: RE: 2700815 Amazing Grace LLC - Conditional Bind - Allow Post

Alan,

Wiring instructions are as follows:

Wells Fargo Bank West, N.A.
420 Montgomery Street
San Francisco, CA 94104
ABA #121 000 248

Fairfield and Woods, P.C.
COLTAF Trust Account
Account #101 084 1812

Please reference your account number 12432.001.

Also, I already talked to one of my partners who does insurance coverage work. He said it would be helpful if you could send the contract with the Telluride Film Festival.

Thank you.

Jack
303.894.4495

From: alan elliott (ucla) [<mailto:alanelliott@g.ucla.edu>]
Sent: Tuesday, September 08, 2015 1:52 PM
To: Jack Tanner
Subject: Fwd: 2700815 Amazing Grace LLC - Conditional Bind - Allow Post

thank you.

phone: 323 988 9692

Sent from me.

Begin forwarded message:

From: Annette Shavuo <annette.shavuo@aon.com>
Date: July 22, 2015 at 12:32:48 PM PDT
To: "alanelliott@g.ucla.edu" <alanelliott@g.ucla.edu>
Cc: Stephen Carroll <stephen.carroll@aon.com>
Subject: FW: 2700815 Amazing Grace LLC - Conditional Bind - Allow Post

Alan,

The Errors & Omissions' for "**Amazing Grace**" is bound for the period of 7/21/2015 to 7/21/2018. Here's a copy of the signed binder for your files.

Once the following subjectivities have been satisfactorily met, the underwriter will issue the policy:

1. Currently signed and dated application, by July 29, 2015 – attached application was not signed.
2. Per Q# 22 on the application, confirmation that:
 - 1) the stock shot" of Los Angeles which comes from Corbis has been finalized and all rights obtained
 - 2) the publishing of some songs you mention have yet to be negotiated have all been finalized and all music rights have been obtained.

Upon receipt and review of this we can consider removing the exclusion.

Thank you

Annette Shavuo
Aon/Albert G. Ruben
171 Madison Avenue, Suite 401
New York, NY 10016
Tel: (212) 627-7400 / Direct: (212) 463-5586

Fax: (212) 633-1457 / Direct: (847) 953-0849

Before you print, think about the ENVIRONMENT 

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From: Cope, Victoria Victoria.Cope@clydeco.us 
Subject: Amazing Grace, LLC adv. Aretha Franklin / Hiscox reference no. 170001444 [CC-US1.FID360802]
Date: June 26, 2017 at 1:03 PM
To: alanelliott@g.ucla.edu
Cc: Bertschi, Scott Scott.Bertschi@clydeco.us, maria.clark@aon.com, Bodden Tara Tara.Bodden@HISCOX.com



Dear Mr. Elliott:

Please see the attached correspondence from Scott Bertschi in the above-referenced matter.

Should you have any questions or concerns, please do not hesitate to contact us.

Thank you,

Victoria Cope
Legal Administrative Assistant | Clyde & Co US LLP
Direct Dial: +1 404 410 3160 | Mobile: +1 404 374 5461

CLYDE&CO

271 17th Street | Suite 1720 | Atlanta | GA 30363 | USA
Main +1 404 410 3150 | Fax +1 404 410 3151 | www.clydeco.us

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Hiscox_Amazing
Grace...7).PDF

From: alan elliott (ucla) alanelliott@g.ucla.edu 
Subject: Fwd: Amazing Grace
Date: September 8, 2015 at 2:34 PM
To: Bodden Tara Tara.Bodden@HISCOX.com



thank you.

phone: 323 988 9692

Sent from me.

Begin forwarded message:

From: Ted Gerdes <ted@gerdeslaw.com>
Date: June 5, 2015 at 3:55:22 PM PDT
To: "alan elliott (ucla)" <alanelliott@g.ucla.edu>
Subject: Re: Amazing Grace

Ok, thanks.
Ted

gerdes
LAW

8950 West Olympic Bl, Suite 382
Beverly Hills, California 90211

TEL (310) 385.9501
FAX (310) 858.6703

ted@gerdeslaw.com
www.gerdeslaw.com
blog: www.legalrealityblog.com

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On Jun 5, 2015, at 3:33 PM, alan elliott (ucla) <alanelliott@g.ucla.edu> wrote:

hi ted

answers below:

thank you.

phone: 323 988 9692

Sent from a iPhone



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On Jun 5, 2015, at 2:55 PM, Ted Gerdes <ted@gerdeslaw.com> wrote:

Alan:

I watched some of the film which was helpful to put this in perspective. It is a classic. Thanks for all of the documents and links. I have a couple of questions.

1. The Amendment to your Quitclaim Agreement requires delivery of the edited version of the film to WB by 12-31-12. Was that done and did they accept it?

yes.

If not you need another amendment as the rights have reverted back to WB.

2. There is discussion in some of the memos that the Choir may be due SAG fees for the film. What is the status of that? Are you paying them?

I have had the surviving members to screenings and plan on paying them on accordance with sag/AFTRA when I get funded.

Has there been some type of waiver?

sag/AFTRA said we could deal with it a when the time comes (they were very nice and understood the situation).

Regards,

Ted

gerdes
LAW

8950 West Olympic Bl, Suite 382
Beverly Hills, California 90211

TEL (310) 385.9501

FAX (310) 858.6703

ted@gerdeslaw.com

www.gerdeslaw.com

blog: www.legalrealityblog.com

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On Jun 4, 2015, at 6:09 PM, alan elliott (ucla) <alanelliott@g.ucla.edu> wrote:

hi ted

after we spoke, i went to your site... ! zen and the art of law/songwriting... well... we can have a good conversation about that someday soon i hope (my songwriting class has it's... zen principals...)

below are the specifics from your questions.

thank you.

-alan

phone: 323 988 9692

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On Jun 4, 2015, at 2:12 PM, Ted Gerdes <ted@gerdeslaw.com> wrote:

Alan:

Great speaking to you. It sounds like finishing this film was a ton of work.

Please send me the following:

1. Links to the YouTube videos of the 1973 and 1986 use of the footage.

wb films AND Atlantic records separately used the footage that they could sync on two different occasions in DVDs they released.

("aretha franklin, queen of soul: american masters": available now at:

<http://www.tower.com/queen-soul-aretha-franklin-vhs/wapi/106077119>

"atlantic's 25th anniversary"[winner of a prize at the atlanta film festival in 1973!}).

<F819A5CE-6206-48F9-A115-F8736256F15E.tiff>

footage of the film is here:

<https://www.youtube.com/watch?v=8HUiEYh32Vc>

wb has all ready publicly displayed the usable parts they had (albeit in an abbreviated version as pollack et co. could only sync 153 mins of the 20+ hours of film).

2. The electronic document file received from WB with the releases, director's agreement etc.

the larger file is here:

<http://alsrecordsandtapes.com/amazinglaw/wbdocs/>

the releases for the choir and church are here:

<http://alsrecordsandtapes.com/amazinglaw/wbdocs/amazing%20releases%20church%20choir.pdf>

sydney pollack's is here:

<http://alsrecordsandtapes.com/amazinglaw/wbdocs/wb%20legal%20pollack%20payment.pdf>

3. A copy of the liner notes from the album referencing this film.

<IMG_7722.JPG>

4. A copy of Donaldson's letter.

<http://alsrecordsandtapes.com/amazinglaw/wbdocs/donaldson.aretha.letter002.pdf>

"ms. franklin has no viable copyright claim and no viable claim involving any of her personal rights such as the right to privacy, false light, defamation or the right of publicity." -michael donaldson

5. A link to the film.

here's the link for the film:

<https://vimeo.com/91847063>

password: sp

—

the trailer can be seen here:

<https://vimeo.com/75871364>

password: trailer

6. Anything else you think might be helpful.

a few things:

ALAN ELLIOTT/WB TIMELINE:

2007 quitclaim from wb in- asks for aretha permission

2011 amendment

2013- aretha's contract given to me by steve spira

—

https://www.law.cornell.edu/nyctap/l02_0118.htm

andrew bart, who successfully had the greenfield vs. spectator:

greenfield vs. spectator is, "controlling binding precedent in new york state and has been cited 100s of times as property law and absolute title across the country."

andy can be reached at:

"Andrew H. Bart" <abart@jenner.com>

i am NOT paying him... but if hiscox wishes to consult (and pay!)... he's there and ready!

i have a letter (which we can make an affidavit if necessary) from joe boyd.

<http://alsrecordsandtapes.com/amazinglaw/wbdocs/joe%20boyd%20letter.pdf>

joe's job was to get the releases for filming. he is also the highest ranking wb executive alive from when the film was shot- he was director of music services for wb films.

Wb in documents, refer to the album repeatedly as the "soundtrack album."

as discussed, the release for those entering the building (the general "notice: this recording session is being covered by motion picture cameras...")

<http://alsrecordsandtapes.com/amazinglaw/wbdocs/amazing%20releases%20church%20choir.pdf>

Ted

<image.jpg>

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From: alan elliott (ucla) alanelliott@g.ucla.edu

Subject: Re: Amazing Grace

Date: September 9, 2015 at 1:17 PM

To: Jack Tanner Jtanner@fwlaw.com

Cc: Timothy E. Reilly TReilly@fwlaw.com, Cecil E. Morris cmorris@fwlaw.com, Scott T. Rodgers srodgers@fwlaw.com, Linda Lichter llichter@Iгна.com, Bodden Tara Tara.Bodden@HISCOX.com



I am sorry. been a bit harried. will get to this asap.

I believe I sent the bill to insurance (Tara bodden, ccd here) yesterday. and you guys can feel free to engage directly.

thank you.

phone: 323 988 9692

Sent from me.

On Sep 9, 2015, at 1:12 PM, Jack Tanner <Jtanner@fwlaw.com> wrote:

Alan,

We are still awaiting a copy of the contract between you and Telluride.

Jack

303.894.4495

From: alan elliott (ucla) alanelliott@g.ucla.edu
Subject: Aretha Franklin Judge Shows No R.E.S.P.E.C.T. for First Amendment (Analysis) - Hollywood Reporter
Date: September 8, 2015 at 7:01 PM
To: Bodden Tara Tara.Bodden@HISCOX.com



<http://www.hollywoodreporter.com/thr-esq/aretha-franklin-judge-shows-no-820975>

thank you.

phone: 323 988 9692

Sent from me.

From: alan elliott (ucla) alanelliott@g.ucla.edu
Subject: Aretha Franklin Judge Shows No R.E.S.P.E.C.T. for First Amendment (Analysis) - Hollywood Reporter
Date: September 8, 2015 at 7:03 PM
To: Lincoln Bandlow lbandlow@foxrothschild.com, Bodden Tara Tara.Bodden@HISCOX.com



we should discuss...

the suit is against telluride... they love me... and we would of course have to figure out how to cross this with their insurance on this...

<http://www.hollywoodreporter.com/thr-esq/aretha-franklin-judge-shows-no-820975>

thank you.

phone: 323 988 9692

Sent from me.

From: alan elliott (ucla) alanelliott@g.ucla.edu
Subject: Aretha Franklin Judge Shows No R.E.S.P.E.C.T. for First Amendment (Analysis) - Hollywood Reporter
Date: September 8, 2015 at 3:19 PM
To: Bodden Tara Tara.Bodden@HISCOX.com



perhaps Lincoln is the lawyer...

<http://www.hollywoodreporter.com/thr-esq/aretha-franklin-judge-shows-no-820975>

thank you.

phone: 323 988 9692

Sent from me.

From: alan elliott (ucla) alanelliott@g.ucla.edu 
Subject: Fwd: Aretha Franklin matter
Date: September 6, 2015 at 6:28 PM
To: Bodden Tara Tara.Bodden@HISCOX.com



thank you.

phone: 323 988 9692

Sent from a iPhone



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Begin forwarded message:

From: Bodden Tara <Tara.Bodden@HISCOX.com>
Date: September 4, 2015 at 4:54:22 PM MDT
To: "alanelliott@g.ucla.edu" <alanelliott@g.ucla.edu>
Subject: Aretha Franklin matter

Hi Alan,

Thanks for discussing this matter with me this afternoon among the flurry of difficult events. You know have my contact details now. I wanted to let you know that I can move things around on Tuesday to accommodate your schedule up until 4pm, so let me know when you want to chat and I'll make sure I'm available.

Try to have a good weekend.

Best,
Tara

Tara D. Bodden, Esq.
Senior Vice President, Claims
Media & Technology Division
Hiscox USA

T +1 415 814 1448
F +1 415 291 8603
M +1 415 535 9529

Time for a feedback survey ?
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From: alan elliott (ucla) alanelliott@g.ucla.edu
Subject: Fwd: Aretha Franklin/Amazing Grace/Injunction
Date: September 4, 2015 at 4:08 PM
To: Tara.Bodden@HISCOX.com



thank you.

phone: 323 988 9692

Sent from a iPhone



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Begin forwarded message:

From: Tom McGuire <TMcGuire@wmeentertainment.com>
Date: September 4, 2015 at 4:25:57 PM MDT
To: "Todd Musburger (todd@musburger.com)" <todd@musburger.com>, "alan elliott (ucla) (alanelliott@g.ucla.edu)" <alanelliott@g.ucla.edu>
Subject: FW: Aretha Franklin/Amazing Grace/Injunction

Tom McGuire | WME
TMcGuire@wmeentertainment.com
310.248.3022

-----Original Message-----

From: Jack Tanner [<mailto:jtanner@fwlaw.com>]
Sent: Friday, September 04, 2015 3:23 PM
To: Linda Lichter
Cc: Tom McGuire
Subject: Re: Aretha Franklin/Amazing Grace/Injunction

We lost. Court says quitclaim deed controls and it requires her approval. More details soon. \$1k bond. Cannot show or advertise
Sent from my iPhone

From: alan elliott (ucla) alanelliott@g.ucla.edu

Subject: Re: Cantor

Date: September 9, 2015 at 2:24 PM

To: Todd Musburger todd@musburger.com

Cc: Tom McGuire tmcguire@wmeentertainment.com, Liesl Copland LCopland@wmeentertainment.com, Lincoln Bandlow lbandlow@foxrothschild.com, Bodden Tara Tara.Bodden@HISCOX.com



to be clear:

I do NOT affirm the letter

thank you.

phone: 323 988 9692

Sent from me.

On Sep 9, 2015, at 2:15 PM, Todd Musburger <todd@musburger.com> wrote:

Insists upon receiving a letter form Alan but will not accept any changes. He also agrees that the financial terms have not changed, and is making slight revisions to Tom's draft - none that will hurt us...My advice Liesl is to forge ahead...The letter from Alan is moot if we can go back to her with what they have approved...Alan: same instruction..do NOT talk with press or anyone outside of our inner circle...I am gone for 4 hours...can do call with any or all at 4:30 cal time

Todd W. Musburger

Todd W. Musburger, Ltd.

142 E. Ontario

Suite 500

Chicago, Illinois 60611

312 664 2600

From: alan elliott (ucla) alanelliott@g.ucla.edu
Subject: Copyright Lawyer Calls Aretha Franklin Injunction 'Outrageous'
Date: September 5, 2015 at 11:24 PM
To: Tara.Bodden@HISCOX.com



http://www.thewrap.com/copyright-lawyer-calls-aretha-franklin-injunction-outrageous/?utm_source=Sailthru&utm_medium=email&utm_campaign=Alert&utm_term=breaking-news

thank you.

phone: 323 988 9692

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From: alan elliott (ucla) alanelliott@g.ucla.edu
Subject: Copyright Lawyer Calls Aretha Franklin Injunction 'Outrageous'
Date: September 5, 2015 at 11:24 PM
To: Tara.Bodden@HISCOX.com



http://www.thewrap.com/copyright-lawyer-calls-aretha-franklin-injunction-outrageous/?utm_source=Sailthru&utm_medium=email&utm_campaign=Alert&utm_term=breaking-news

thank you.

phone: 323 988 9692

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From: alan elliott (ucla) alanelliott@g.ucla.edu 
Subject: Re: denver court transcript
Date: September 9, 2015 at 11:53 AM
To: Bodden Tara Tara.Bodden@HISCOX.com



if the insurance will cover it... Which is why wanted him... And you... To know what's up.

thank you.

phone: 323 988 9692

Sent from me.

On Sep 9, 2015, at 11:48 AM, Bodden Tara <Tara.Bodden@HISCOX.com> wrote:

Alan,

Have you asked Lincoln to represent you? Why is he appearing on emails?

Tara D. Bodden, Esq.
Senior Vice President, Claims
Media & Technology Division
Hiscox USA

T +1 415 814 1448

F +1 415 291 8603

M +1 415 535 9529

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<image001.jpg>

-

From: alan elliott (ucla) [<mailto:alanelliott@g.ucla.edu>]

Sent: Wednesday, September 09, 2015 11:24

To: Lincoln Bandlow

Cc: Bodden Tara

Subject: denver court transcript

thank you.

-alan

phone: 323 988 9692

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From: alan elliott (ucla) alanelliott@g.ucla.edu
Subject: Re: denver court transcript
Date: September 9, 2015 at 12:05 PM
To: Bodden Tara Tara.Bodden@HISCOX.com



yes.

thank you.

phone: 323 988 9692

Sent from me.

On Sep 9, 2015, at 11:57 AM, Bodden Tara <Tara.Bodden@HISCOX.com> wrote:

Alan, are you saying you would like Lincoln, rather than any of the other counsel I sent to you, to represent you?

Thanks.

Tara D. Bodden, Esq.
Senior Vice President, Claims
Media & Technology Division
Hiscox USA

T +1 415 814 1448

F +1 415 291 8603

M +1 415 535 9529

Time for a feedback survey ?

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<image001.jpg>

-

From: alan elliott (ucla) [<mailto:alanelliott@g.ucla.edu>]

Sent: Wednesday, September 09, 2015 11:53

To: Bodden Tara

Subject: Re: denver court transcript

if the insurance will cover it... Which is why wanted him... And you... To know what's up.

thank you.

phone: 323 988 9692

Sent from me.

On Sep 9, 2015, at 11:48 AM, Bodden Tara <Tara.Bodden@HISCOX.com> wrote:

Alan,

Have you asked Lincoln to represent you? Why is he appearing on emails?

Tara D. Bodden, Esq.
Senior Vice President, Claims
Media & Technology Division
Hiscox USA

T +1 415 814 1448
F +1 415 291 8603
M +1 415 535 9529

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<image001.jpg>

From: alan elliott (ucla) [<mailto:alanelliott@g.ucla.edu>]
Sent: Wednesday, September 09, 2015 11:24
To: Lincoln Bandlow
Cc: Bodden Tara
Subject: denver court transcript

thank you.

-alan

phone: 323 988 9692

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From: alan elliott (ucla) alanelliott@g.ucla.edu 
Subject: denver court transcript
Date: September 9, 2015 at 11:24 AM
To: Lincoln Bandlow lbandlow@foxrothschild.com
Cc: Bodden Tara Tara.Bodden@HISCOX.com



019956-00099
9[2015...4].pdf

thank you.

-alan

phone: 323 988 9692

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From: alan elliott (ucla) alanelliott@g.ucla.edu
Subject: Directory Listings of /amazinglaw/wbdocs/
Date: September 8, 2015 at 1:43 PM
To: Bodden Tara Tara.Bodden@HISCOX.com



<http://alsrecordsandtapes.com/amazinglaw/wbdocs/>

thank you.

phone: 323 988 9692

Sent from me.

From: alan elliott (ucla) alanelliott@g.ucla.edu
Subject: Directory Listings of /amazinglaw/wbdocs/
Date: September 8, 2015 at 1:43 PM
To: Bodden Tara Tara.Bodden@HISCOX.com



<http://alsrecordsandtapes.com/amazinglaw/wbdocs/>

thank you.

phone: 323 988 9692

Sent from me.

From: Bandlow, Lincoln lbandlow@foxrothschild.com
Subject: Re: Franklin v. National Film Preservation - Contact information
Date: September 9, 2015 at 2:27 PM
To: alan elliott (ucla) alanelliott@g.ucla.edu
Cc: Liu, Cindy CLiu@foxrothschild.com, Bodden Tara Tara.Bodden@HISCOX.com



Alan, at this point I'm just trying to make sure I run conflicts check so that's why I need the information.

Hello Tara – looking forward to seeing you in London!

Lincoln Bandlow
Fox Rothschild LLP
1800 Century Park East, Suite 300
Los Angeles, CA 90067
(310) 228-2913

On Sep 9, 2015, at 2:25 PM, alan elliott (ucla) <alanelliott@g.ucla.edu> wrote:

is this approved by hiscox?

thank you.

phone: 323 988 9692

Sent from me.

On Sep 9, 2015, at 2:16 PM, Liu, Cindy <CLiu@foxrothschild.com> wrote:

Hello Mr. Elliott,

Per Lincoln, I am preparing an engagement letter regarding above referenced case.

Please provide your contact information and also the name of the production company that is insured by Hiscox International Insurance.

Should you have any questions, please do not hesitate to contact me.

Thank you,

Cindy Liu

Legal Administrative Assistant to

David Aronoff

Lincoln Bandlow

Patrick J. Hagan

Emily Birdwhistell

Fox Rothschild LLP

1800 Century Park East

Suite 300

Los Angeles, CA 90067

(310) 228-3077 - direct

(310) 556-9828 - fax

CLiu@foxrothschild.com

www.foxrothschild.com

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From: Bandlow, Lincoln lbandlow@foxrothschild.com
Subject: Re: Franklin v. National Film Preserve, Ltd. Amended Complaint
Date: September 13, 2015 at 4:11 PM
To: alan elliott (ucla) alanelliott@g.ucla.edu
Cc: Jack Tanner Jtanner@fwlaw.com, Tom McGuire tmcguire@wmeentertainment.com, Todd Musburger todd@musburger.com, Bodden Tara Tara.Bodden@HISCOX.com, Scott T. Rodgers srodgers@fwlaw.com, Cecil E. Morris cmorris@fwlaw.com

LB

Have they purported to effect service?

Lincoln Bandlow
Fox Rothschild LLP
1800 Century Park East, Suite 300
Los Angeles, CA 90067
(310) 228-2913

On Sep 13, 2015, at 3:57 PM, alan elliott (ucla) <alanelliott@g.ucla.edu> wrote:

thank you.

-alan

phone: 323 988 9692

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On Sep 13, 2015, at 3:55 PM, Jack Tanner <Jtanner@fwlaw.com> wrote:

Alan,

Aretha's lawyers' have brought you into the case. This should make the insurance applicable with a lot less fancy footwork by us. Tomorrow I'll have the actual Amended Complaint (that names you), and you should send it to your insurance company ASAP.

Jack
303.984.4495

From: COD_ENotice@cod.uscourts.gov [mailto:COD_ENotice@cod.uscourts.gov]
Sent: Sunday, September 13, 2015 3:54 PM
To: COD_NEF@cod.uscourts.gov
Subject: Activity in Case 1:15-cv-01921-JLK Franklin v. National Film Preserve, Ltd. Amended Complaint

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District of Colorado

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The following transaction was entered by Neureiter, N. on 9/13/2015 at 3:52 PM MDT and filed on 9/13/2015

Case Name: Franklin v. National Film Preserve, Ltd.

Case Number: [1:15-cv-01921-JLK](#)

Filer: Aretha Franklin

Document Number: [16](#)

Docket Text:

AMENDED COMPLAINT For A Declaratory Judgment and Preliminary and Permanent Injunctive Relief against Alan Elliott, filed by Aretha Franklin. (Attachments: # (1) Exhibit 1, # (2) Exhibit 2, # (3) Exhibit 3, # (4) Exhibit 4, # (5) Exhibit 5, # (6) Exhibit 6, # (7) Exhibit 7, # (8) Exhibit 8, # (9) Exhibit 9-1, # (10) Exhibit 9-2, # (11) Exhibit 9-3)(Neureiter, N.)

1:15-cv-01921-JLK Notice has been electronically mailed to:

John (Jack) Markham Tanner

jtanner@fwlaw.com, paralegal@fwlaw.com, schiecuto@fwlaw.com

N. Reid Neureiter

Neureiter@wtotrial.com, brock@wtotrial.com

Scott Thomas Rodgers

srodgers@fwlaw.com, lstyler@fwlaw.com, paralegal@fwlaw.com

1:15-cv-01921-JLK Notice has been mailed by the filer to:

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1071006659 [Date=9/13/2015] [FileNumber=5176177-0] [3e9e646f2340be8be9e14d3e8c6e36d68266809668e93fa432e9f853a5beb85877297bf57213273fed4051676755af7d39f4ddc8604ade2aa8ad17ce437a7a79f]]

Document description:Exhibit 1

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1071006659 [Date=9/13/2015] [FileNumber=5176177-1] [00383b9668b36924ffea5d77bd567337ba2c7c972e19467777b75c02e541b46239481199bd158e95e2cc778600b6984e9f34fab9456594d5ca53537b2243492c]]

Document description:Exhibit 2

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1071006659 [Date=9/13/2015] [FileNumber=5176177-2]
] [8bc66d59b0df8a7e3e967caccfcf33a55239d1405277e7940c49f047f30d44955ec
791ec5216deb891dc048334d093a3986e1bff327a00c9a4b5a3126019cb24]]

Document description:Exhibit 3

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1071006659 [Date=9/13/2015] [FileNumber=5176177-3]
] [442c66eb40f0a911c01f1fb2c85c535b6cadb13b7fead52602e01cd5c2a8e1a6a0d
085adc5289459455da71684e91d630fa1fb27591ece7b9f39d55c95edf3c]]

Document description:Exhibit 4

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1071006659 [Date=9/13/2015] [FileNumber=5176177-4]
] [42a5df05b3f63f5f829d7e6ab7297da7764a3bd3784539f9d25f0de38e66b160023
6b6dfce9ece006e7ce1091b17490fc8b74af9a7fda56d3cd3afe5f6eaae54]]

Document description:Exhibit 5

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1071006659 [Date=9/13/2015] [FileNumber=5176177-5]
] [7e3cf5fe2f687d2e7e4a9245584eb69f0e5859c421968ace1a6b8a2c257aa28a8e4
6ea6d4a276245b3d5bfc6a0ae20a060382c8b8a9f7a108e4dfc0c19be5fc2]]

Document description:Exhibit 6

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1071006659 [Date=9/13/2015] [FileNumber=5176177-6]
] [7e2a9f6fda1a17476a6afee83eff020cdad37dbdb79b83a75599af8893e84dd07f0
a8beb89c41f163b03893ef6714adf3a80deba3418d47fcbda00f0a1877d7a]]

Document description:Exhibit 7

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1071006659 [Date=9/13/2015] [FileNumber=5176177-7]
] [676fef031c49aa70810cf96b6948a6874e00be8c5f92e11cb6e8c36cd882e60ed74
0e9e89d6f2f6e899e83a8a1fa1e354eecdbe71e18c8e1c67757c3c26c0ac]]

Document description:Exhibit 8

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1071006659 [Date=9/13/2015] [FileNumber=5176177-8]
] [5807ad7d7dbcacebc72337ccdc786c9dbe7ccdbf1cadb181164fc846fda647a6b
347bbda7e8e87d4c33a129b1bb033d4d8b74f413f00ad3789237640be1fcd]]

Document description:Exhibit 9-1

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1071006659 [Date=9/13/2015] [FileNumber=5176177-9]
] [4771e73c1afb12e4493e2dc45bd422638b77d30bea9de2a9dddfe78651225443462
83d5f8d56be9822ca9291659fa8fb35b70c5e2c8aa0cd36bc03025db18128]]

Document description:Exhibit 9-2

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1071006659 [Date=9/13/2015] [FileNumber=5176177-10] [02f7e930562cdb83f0ef050c6b86283fb10eb655e2cb597184a468b6b13a9e0ed855a17610f4327182a42571d8a312ec58720ebd2e041835ceba41d7c390f4f5]]

Document description:Exhibit 9-3

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1071006659 [Date=9/13/2015] [FileNumber=5176177-11] [0ad843603953e5dd7b8521ad84e77cb3808ad54b0663e336d490aabf077877b3cb0df5b320fb152118028f776dfc8db86f141ae59d99197123c6d8c000d4081]]

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From: Tom McGuire tmcguire@wmeentertainment.com

Subject: Re: Franklin v. National Film Preserve, Ltd. Amended Complaint now v. Elliott

Date: September 14, 2015 at 8:21 AM

To: Bandlow, Lincoln lbandlow@foxrothschild.com

Cc: alan elliott (ucla) alanelliott@g.ucla.edu, Bodden Tara Tara.Bodden@HISCOX.com, Todd W. Musburger todd@musburger.com, burrow@caldwell-leslie.com, Linda Lichter llichter@ligna.com

TA

Note he has said that he has comments to my document, let's see what he has. It won't be over until it is over.

Sent from my iPhone

Tom McGuire | WME
TMcGuire@wmeentertainment.com
310.248.3022

On Sep 14, 2015, at 8:14 AM, Bandlow, Lincoln <lbandlow@foxrothschild.com> wrote:

I spoke to Jack and we are on the same page as to what needs to be done today. I will deal with Cantor this morning in regards to making a few changes to his proposed stipulation. Then we will figure out how to get it filed and once it is that should be enough for Cantor to say yes to the deal.

Lincoln Bandlow
Fox Rothschild LLP
1800 Century Park East, Suite 300
Los Angeles, CA 90067
(310) 228-2913

On Sep 14, 2015, at 8:09 AM, alan elliott (ucla) <alanelliott@g.ucla.edu> wrote:

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From: Tom McGuire tmcguire@wmeentertainment.com
Subject: Re: Franklin v. National Film Preserve, Ltd. Amended Complaint now v. Elliott
Date: September 14, 2015 at 8:34 AM
To: Bandlow, Lincoln lbandlow@foxrothschild.com
Cc: alan elliott (ucla) alanelliott@g.ucla.edu, Bodden Tara Tara.Bodden@HISCOX.com, Todd W. Musburger todd@musburger.com, burrow@caldwell-leslie.com, Linda Lichter llichter@ligna.com

Can I see your proposed changes before you speak with Cantor. To leslie: hello from my wife Jo Powe

Sent from my iPhone

Tom McGuire | WME
TMcGuire@wmeentertainment.com
310.248.3022

On Sep 14, 2015, at 8:14 AM, Bandlow, Lincoln <lbandlow@foxrothschild.com> wrote:

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Date: September 14, 2015 at 8:14 AM
To: alan elliott (ucla) alanelliott@g.ucla.edu
Cc: Bodden Tara Tara.Bodden@HISCOX.com, Todd W. Musburger todd@musburger.com, Tom McGuire tmcguire@wmeentertainment.com, burrow@caldwell-leslie.com, Linda Lichter llichter@lgna.com

LB

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Los Angeles, CA 90067
(310) 228-2913

On Sep 14, 2015, at 8:09 AM, alan elliott (ucla) <alanelliott@g.ucla.edu> wrote:

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From: alan elliott (ucla) alanelliott@g.ucla.edu
Subject: Re: Franklin v. National Film Preserve, Ltd. Amended Complaint
Date: September 13, 2015 at 3:57 PM
To: Jack Tanner jtanner@fwlaw.com, Tom McGuire tmcguire@wmeentertainment.com, Todd Musburger todd@musburger.com, Lincoln Bandlow lbandlow@foxrothschild.com, Bodden Tara Tara.Bodden@HISCOX.com
Cc: Scott T. Rodgers srodgers@fwlaw.com, Cecil E. Morris cmorris@fwlaw.com



thank you.

-alan

phone: 323 988 9692

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On Sep 13, 2015, at 3:55 PM, Jack Tanner <Jtanner@fwlaw.com> wrote:

Alan,

Aretha's lawyers' have brought you into the case. This should make the insurance applicable with a lot less fancy footwork by us. Tomorrow I'll have the actual Amended Complaint (that names you), and you should send it to your insurance company ASAP.

Jack
303.984.4495

From: COD_ENotice@cod.uscourts.gov [mailto:COD_ENotice@cod.uscourts.gov]
Sent: Sunday, September 13, 2015 3:54 PM
To: COD_NEF@cod.uscourts.gov
Subject: Activity in Case 1:15-cv-01921-JLK Franklin v. National Film Preserve, Ltd. Amended Complaint

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U.S. District Court

District of Colorado

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The following transaction was entered by FRODOLO, FR. on 9/13/2015 at 9:52 PM EDT and filed on 9/13/2015

Case Name: Franklin v. National Film Preserve, Ltd.

Case Number: [1:15-cv-01921-JLK](#)

Filer: Aretha Franklin

Document Number: [16](#)

Docket Text:

AMENDED COMPLAINT For A Declaratory Judgment and Preliminary and Permanent Injunctive Relief against Alan Elliott, filed by Aretha Franklin.

(Attachments: # (1) Exhibit 1, # (2) Exhibit 2, # (3) Exhibit 3, # (4) Exhibit 4, # (5) Exhibit 5, # (6) Exhibit 6, # (7) Exhibit 7, # (8) Exhibit 8, # (9) Exhibit 9-1, # (10) Exhibit 9-2, # (11) Exhibit 9-3)(Neureiter, N.)

1:15-cv-01921-JLK Notice has been electronically mailed to:

John (Jack) Markham Tanner jtanner@fwlaw.com, paralegal@fwlaw.com, schiecuto@fwlaw.com

N. Reid Neureiter Neureiter@wtotrial.com, brock@wtotrial.com

Scott Thomas Rodgers srodgers@fwlaw.com, lstyler@fwlaw.com, paralegal@fwlaw.com

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Document description:Main Document

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1071006659 [Date=9/13/2015] [FileNumber=5176177-0] [3e9646f2340be8be9e14d3e8c6e36d68266809668e93fa432e9f853a5beb85877297bf57213273fed4051676755af7d39f4ddc8604ade2aa8ad17ce437a7a79f]]

Document description:Exhibit 1

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1071006659 [Date=9/13/2015] [FileNumber=5176177-1] [00383b9668b36924ffea5d77bd567337ba2c7c972e19467777b75c02e541b46239481199bd158e95e2cc778600b6984e9f34fab9456594d5ca53537b2243492c]]

Document description:Exhibit 2

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1071006659 [Date=9/13/2015] [FileNumber=5176177-2] [8bc66d59b0df8a7e3e967caccfcf33a55239d1405277e7940c49f047f30d44955ec791ec5216deb891dc048334d093a3986e1bff327a00c9a4b5a3126019cb24]]

Document description:Exhibit 3

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1071006659 [Date=9/13/2015] [FileNumber=5176177-3] [442c66eb40f0a911c01f1fb2c85c535b6cadb13b7fead52602e01cd5c2a8e1a6a0d085adc5289459455da71684e91d630fa1fb27591ece7bf9f39d55c95edf3c]]

Document description:Exhibit 4

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1071006659 [Date=9/13/2015] [FileNumber=5176177-4] [42a5df05b3f63f5f829d7e6ab7297da7764a3bd3784539f9d25f0de38e66b1600236b6dfce9ece006e7ce1091b17490fc8b74af9a7fda56d3cd3afe5f6eaae54]]

Document description:Exhibit 5

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1071006659 [Date=9/13/2015] [FileNumber=5176177-5] [7e3cf5fe2f687d2e7e4a9245584eb69f0e5859c421968aee1a6b8a2c257aa28a8e46ea6d4a276245b3d5bfc6a0ae20a060382c8b8a9f7a108e4dfc0c19be5fc2]]

Document description:Exhibit 6

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1071006659 [Date=9/13/2015] [FileNumber=5176177-6] [7e2a9f6fda1a17476a6afee83eff020cdad37dbdb79b83a75599af8893e84dd07f0a8beb89c41f163b03893ef6714adf3a80deba3418d47fcbda00f0a1877d7a]]

Document description:Exhibit 7

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1071006659 [Date=9/13/2015] [FileNumber=5176177-7] [676fef031c49aa70810cf96b6948a6874e00be8c5f92e11cb6e8c36cd882e60ed740e9e89d6f2f6e899e83a8a1fa1e354eecfdbe71e18c8e1c67757c3c26c0ac]]

Document description:Exhibit 8

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1071006659 [Date=9/13/2015] [FileNumber=5176177-8] [5807ad7d7dbcacecbc72337cccdc786c9dbe7ccdbf1cadb181164fc846fda647a6b347bbda7e8e87d4c33a129b1bb033d4d8b74f413f00ad3789237640be1fcd]]

Document description:Exhibit 9-1

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1071006659 [Date=9/13/2015] [FileNumber=5176177-9] [4771e73c1afb12e4493e2dc45bd422638b77d30bea9de2a9ddd9c7865122544346283d5f8d56be9822ca9291659fa8fb35b70c5e2c8aa0cd36bc03025db18128]]

Document description:Exhibit 9-2

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1071006659 [Date=9/13/2015] [FileNumber=5176177-10] [02f7e930562cdb83f0ef050c6b86283fb10eb655e2cb597184a468b6b13a9e0ed855a17610f4327182a42571d8a312ec58720ebd2e041835ceba41d7c390f4f5]]

Document description:Exhibit 9-3

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1071006659 [Date=9/13/2015] [FileNumber=5176177-1
1] [0ad843603953e5dd7b8521ad84e77cb3808ad54b0663e336d490aabf077877b3cb
b0df5b320fb152118028f776dfc8db86f141ae59d99197123c6d8c000d4081]]

From: alan elliott (ucla) alaneliott@g.ucla.edu
Subject: Fwd: LA Times article
Date: September 9, 2015 at 7:59 AM
To: Bodden Tara Tara.Bodden@HISCOX.com



thank you.

phone: 323 988 9692

Sent from me.

Begin forwarded message:

From: "alan elliott (ucla)" [<alaneliott@g.ucla.edu>](mailto:alaneliott@g.ucla.edu)
Date: September 9, 2015 at 7:49:28 AM PDT
To: Todd Musburger [<todd@musburger.com>](mailto:todd@musburger.com)
Cc: Tom McGuire [<tmcguire@wmeentertainment.com>](mailto:tmcguire@wmeentertainment.com), Liesl Copland [<LCopland@wmeentertainment.com>](mailto:LCopland@wmeentertainment.com), "Tirrell D. Whitley" [<tirrell@goliquidsoul.com>](mailto:tirrell@goliquidsoul.com), Joe Boyd [<boyd1j@yahoo.co.uk>](mailto:boyd1j@yahoo.co.uk)
Subject: Re: LA Times article

I will sign one stating...

like the last settlement that is no longer in force...

that if they continue to negotiate in good faith I will not show the movie. However there will be an end of the week timebomb.

thank you.

phone: 323 988 9692

Sent from me.

On Sep 9, 2015, at 7:34 AM, Todd Musburger [<todd@musburger.com>](mailto:todd@musburger.com) wrote:

Alan: We must promptly comply with this request...if you cannot write it yourself, I will...

Todd W. Musburger
Todd W. Musburger, Ltd.
142 E. Ontario
Suite 500
Chicago, Illinois 60611
312 664 2600

----- Forwarded message -----

From: Cantor, Jon D. [<JDCantor@dykema.com>](mailto:JDCantor@dykema.com)
Date: Tue, Sep 8, 2015 at 9:34 PM
Subject: RE: LA Times article
To: Todd Musburger [<todd@musburger.com>](mailto:todd@musburger.com)
Cc: "tmcguire@wmeentertainment.com" [<tmcguire@wmeentertainment.com>](mailto:tmcguire@wmeentertainment.com), Liesl Copland [<LCopland@wmeentertainment.com>](mailto:LCopland@wmeentertainment.com)

Todd:

So after forwarding the LA Times article to my partners it appears we may have taken a step back and not move forward.

I have been asked on a number of occasions as to how do we know Allan Elliott will not attempt to arrange another public display of the film that we are unaware of.

Clearly this was the case as it related to Telluride and Toronto not to say anything about Chicago.

They inquired if we need anything in writing from Mr. Elliott to assure our client that this will not happen again.

I like you have attempted to sway my side that the relationship you and I had developed I did not believe this would happen.

Well it has and my veracity with my partners is not so good at this point.

As a result before we can move forward I will need something in writing from Mr. Elliott that he understands he needs to obtain the permission from Ms. Franklin before he attempts to have a public display of any kind of the film.

In addition to the above, we are dismayed that the amount of money being requested by our client now appears to be in the press. This places a bad light on Ms. Franklin that she is only after the money. While I will ask you how this reached the press I am sure no one on your side will fess up to it. The unnamed source. If you want to continue to pursue this project we need assurances that our negotiations will not be disclosed to any third party.

I believe you understand my client's position based upon our personal conversations

I believe you understand my client's position based upon our personal conversations.

I look forward to receiving my requested documents as a condition to moving forward.

Enjoy your evening.

Jon



Jon D. Cantor
Member

JDCantor@dykema.com

[213-457-1795](tel:213-457-1795) Direct
[213-457-1800](tel:213-457-1800) Main
[855-223-7058](tel:855-223-7058) Fax
[818-269-9099](tel:818-269-9099) Mobile

333 South Grand Avenue, Suite 2100
Los Angeles, California 90071
www.dykema.com

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From: alan elliott (ucla) alanelliott@g.ucla.edu
Subject: let's please set a time for Tuesday.
Date: September 6, 2015 at 1:40 PM
To: Tara.Bodden@HISCOX.com



thank you.

phone: 323 988 9692

Sent from a iPhone



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From: alan elliott (ucla) alanelliott@g.ucla.edu
Subject: Re: Lincoln Bandlow...
Date: September 6, 2015 at 6:03 PM
To: Bodden Tara Tara.Bodden@HISCOX.com



I need to also consider andrew bart.

thank you.

phone: 323 988 9692

Sent from a iPhone



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On Sep 6, 2015, at 6:56 PM, Bodden Tara <Tara.Bodden@HISCOX.com> wrote:

Lincoln is one of our preferred counsel, so this should be seamless going forward.

Sent from my iPad

On Sep 6, 2015, at 9:40 AM, alan elliott (ucla) <alanelliott@g.ucla.edu> wrote:

thank you.

phone: 323 988 9692

Sent from a iPhone



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Begin forwarded message:

From: "Bandlow, Lincoln" <lbandlow@foxrothschild.com>
Date: September 6, 2015 at 10:35:27 AM MDT
To: "alan elliott (ucla)" <alanelliott@g.ucla.edu>
Cc: Tom McGuire <tmcguire@wmeentertainment.com>, "Todd W. Musburger" <todd@musburger.com>, Liesl Copland <LCopland@wmeentertainment.com>, "Matt Farmer" <mifarmer0@gmail.com>, Tom Luddy <tom.luddy@gmail.com>, "Julie Huntsinger" <juliehuntsinger@mac.com>, Boyd Joe <boyd1j@yahoo.co.uk>, "Linda Lichter" <llichter@igna.com>, "Kirsten S. Laursen" <kirsten@telluridefilmfestival.org>, "Tirrell D. Whittle" <tirrell@goliquidsoul.com>
Subject: Re: Lincoln Bandlow...

I heard back from my Ninth Circuit judge friend (the former chief judge) and he didn't have a contact at the 10th circuit nor did he know about an emergency number. I left a message with the clerk of the 10th circuit but I doubt I would hear back until Tuesday. My Denver partners were unaware of any emergency number.

Looking at the news stories, it looks like Telluride has a replacement movie so I'm not sure they would play it tonight anyway. But probably a moot point because we just aren't going to find a judge to help us today. The timing of doing this on the Friday before Labor Day was pretty smart, I will give them that.

This is a blatantly unconstitutional prior restraint on speech. We can get it reversed. But not today. We can certainly be better prepared for Chicago. In fact, the better strategy is to file an action against her. She intentionally interfered with your business relations knowing you had the contract. I say we file suit against her ASAP.

Let me know if you want to set up a conference call.

Lincoln Bandlow
Fox Rothschild LLP
1800 Century Park East, Suite 300
Los Angeles, CA 90067
(310) 228-2913

On Sep 5, 2015, at 11:11 PM, alan elliott (ucla) <alanelliott@g.ucla.edu> wrote:

dear folks-

pursuant to todd suggesting I find Lincoln Bandlow...

well... I found- and just ran through the craziness with... Lincoln Bandlow (you may remember Lincoln from his quotes in the hollywood reporter a few hours back: <http://www.hollywoodreporter.com/thr-esq/aretha-franklin-granted-injunction-stop-820609>)

Lincoln, who specializes in first amendment law (<http://www.foxrothschild.com/lincoln-bandlow/>)...

is going to see if he can rustle up a tenth circuit judge for tomorrow morning as he feels...

this injunction is ahem... not good.

if he can source a judge in the morning... Lincoln feels this is winnable.

I have briefed Lincoln on the need to make sure telluride insurance is informed, etc. and he feels it will be difficult to find a judge but...

let's see. I told Lincoln he would be the hero of the festival of he can provide a win here too.

so... until the morning...

thank you.

phone: 323 988 9692

Sent from a iPhone



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From: Scott T. Rodgers srodgers@fwlaw.com

Subject: RE: Retainer

Date: September 15, 2015 at 8:22 AM

To: alan elliott (ucla) alanelliott@g.ucla.edu

Cc: Bodden Tara Tara.Bodden@HISCOX.com, Tom McGuire TMcGuire@wmeentertainment.com, Jack Tanner Jtanner@fwlaw.com

SR

Alan, Can you please send over the confirmation number on the wire transfer. We are unable to locate it. Thank you. Scott

Scott Rodgers
Fairfield and Woods, P.C.
1801 California Street, Suite 2600
Denver, Colorado 80202-2645

Direct Dial: (303) 894-4464
Fax: (303) 830-1033
E-Mail: srodgers@fwlaw.com
Web: <http://www.fwlaw.com>



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From: alan elliott (ucla) [mailto:alanelliott@g.ucla.edu]

Sent: Friday, September 11, 2015 2:32 PM

To: Scott T. Rodgers

Cc: Bodden Tara; Tom McGuire; Jack Tanner

Subject: Re: Retainer

please send me wiring instructions.

thank you.

-alan

phone: 323 988 9692

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On Sep 11, 2015, at 1:27 PM, Scott T. Rodgers <srodgers@fwlaw.com> wrote:

Alan, In light of the below, please let us know how you wish to proceed on paying the initial retainer. Scott

Scott Rodgers
Fairfield and Woods, P.C.
1801 California Street, Suite 2600
Denver, Colorado 80202-2645

Direct Dial: (303) 894-4464
Fax: (303) 830-1033
E-Mail: srodgers@fwlaw.com
Web: <http://www.fwlaw.com>

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From: Bodden Tara [<mailto:Tara.Bodden@HISCOX.com>]
Sent: Friday, September 11, 2015 2:14 PM
To: 'alan elliott (ucla)'; Scott T. Rodgers
Cc: Tom McGuire; Jack Tanner
Subject: RE: Retainer

Hi Alan,

You first have to satisfy the \$25,000 retention on the policy, beginning from the date of notification. We will pick up costs in excess of the retention.

Thanks, guys.

Best,

Tara

Tara D. Bodden, Esq.
Senior Vice President, Claims
Media & Technology Division
Hiscox USA

T +1 415 814 1448
F +1 415 291 8603
M +1 415 535 9529

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<image003.jpg>

-

From: alan elliott (ucla) [<mailto:alanelliott@g.ucla.edu>]
Sent: Friday, September 11, 2015 12:42
To: Scott T. Rodgers
Cc: Tom McGuire; Jack Tanner; Bodden Tara
Subject: Re: Retainer

hi scott

this was sent to tara bodden (cc'd here) through hiscox who will be handling this payment.

thank you.

-alan

phone: 323 988 9692

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<srodgers@fwlaw.com> wrote:

Alan, I am following up on our agreement regarding a retainer. While we understand that there may be insurance coverage, it was our understanding that the \$10,000 retainer would be paid from monies that were received by you the date of the hearing (9/4), namely

\$100,000. When may we expect payment. Scott

Scott Rodgers
Fairfield and Woods, P.C.
1801 California Street, Suite 2600
Denver, Colorado 80202-2645

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Cc: Bodden Tara Tara.Bodden@HISCOX.com, Tom McGuire TMcGuire@wmeentertainment.com, Jack Tanner Jtanner@fwlaw.com, Brian Cook bcook@fwlaw.com

SR

Alan, please note our wiring instructions. Thank you. Scott

Send funds to:

Wells Fargo Bank West, N.A.
420 Montgomery Street
San Francisco, CA 94104
ABA #121 000 248

Fairfield and Woods, P.C.
COLTAF Trust Account
Account #101 084 1812

Please reference client number or account number.

For international wires, Swift Code is
WFB IUS 6S

Scott Rodgers
Fairfield and Woods, P.C.
1801 California Street, Suite 2600
Denver, Colorado 80202-2645

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Sent: Friday, September 11, 2015 2:32 PM

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Cc: Bodden Tara; Tom McGuire; Jack Tanner

Subject: Re: Retainer

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-alan

phone: 323 988 9692

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Sent: Friday, September 11, 2015 2:14 PM

To: 'alan elliott (ucla)'; Scott T. Rodgers

Cc: Tom McGuire; Jack Tanner

Subject: RE: Retainer

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Best,

Tara

Tara D. Bodden, Esq.

Senior Vice President, Claims

Media & Technology Division

Hiscox USA

T +1 415 814 1448

F +1 415 291 8603

M +1 415 535 9529

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Sent: Friday, September 11, 2015 12:42

To: Scott T. Rodgers

Cc: Tom McGuire; Jack Tanner; Bodden Tara

Subject: Re: Retainer

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-alan

phone: 323 988 9692

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From: alan elliott (ucla) alanelliott@g.ucla.edu
Subject: tomorrow morning at 9 ok to talk?
Date: September 7, 2015 at 10:16 PM
To: Bodden Tara Tara.Bodden@HISCOX.com



thank you.

phone: 323 988 9692

Sent from a iPhone



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From: alan elliott (ucla) alanelliott@g.ucla.edu
Subject: tomorrow morning at 9 ok to talk?
Date: September 7, 2015 at 10:16 PM
To: Bodden Tara Tara.Bodden@HISCOX.com



thank you.

phone: 323 988 9692

Sent from a iPhone



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From: alan elliott (ucla) alanelliott@g.ucla.edu

Subject: Toronto: Producer pulls 'Amazing Grace' amid suit, but L.A. screening planned - LA Times

Date: September 8, 2015 at 7:01 PM

To: Bodden Tara Tara.Bodden@HISCOX.com



<http://www.latimes.com/entertainment/movies/moviesnow/la-et-mn-toronto-aretha-franklin-amazing-grace-movie-festival-20150908-story.html>

thank you.

phone: 323 988 9692

Sent from me.

From: alan elliott (ucla) alanelliott@g.ucla.edu 
Subject: Fwd: Transcript of Hearing
Date: September 9, 2015 at 11:03 AM
To: Bodden Tara Tara.Bodden@HISCOX.com



thank you.

-alan

phone: 323 988 9692

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Begin forwarded message:

From: Todd Musburger <todd@musburger.com>
Subject: Fwd: Transcript of Hearing
Date: September 9, 2015 at 10:46:08 AM PDT
To: Tom McGuire <tmcguire@wmeentertainment.com>, ALAN ELLIOTT <alanelliott@g.ucla.edu>

This came in before I reached him...Perhaps I could suggest that the deal for Aretha be included in a letter that both sides sign?

Todd W. Musburger
Todd W. Musburger, Ltd.
142 E. Ontario
Suite 500
Chicago, Illinois 60611
312 664 2600

----- Forwarded message -----

From: Cantor, Jon D. <JDCantor@dykema.com>
Date: Wed, Sep 9, 2015 at 11:59 AM
Subject: Transcript of Hearing
To: "Todd Musburger <todd@musburger.com> (todd@musburger.com)" <todd@musburger.com>

Todd:

Attached is the transcript of the Colorado hearing As we discussed I would like your client to execute a document which represents the following:

1. He has read or otherwise has had made available to him this transcript;
2. He understands that Judge John L. Kane has ruled that your client needs the prior permission of Ms. Franklin before any public showing.
3. He understands and agrees to be bound by Judge John L. Kane's ruling.
4. He has now disclosed all film festivals to us that he intended to publicly display the film and he has no further plans to publicly display the film.
5. He understands that if Ms. Franklin discovers any other public showings that have not been previously disclosed all further negotiations shall immediately cease.
6. If any further negotiations proceed they will remain confidential and no public disclosures will be made by any party with knowledge.

This document will need to be executed by the end of business today.

The only other alternative as explained this morning to join your client in the Colorado lawsuit and add at a minimum a declaratory relief cause of action.

I look forward to receiving your proposed document for my firm's consideration.

Jon

Jon D. Cantor
Dykema
Member

[213-457-1795](tel:213-457-1795) Direct
[213-457-1800](tel:213-457-1800) Main
[855-223-7058](tel:855-223-7058) Fax
[818-269-9099](tel:818-269-9099) Mobile

333 South Grand Avenue, Suite 2100
Los Angeles, California 90071
<http://www.dykema.com>

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