

**From:** Danielle Novelly <dnovelly@millerbarondess.com>  
**Sent:** Monday, January 22, 2024 7:02 PM  
**To:** Han, Andrew (HBO) <andrew.han@wbd.com>; Faure, Melissa (HBO) <melissa.faure@wbd.com>  
**Cc:** Sasha Frid <sfrid@Millerbarondess.com>; Colin H. Rolfs <crofcs@millerbarondess.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>  
**Subject:** Alan Elliott et al. v. Barry Tyerman et al., LASC Case No. 20STCV42553 - Defendants' Objections to Plaintiff's Deposition Subpoena to Warner Bros.  
**Attach:** NOD - Defendants' Objection to Notice of Deposition and Demand for Production of Documents to Warner Bros.pdf

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**EXTERNAL SENDER: Caution opening links or attachments**

Counsel,

Attached please find Defendants' Objection to Plaintiff's Deposition Subpoena to Steven Spira of Warner Bros. that was served today in the above-referenced matter.

Thanks,

Danielle

**Danielle Novelly**

MILLER | BARONDES S<sub>LLP</sub>

2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

Main: 310-552-4400

Direct: 310-552-5237

Fax: 310-552-8400

Mobile: 602-833-9609

[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

 Please consider the environment – do you really need to print this email?

1 LOUIS R. MILLER (State Bar No. 54141)  
smiller@millerbarondess.com  
2 A. SASHA FRID (State Bar No. 216800)  
sfrid@millerbarondess.com  
3 COLIN H. ROLFS (State Bar No. 280654)  
crolfs@millerbarondess.com  
4 MILLER BARONDESS, LLP  
2121 Avenue of the Stars, Suite 2600  
5 Los Angeles, California 90067  
Telephone: (310) 552-4400  
6 Facsimile: (310) 552-8400

7 Attorneys for Defendants BARRY TYERMAN, and  
JACKOWAY AUSTEN TYERMAN  
8 WERTHEIMER MANDELBAUM MORRIS  
BERNSTEIN TRATTNER & KLEIN  
9

10 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**  
11 **COUNTY OF LOS ANGELES, CENTRAL DISTRICT**

13 ALAN ELLIOTT; AMAZING GRACE  
14 MOVIE LLC; AL'S RECORDS AND TAPES  
INC.,

15 Plaintiffs,

16 v.

17 BARRY TYERMAN; JACKOWAY  
18 AUSTEN TYERMAN WERTHEIMER  
MANDELBAUM MORRIS BERNSTEIN  
TRATTNER & KLEIN, a Professional Law  
19 Corporation; and DOES 1 through 100,  
inclusive,

20 Defendants.  
21

**CASE NO. 20STCV42553**

**DEFENDANTS' OBJECTIONS TO  
PLAINTIFF'S NOTICE OF DEPOSITION  
AND DEMAND FOR PRODUCTION OF  
DOCUMENTS AND THINGS AT  
DEPOSITION OF STEVEN SPIRA OF  
WARNER BROS. PICTURES**

Date: January 26, 2024  
Time: 10:00 a.m.  
Place: DOUGLAS/HICKS LAW, PC  
5120 W. Goldleaf Circle Suite #140  
Los Angeles, CA 90056

Assigned for All Purposes to:  
Hon. Daniel S. Murphy, Dept. 32

Action Filed: November 5, 2020  
Trial Date: None Set

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28 659844.1

DEFENDANTS' OBJECTIONS TO PLAINTIFF'S NOTICE OF DEPOSITION AND DEMAND FOR  
PRODUCTION OF DOCUMENTS AND THINGS AT DEPOSITION OF STEVEN SPIRA OF WARNER BROS.  
PICTURES

1 **TO ALL INTERESTED PARTIES AND TO THEIR ATTORNEYS OF RECORD:**

2 PLEASE TAKE NOTICE that, pursuant to California Code of Civil Procedure §§  
3 2025.220, 2025.410, 2020.510 *et seq.*, Defendants Barry Tyerman and Jackoway Austen Tyerman  
4 Wertheimer Mandelbaum Morris Bernstein Trattner & Klein (“Defendants”) hereby object to  
5 Plaintiff Alan Elliott’s (“Plaintiff” or “Propounding Party”) Notice of Deposition of Steven Spira,  
6 President of Worldwide Business Affairs for Warner Bros. Pictures (the “Notice”), to take place at  
7 Douglas/Hicks Law, PC 5120 W. Goldleaf Circle, Suite #140, Los Angeles, CA 90056, as  
8 follows:

9 **OBJECTIONS TO DEPOSITION NOTICE**

10 1. Defendants object on the grounds that the Notice sets an arbitrary and unilateral  
11 date for the deposition, without consideration for the calendar of Deponent or Defendants’  
12 Counsel. Defendants’ Counsel is unavailable on that date. Defendants’ Counsel is willing to meet  
13 and confer to schedule another date.

14 2. Defendants object to the Notice on the grounds, and to the extent, that it calls for  
15 information: (i) that is protected by any privilege or protection, including, without limitation, the  
16 attorney-client privilege and the attorney work product doctrine; (ii) that was prepared in  
17 anticipation of litigation; (iii) that is a trade secret or confidential or proprietary information;  
18 and/or (iv) that is otherwise protected from disclosure under any statutory or common law.

19 3. Defendants object to the Notice on the grounds, and to the extent, that it seeks  
20 information that is not relevant to the subject matter of the pending proceedings.

21 DATED: January 22, 2024

MILLER BARONDESS, LLP

22  
23 By: 

24 A. SASHA FRID  
25 Attorneys for Defendants  
26 BARRY TYERMAN, and JACKOWAY  
27 AUSTEN TYERMAN WERTHEIMER  
28 MANDELBAUM MORRIS BERNSTEIN  
TRATTNER & KLEIN



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**SERVICE LIST**  
**Alan Elliott v. Barry Tyerman, et al**  
**Case No. 20STCV42553**

Maryann P. Gallagher  
LAW OFFICES OF MARYANN P.  
GALLAGHER  
205 South Broadway, Suite 920  
Los Angeles, CA 90012

*Attorneys for Plaintiffs*  
ALAN ELLIOTT, AMAZING GRACE  
MOVIE LLC, and AL'S RECORDS AND  
TAPES INC.

Tel: (213) 626-1810  
Fax: (213) 626-0961  
Email: mail@mpg-law.com

Carl E. Douglas  
Rachel Jacobs  
DOUGLAS / HICKS LAW  
5120 W. Goldleaf Circle, Suite 140  
Los Angeles, CA 90056

*Co-Counsel for Plaintiffs*  
ALAN ELLIOTT, AMAZING GRACE  
MOVIE LLC, and AL'S RECORDS AND  
TAPES INC.

Tel: (323) 655-6505  
Fax: (323) 927-1941  
Email: carl@douglashickslaw.com  
rachel@douglashickslaw.com

**From:** Han, Andrew (HBO) </O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=7236F4F3E6434BD9B9AFB5495C67D56E-HAN, ANDREW>  
**Sent:** Thursday, November 30, 2023 2:43 PM  
**To:** sfrid@Millerbarondess.com  
**Cc:** crolfs@millerbarondess.com; Faure, Melissa (HBO) <melissa.faure@wbd.com>  
**Subject:** FW: Amazing Grace Film  
**Attach:** SUB - Deposition Subpoena for Personal Appearance of Steve Spira.pdf

---

Hi Sasha –

Apologies, there was some internal miscommunication re your message. I'm actually the in-house attorney handling this matter. Could we have a call tomorrow to discuss this subpoena? I'm available anytime except 1-1:30 p.m. ET (please note that I'm on the East Coast).

Thanks so much,

Andy

## **Andy Han**

Director, Legal

Litigation

(212) 512-5636 (office+mobile)

Please note my new email address: [andrew.han@wbd.com](mailto:andrew.han@wbd.com)



---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Friday, November 17, 2023 11:41 AM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Eber, Lauren <[lauren.eber@wbd.com](mailto:lauren.eber@wbd.com)>  
**Subject:** RE: Amazing Grace Film

Thanks Wayne. Lauren, attached is a deposition subpoena for Mr. Spira. Please let me know if you will accept service. We are defense counsel in a case brought by the plaintiff who made Mr. Spira a key witness. Thank you for your consideration.

**Sasha Frid**

MILLER | BARONDES SLLP  
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Los Angeles, CA 90067  
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[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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---

**From:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Sent:** Thursday, November 16, 2023 5:04 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Eber, Lauren <[lauren.eber@wbd.com](mailto:lauren.eber@wbd.com)>  
**Subject:** RE: Amazing Grace Film

Hi Sasha:

You misunderstand me. I am not in the litigation group and am not a person who decides whether, or not, to accept service of process. If you actually want to offer us a courtesy, as you state, you will reach out to someone in that group. Given my understanding that we have begun producing documents in the matter, I suspect that you know who those persons may be, but in case you don't, I'm copying Lauren Eber from our litigation group who can address your request.

Thanks.

-W

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Thursday, November 16, 2023 4:53 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Wayne: Steve Spira was indeed identified by the plaintiff as the person who was involved in the negotiations for the film and who has relevant information. We will seek his deposition as an individual. Given that you are not authorized to accept service for him, we will have to serve him personally. I wanted to offer you the courtesy of accepting service for him to minimize any disruption. Thank you for your consideration. Sasha

**Sasha Frid**

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Los Angeles, CA 90067  
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[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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---

**From:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Sent:** Thursday, November 16, 2023 12:38 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Hi Sasha:

I am not in the litigation group at the company and as such don't have authority to accept service of process. That said, our litigation group has advised that they will begin producing documents in response to your document subpoena today. As I believe you will see, Steve Spira is not going to be a knowledgeable witness on this matter. It may make sense for you to review the documents that are being produced before you decide who you want to seek to depose at the company. Thanks.

-W

## Wayne M. Smith

Head of Legal | WB Motion Picture Group

[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com) | (818) 954-6007



---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Wednesday, November 15, 2023 1:29 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Wayne:

I am attaching a subpoena for the deposition of Steve Spira. Please let me know if you will accept service of the subpoena. I noticed it for December 7 by ZOOM. If December 7 doesn't work for you or Mr. Spira, let me know and I will select another date. I don't expect my questioning to last for more than one hour. Thanks. Sasha

### Sasha Frid

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2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

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[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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---

**From:** Sasha Frid  
**Sent:** Thursday, November 09, 2023 2:26 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Thanks Dan; putting you on bcc. Wayne, nice to meet you over email. Please let me know when we can chat. I also want to discuss Steve Spiro. Thanks. Sasha

**Sasha Frid**

MILLER | BARONDES S<sub>LLP</sub>

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Los Angeles, CA 90067

Main: 310-552-4400

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[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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---

**From:** Furie, Dan <[daniel.furie@wbd.com](mailto:daniel.furie@wbd.com)>

**Sent:** Thursday, November 09, 2023 12:16 PM

**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>

**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>

**Subject:** Re: Amazing Grace Film

Hi. Sasha-

Please contact Wayne Smith who is head of legal (cc'd above). Thanks.

Regards,

Dan

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>

**Date:** Thursday, November 9, 2023 at 11:45 AM

**To:** Furie, Dan <[daniel.furie@wbd.com](mailto:daniel.furie@wbd.com)>

**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>

**Subject:** Amazing Grace Film

[CAUTION]

This email originated outside Warner Bros.

**EXTERNAL SENDER: Caution opening links or attachments**

Dan:

My name is Sasha Frid. I am an attorney representing Barry Tyerman in a lawsuit filed by Alan Elliott relating to the Amazing Grace film. I wanted to talk to you about the film. Do you have some time for a quick call? Thank you.

Sasha

**Sasha Frid**

MILLER | BARONDESS LLP

2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

Main: 310-552-4400

Direct: 310-552-5228

Fax: 310-552-8400

[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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PLAINTIFF/PETITIONER: Alan Elliott, et al.	CASE NUMBER:
DEFENDANT/RESPONDENT: Barry Tyerman, et al.	20STCV42553

**PROOF OF SERVICE OF DEPOSITION SUBPOENA FOR PERSONAL APPEARANCE**

1. I served this *Deposition Subpoena for Personal Appearance* by personally delivering a copy to the person served as follows:

- a. Person served (*name*): Steve Spira
- b. Address where served: 5234 W 2nd St, Los Angeles, CA 90004
- c. Date of delivery:
- d. Time of delivery:
- e. Witness fees and mileage both ways (*check one*):
  - (1)  were paid. Amount: ..... \$ \_\_\_\_\_
  - (2)  were not paid.
  - (3)  were tendered to the witness's public entity employer as required by Government Code section 68097.2. The amount tendered was (*specify*): ..... \$ \_\_\_\_\_
- f. Fee for service: ..... \$ \_\_\_\_\_

2. I received this subpoena for service on (*date*):

3. Person serving:

- a.  Not a registered California process server
- b.  California sheriff or marshal
- c.  Registered California process server
- d.  Employee or independent contractor of a registered California process server
- e.  Exempt from registration under Business and Professions Code section 22350(b)
- f.  Registered professional photocopier
- g.  Exempt from registration under Business and Professions Code section 22451
- h. Name, address, telephone number, and, if applicable, county of registration and number:

**I declare** under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

**(For California sheriff or marshal use only)**  
**I certify** that the foregoing is true and correct.

Date:

Date:

▶ \_\_\_\_\_  
(SIGNATURE)

▶ \_\_\_\_\_  
(SIGNATURE)

**From:** Han, Andrew (HBO) </o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=7236f4f3e6434bd9b9afb5495c67d56e-Han, Andrew>  
**Sent:** Thursday, November 30, 2023 4:48 PM  
**To:** Sasha Frid <sfrid@Millerbarondess.com>  
**Cc:** Colin H. Rolfs <crolfs@millerbarondess.com>; Faure, Melissa (HBO) <melissa.faure@wbd.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>  
**Subject:** Re: Amazing Grace Film

---

2 pm ET is great. Could you send a dial in?

Also, I understand that a process server attempted to serve Mr. Spira with the subpoena at his home this week. Could you please refrain from doing so until we talk? We are open to working with you in responding to the subpoena.

Many thanks,  
Andy

Get [Outlook for iOS](#)

---

**From:** Sasha Frid <sfrid@Millerbarondess.com>  
**Sent:** Thursday, November 30, 2023 7:03:40 PM  
**To:** Han, Andrew (HBO) <andrew.han@wbd.com>  
**Cc:** Colin H. Rolfs <crolfs@millerbarondess.com>; Faure, Melissa (HBO) <melissa.faure@wbd.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>  
**Subject:** RE: Amazing Grace Film

Andy: Yes, tomorrow works for me. How about 2 pm EST?

### Sasha Frid

MILLER | BARONDES S<sub>LLP</sub>  
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[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Han, Andrew (HBO) <andrew.han@wbd.com>  
**Sent:** Thursday, November 30, 2023 2:43 PM  
**To:** Sasha Frid <sfrid@Millerbarondess.com>  
**Cc:** Colin H. Rolfs <crolfs@millerbarondess.com>; Faure, Melissa (HBO) <melissa.faure@wbd.com>  
**Subject:** FW: Amazing Grace Film

Hi Sasha –

Apologies, there was some internal miscommunication re your message. I'm actually the in-house attorney handling this matter. Could we have a call tomorrow to discuss this subpoena? I'm available anytime except 1-1:30 p.m. ET (please note that I'm on the East Coast).

Thanks so much,

Andy

## Andy Han

Director, Legal

Litigation

(212) 512-5636 (office+mobile)

Please note my new email address: [andrew.han@wbd.com](mailto:andrew.han@wbd.com)



---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Friday, November 17, 2023 11:41 AM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Eber, Lauren <[lauren.eber@wbd.com](mailto:lauren.eber@wbd.com)>  
**Subject:** RE: Amazing Grace Film

Thanks Wayne. Lauren, attached is a deposition subpoena for Mr. Spira. Please let me know if you will accept service. We are defense counsel in a case brought by the plaintiff who made Mr. Spira a key witness. Thank you for your consideration.

**Sasha Frid**

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[Biography](#)

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**From:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>

**Sent:** Thursday, November 16, 2023 5:04 PM

**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>

**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Eber, Lauren <[lauren.eber@wbd.com](mailto:lauren.eber@wbd.com)>

**Subject:** RE: Amazing Grace Film

Hi Sasha:

You misunderstand me. I am not in the litigation group and am not a person who decides whether, or not, to accept service of process. If you actually want to offer us a courtesy, as you state, you will reach out to someone in that group. Given my understanding that we have begun producing documents in the matter, I suspect that you know who those persons may be, but in case you don't, I'm copying Lauren Eber from our litigation group who can address your request.

Thanks.

-W

---

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**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>

**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>

**Subject:** RE: Amazing Grace Film

Wayne: Steve Spira was indeed identified by the plaintiff as the person who was involved in the negotiations for the film and who has relevant information. We will seek his deposition as an individual. Given that you are not authorized to accept service for him, we will have to serve him personally. I wanted to offer you the courtesy of accepting service for him to minimize any disruption. Thank you for your consideration. Sasha

**Sasha Frid**

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**Subject:** RE: Amazing Grace Film

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-W

**Wayne M. Smith**

Head of Legal | WB Motion Picture Group

[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com) | (818) 954-6007



---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Wednesday, November 15, 2023 1:29 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

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**Sasha Frid**

MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Direct: 310-552-5228  
Fax: 310-552-8400  
[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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---

**From:** Sasha Frid  
**Sent:** Thursday, November 09, 2023 2:26 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Thanks Dan; putting you on bcc. Wayne, nice to meet you over email. Please let me know when we can chat. I also want to discuss Steve Spiro. Thanks. Sasha

**Sasha Frid**

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2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Direct: 310-552-5228  
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[www.millerbarondess.com](http://www.millerbarondess.com)

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**From:** Furie, Dan <[daniel.furie@wbd.com](mailto:daniel.furie@wbd.com)>  
**Sent:** Thursday, November 09, 2023 12:16 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Subject:** Re: Amazing Grace Film

Hi. Sasha-

Please contact Wayne Smith who is head of legal (cc'd above). Thanks.

Regards,

Dan

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Date:** Thursday, November 9, 2023 at 11:45 AM  
**To:** Furie, Dan <[daniel.furie@wbd.com](mailto:daniel.furie@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** Amazing Grace Film

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**EXTERNAL SENDER: Caution opening links or attachments**

Dan:

My name is Sasha Frid. I am an attorney representing Barry Tyerman in a lawsuit filed by Alan Elliott relating to the Amazing Grace film. I wanted to talk to you about the film. Do you have some time for a quick call? Thank you.

Sasha

**Sasha Frid**

MILLER | BARONDESS LLP

2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

Main: 310-552-4400

Direct: 310-552-5228

Fax: 310-552-8400

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**From:** Han, Andrew (HBO) </O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=7236F4F3E6434BD9B9AFB5495C67D56E-HAN, ANDREW>  
**Sent:** Monday, December 4, 2023 8:36 AM  
**To:** Sasha Frid <sfrid@Millerbarondess.com>  
**Cc:** Colin H. Rolfs <crolfs@millerbarondess.com>; Faure, Melissa (HBO) <melissa.faure@wbd.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>; Alexandria Alamango <aalamango@millerbarondess.com>  
**Subject:** RE: Amazing Grace Film

---

Hi Sasha,

It was good to talk to you last week. We would be willing to provide a declaration along the lines of what you described. What is the best way to proceed? Can you provide us with a proposed draft, or perhaps at least a template/example? You'd also mentioned that this declaration might need to include additional statements due to WB's association with this matter. Any further guidance on that point would be helpful.

Let me know if another call would help. Thanks,

Andy

---

**From:** Alexandria Alamango <aalamango@millerbarondess.com>  
**Sent:** Friday, December 1, 2023 11:35 AM  
**To:** Sasha Frid <sfrid@Millerbarondess.com>; Han, Andrew (HBO) <andrew.han@wbd.com>  
**Cc:** Colin H. Rolfs <crolfs@millerbarondess.com>; Faure, Melissa (HBO) <melissa.faure@wbd.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>  
**Subject:** RE: Amazing Grace Film

Good morning.

The call-in number is 866-642-2818 and the access code is 3105525228.

A calendar invite has also been sent.

**Alexandria Alamango**

## Legal Assistant

MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Fax: 310-552-8400  
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[www.millerbarondess.com](http://www.millerbarondess.com)

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**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Thursday, November 30, 2023 4:54 PM  
**To:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Alex, please send

## Sasha Frid

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2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
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Direct: 310-552-5228  
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[www.millerbarondess.com](http://www.millerbarondess.com)  
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**From:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Sent:** Thursday, November 30, 2023 4:48 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>  
**Subject:** Re: Amazing Grace Film

2 pm ET is great. Could you send a dial in?

Also, I understand that a process server attempted to serve Mr. Spira with the subpoena at his home this week. Could you please refrain from doing so until we talk? We are open to working with you in responding to the subpoena.

Many thanks,

Andy

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---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Thursday, November 30, 2023 7:03:40 PM  
**To:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Andy: Yes, tomorrow works for me. How about 2 pm EST?

### Sasha Frid

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Los Angeles, CA 90067

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[www.millerbarondess.com](http://www.millerbarondess.com)

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**From:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Sent:** Thursday, November 30, 2023 2:43 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>  
**Subject:** FW: Amazing Grace Film

Hi Sasha –

Apologies, there was some internal miscommunication re your message. I'm actually the in-house attorney handling this matter. Could we have a call tomorrow to discuss this subpoena? I'm available anytime except 1-1:30 p.m. ET (please note that I'm on the East Coast).

Thanks so much,

Andy

## Andy Han

Director, Legal

Litigation

(212) 512-5636 (office+mobile)

Please note my new email address: [andrew.han@wbd.com](mailto:andrew.han@wbd.com)



---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Friday, November 17, 2023 11:41 AM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Eber, Lauren <[lauren.eber@wbd.com](mailto:lauren.eber@wbd.com)>  
**Subject:** RE: Amazing Grace Film

Thanks Wayne. Lauren, attached is a deposition subpoena for Mr. Spira. Please let me know if you will accept service. We are defense counsel in a case brought by the plaintiff who made Mr. Spira a key witness. Thank you for your consideration.

**Sasha Frid**

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Los Angeles, CA 90067

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[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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**From:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>

**Sent:** Thursday, November 16, 2023 5:04 PM

**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>

**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Eber, Lauren <[lauren.eber@wbd.com](mailto:lauren.eber@wbd.com)>

**Subject:** RE: Amazing Grace Film

Hi Sasha:

You misunderstand me. I am not in the litigation group and am not a person who decides whether, or not, to accept service of process. If you actually want to offer us a courtesy, as you state, you will reach out to someone in that group. Given my understanding that we have begun producing documents in the matter, I suspect that you know who those persons may be, but in case you don't, I'm copying Lauren Eber from our litigation group who can address your request.

Thanks.

-W

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>

**Sent:** Thursday, November 16, 2023 4:53 PM

**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>

**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>

**Subject:** RE: Amazing Grace Film

Wayne: Steve Spira was indeed identified by the plaintiff as the person who was involved in the negotiations for the film and who has relevant information. We will seek his deposition as an individual. Given that you are not authorized to accept service for him, we will have to serve him personally. I wanted to offer you the courtesy of accepting service for

him to minimize any disruption. Thank you for your consideration. Sasha

**Sasha Frid**

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2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

Main: 310-552-4400

Direct: 310-552-5228

Fax: 310-552-8400

[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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**From:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>

**Sent:** Thursday, November 16, 2023 12:38 PM

**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>

**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>

**Subject:** RE: Amazing Grace Film

Hi Sasha:

I am not in the litigation group at the company and as such don't have authority to accept service of process. That said, our litigation group has advised that they will begin producing documents in response to your document subpoena today. As I believe you will see, Steve Spira is not going to be a knowledgeable witness on this matter. It may make sense for you to review the documents that are being produced before you decide who you want to seek to depose at the company. Thanks.

-W

**Wayne M. Smith**

Head of Legal | WB Motion Picture Group

[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com) | (818) 954-6007



---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>

**Sent:** Wednesday, November 15, 2023 1:29 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Wayne:

I am attaching a subpoena for the deposition of Steve Spira. Please let me know if you will accept service of the subpoena. I noticed it for December 7 by ZOOM. If December 7 doesn't work for you or Mr. Spira, let me know and I will select another date. I don't expect my questioning to last for more than one hour. Thanks. Sasha

**Sasha Frid**

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2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Direct: 310-552-5228  
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[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Sasha Frid  
**Sent:** Thursday, November 09, 2023 2:26 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Thanks Dan; putting you on bcc. Wayne, nice to meet you over email. Please let me know when we can chat. I also want to discuss Steve Spiro. Thanks. Sasha

**Sasha Frid**

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[www.millerbarondess.com](http://www.millerbarondess.com)  
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**From:** Furie, Dan <[daniel.furie@wbd.com](mailto:daniel.furie@wbd.com)>  
**Sent:** Thursday, November 09, 2023 12:16 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Subject:** Re: Amazing Grace Film

Hi. Sasha-

Please contact Wayne Smith who is head of legal (cc'd above). Thanks.

Regards,

Dan

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Date:** Thursday, November 9, 2023 at 11:45 AM  
**To:** Furie, Dan <[daniel.furie@wbd.com](mailto:daniel.furie@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** Amazing Grace Film

[CAUTION]

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**EXTERNAL SENDER: Caution opening links or attachments**

Dan:

My name is Sasha Frid. I am an attorney representing Barry Tyerman in a lawsuit filed by Alan Elliott relating to the Amazing Grace film. I wanted to talk to you about the film. Do you have some time for a quick call? Thank you.

Sasha

**Sasha Frid**

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Los Angeles, CA 90067

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**From:** Han, Andrew (HBO) </O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=7236F4F3E6434BD9B9AFB5495C67D56E-HAN, ANDREW>  
**Sent:** Monday, December 18, 2023 7:46 AM  
**To:** Sasha Frid <sfrid@Millerbarondess.com>  
**Cc:** Colin H. Rolfs <crolfs@millerbarondess.com>; Faure, Melissa (HBO) <melissa.faure@wbd.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>; Alexandria Alamango <aalamango@millerbarondess.com>; Danielle Novelty <dnovelty@millerbarondess.com>  
**Subject:** RE: Amazing Grace Film

---

Sasha – Thanks very much. This is super helpful. We’ll review and circle back.

Andy

---

**From:** Sasha Frid <sfrid@Millerbarondess.com>  
**Sent:** Friday, December 15, 2023 6:48 PM  
**To:** Han, Andrew (HBO) <andrew.han@wbd.com>  
**Cc:** Colin H. Rolfs <crolfs@millerbarondess.com>; Faure, Melissa (HBO) <melissa.faure@wbd.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>; Alexandria Alamango <aalamango@millerbarondess.com>; Danielle Novelty <dnovelty@millerbarondess.com>  
**Subject:** RE: Amazing Grace Film

Andy: Per our discussion, attached is a draft declaration with the exhibits referenced therein. Please review and let me know if you have any questions. We look forward to hearing from you. Thanks. Sasha

**Sasha Frid**

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[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**Sent:** Monday, December 04, 2023 8:36 AM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Hi Sasha,

It was good to talk to you last week. We would be willing to provide a declaration along the lines of what you described. What is the best way to proceed? Can you provide us with a proposed draft, or perhaps at least a template/example? You'd also mentioned that this declaration might need to include additional statements due to WB's association with this matter. Any further guidance on that point would be helpful.

Let me know if another call would help. Thanks,

Andy

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**Sent:** Friday, December 1, 2023 11:35 AM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Good morning.

The call-in number is 866-642-2818 and the access code is 3105525228.

A calendar invite has also been sent.

**Alexandria Alamango**  
**Legal Assistant**

MILLER | BARONDES S<sub>LLP</sub>  
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Los Angeles, CA 90067

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Fax: 310-552-8400  
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[www.millerbarondess.com](http://www.millerbarondess.com)

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**Sent:** Thursday, November 30, 2023 4:54 PM  
**To:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Alex, please send

**Sasha Frid**

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[www.millerbarondess.com](http://www.millerbarondess.com)  
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**From:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Sent:** Thursday, November 30, 2023 4:48 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>  
**Subject:** Re: Amazing Grace Film

2 pm ET is great. Could you send a dial in?

Also, I understand that a process server attempted to serve Mr. Spira with the subpoena at his home this week. Could you please refrain from doing so until we talk? We are open to working with you in responding to the subpoena.

Many thanks,

Andy

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---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Thursday, November 30, 2023 7:03:40 PM  
**To:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Andy: Yes, tomorrow works for me. How about 2 pm EST?

#### Sasha Frid

MILLER | BARONDES S<sub>LLP</sub>

2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

Main: 310-552-4400

Direct: 310-552-5228

Fax: 310-552-8400

[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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**Subject:** FW: Amazing Grace Film

Hi Sasha –

Apologies, there was some internal miscommunication re your message. I'm actually the in-house attorney handling this matter. Could we have a call tomorrow to discuss this subpoena? I'm available anytime except 1-1:30 p.m. ET (please note that I'm on the East Coast).

Thanks so much,

Andy

## Andy Han

Director, Legal

Litigation

(212) 512-5636 (office+mobile)

Please note my new email address: [andrew.han@wbd.com](mailto:andrew.han@wbd.com)



---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Friday, November 17, 2023 11:41 AM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Eber, Lauren <[lauren.eber@wbd.com](mailto:lauren.eber@wbd.com)>  
**Subject:** RE: Amazing Grace Film

Thanks Wayne. Lauren, attached is a deposition subpoena for Mr. Spira. Please let me know if you will accept service. We are defense counsel in a case brought by the plaintiff who made Mr. Spira a key witness. Thank you for your consideration.

**Sasha Frid**

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2121 Avenue of the Stars, 26th Floor

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[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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**From:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>

**Sent:** Thursday, November 16, 2023 5:04 PM

**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>

**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Eber, Lauren <[lauren.eber@wbd.com](mailto:lauren.eber@wbd.com)>

**Subject:** RE: Amazing Grace Film

Hi Sasha:

You misunderstand me. I am not in the litigation group and am not a person who decides whether, or not, to accept service of process. If you actually want to offer us a courtesy, as you state, you will reach out to someone in that group. Given my understanding that we have begun producing documents in the matter, I suspect that you know who those persons may be, but in case you don't, I'm copying Lauren Eber from our litigation group who can address your request.

Thanks.

-W

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>

**Sent:** Thursday, November 16, 2023 4:53 PM

**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>

**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>

**Subject:** RE: Amazing Grace Film

Wayne: Steve Spira was indeed identified by the plaintiff as the person who was involved in the negotiations for the film and who has relevant information. We will seek his deposition as an individual. Given that you are not authorized to accept service for him, we will have to serve him personally. I wanted to offer you the courtesy of accepting service for him to minimize any disruption. Thank you for your consideration. Sasha

**Sasha Frid**

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[www.millerbarondess.com](http://www.millerbarondess.com)

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**From:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>

**Sent:** Thursday, November 16, 2023 12:38 PM

**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>

**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>

**Subject:** RE: Amazing Grace Film

Hi Sasha:

I am not in the litigation group at the company and as such don't have authority to accept service of process. That said, our litigation group has advised that they will begin producing documents in response to your document subpoena today. As I believe you will see, Steve Spira is not going to be a knowledgeable witness on this matter. It may make sense for you to review the documents that are being produced before you decide who you want to seek to depose at the company. Thanks.

-W

**Wayne M. Smith**

Head of Legal | WB Motion Picture Group

[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com) | (818) 954-6007



---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>

**Sent:** Wednesday, November 15, 2023 1:29 PM

**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>

**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>

**Subject:** RE: Amazing Grace Film

Wayne:

I am attaching a subpoena for the deposition of Steve Spira. Please let me know if you will accept service of the subpoena. I noticed it for December 7 by ZOOM. If December 7 doesn't work for you or Mr. Spira, let me know and I will select another date. I don't expect my questioning to last for more than one hour. Thanks. Sasha

**Sasha Frid**

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[www.millerbarondess.com](http://www.millerbarondess.com)

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---

**From:** Sasha Frid

**Sent:** Thursday, November 09, 2023 2:26 PM

**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>

**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>

**Subject:** RE: Amazing Grace Film

Thanks Dan; putting you on bcc. Wayne, nice to meet you over email. Please let me know when we can chat. I also want to discuss Steve Spiro. Thanks. Sasha

**Sasha Frid**

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[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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---

**From:** Furie, Dan <[daniel.furie@wbd.com](mailto:daniel.furie@wbd.com)>

**Sent:** Thursday, November 09, 2023 12:16 PM

**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>

**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>

**Subject:** Re: Amazing Grace Film

Hi. Sasha-

Please contact Wayne Smith who is head of legal (cc'd above). Thanks.

Regards,

Dan

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Date:** Thursday, November 9, 2023 at 11:45 AM  
**To:** Furie, Dan <[daniel.furie@wbd.com](mailto:daniel.furie@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** Amazing Grace Film

[CAUTION]

This email originated outside Warner Bros.

**EXTERNAL SENDER: Caution opening links or attachments**

Dan:

My name is Sasha Frid. I am an attorney representing Barry Tyerman in a lawsuit filed by Alan Elliott relating to the Amazing Grace film. I wanted to talk to you about the film. Do you have some time for a quick call? Thank you.

Sasha

**Sasha Frid**

MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067  
Main: 310-552-4400  
Direct: 310-552-5228  
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**From:** Han, Andrew (HBO) </o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=7236f4f3e6434bd9b9afb5495c67d56e-Han, Andrew>  
**Sent:** Saturday, December 23, 2023 6:40 PM  
**To:** Sasha Frid <sfrid@Millerbarondess.com>  
**Cc:** Colin H. Rolfs <crolfs@millerbarondess.com>; Faure, Melissa (HBO) <melissa.faure@wbd.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>; Alexandria Alamango <aalamango@millerbarondess.com>; Danielle Novelly <dnovelly@millerbarondess.com>  
**Subject:** Re: Amazing Grace Film

---

Hi Sasha- Our offices are closed through Jan. 1, but we have been reviewing and should be able to get it back to you shortly after the New Year. Please let me know if there is a hard deadline we need to meet.

Thanks and have a wonderful holiday,  
Andy

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---

**From:** Sasha Frid <sfrid@Millerbarondess.com>  
**Sent:** Friday, December 22, 2023 7:48:36 PM  
**To:** Han, Andrew (HBO) <andrew.han@wbd.com>  
**Cc:** Colin H. Rolfs <crolfs@millerbarondess.com>; Faure, Melissa (HBO) <melissa.faure@wbd.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>; Alexandria Alamango <aalamango@millerbarondess.com>; Danielle Novelly <dnovelly@millerbarondess.com>  
**Subject:** Re: Amazing Grace Film

Andrew - following up on this. Hope you have a great holiday.

On Dec 15, 2023, at 3:47 'a0PM, Sasha Frid <sfrid@millerbarondess.com> wrote:

&#0;257 ?

Andy: Per our discussion, attached is a draft declaration with the exhibits referenced therein. Please review and let me know if you have any questions. We look forward to hearing from you. Thanks. Sasha

### Sasha Frid

MILLER | BARONDES S<sub>LLP</sub>  
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[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Sent:** Monday, December 04, 2023 8:36 AM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Hi Sasha,

It was good to talk to you last week. We would be willing to provide a declaration along the lines of what you described. What is the best way to proceed? Can you provide us with a proposed draft, or perhaps at least a template/example? You'd also mentioned that this declaration might need to include additional statements due to WB's association with this matter. Any further guidance on that point would be helpful.

Let me know if another call would help. Thanks,

Andy

---

**From:** Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>  
**Sent:** Friday, December 1, 2023 11:35 AM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Good morning,

The call-in number is 866-642-2818 and the access code is 3105525228.

A calendar invite has also been sent.

**Alexandria Alamango**  
**Legal Assistant**

MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Fax: 310-552-8400  
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[www.millerbarondess.com](http://www.millerbarondess.com)

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**Sent:** Thursday, November 30, 2023 4:54 PM  
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**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Alex, please send

**Sasha Frid**

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**Subject:** Re: Amazing Grace Film

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**Subject:** RE: Amazing Grace Film

Andy: Yes, tomorrow works for me. How about 2 pm EST?

### Sasha Frid

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**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>  
**Subject:** FW: Amazing Grace Film

Hi Sasha –

Apologies, there was some internal miscommunication re your message. I'm actually the in-house attorney handling this matter. Could we have a call tomorrow to discuss this subpoena? I'm available anytime except 1-1:30 p.m. ET (please note that I'm on the East Coast).

Thanks so much,

Andy

## Andy Han

Director, Legal

Litigation

(212) 512-5636 (office+mobile)

Please note my new email address: [andrew.han@wbd.com](mailto:andrew.han@wbd.com)



---

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**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Eber, Lauren <[lauren.eber@wbd.com](mailto:lauren.eber@wbd.com)>  
**Subject:** RE: Amazing Grace Film

Thanks Wayne. Lauren, attached is a deposition subpoena for Mr. Spira. Please let me know if you will

accept service. We are defense counsel in a case brought by the plaintiff who made Mr. Spira a key witness.  
Thank you for your consideration.

**Sasha Frid**

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**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Eber, Lauren <[lauren.eber@wbd.com](mailto:lauren.eber@wbd.com)>  
**Subject:** RE: Amazing Grace Film

Hi Sasha:

You misunderstand me. I am not in the litigation group and am not a person who decides whether, or not, to accept service of process. If you actually want to offer us a courtesy, as you state, you will reach out to someone in that group. Given my understanding that we have begun producing documents in the matter, I suspect that you know who those persons may be, but in case you don't, I'm copying Lauren Eber from our litigation group who can address your request.

Thanks.

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**Sasha Frid**

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**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
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I am not in the litigation group at the company and as such don't have authority to accept service of process. That said, our litigation group has advised that they will begin producing documents in response to your document subpoena today. As I believe you will see, Steve Spira is not going to be a knowledgeable witness on this matter. It may make sense for you to review the documents that are being produced before you decide who you want to seek to depose at the company. Thanks.

-W

**Wayne M. Smith**

Head of Legal | WB Motion Picture Group

[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com) | (818) 954-6007



---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Wednesday, November 15, 2023 1:29 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Wayne:

I am attaching a subpoena for the deposition of Steve Spira. Please let me know if you will accept service of the subpoena. I noticed it for December 7 by ZOOM. If December 7 doesn't work for you or Mr. Spira, let me know and I will select another date. I don't expect my questioning to last for more than one hour. Thanks. Sasha

**Sasha Frid**

MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Direct: 310-552-5228  
Fax: 310-552-8400  
[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Sasha Frid  
**Sent:** Thursday, November 09, 2023 2:26 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Thanks Dan; putting you on bcc. Wayne, nice to meet you over email. Please let me know when we can chat. I also want to discuss Steve Spiro. Thanks. Sasha

**Sasha Frid**

MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Direct: 310-552-5228  
Fax: 310-552-8400  
[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)

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---

**From:** Furie, Dan <[daniel.furie@wbd.com](mailto:daniel.furie@wbd.com)>  
**Sent:** Thursday, November 09, 2023 12:16 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Subject:** Re: Amazing Grace Film

Hi. Sasha-

Please contact Wayne Smith who is head of legal (cc'd above). Thanks.

Regards,

Dan

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Date:** Thursday, November 9, 2023 at 11:45 AM  
**To:** Furie, Dan <[daniel.furie@wbd.com](mailto:daniel.furie@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** Amazing Grace Film

[CAUTION]  
This email originated outside Warner Bros.

**EXTERNAL SENDER: Caution opening links or attachments**

Dan:

My name is Sasha Frid. I am an attorney representing Barry Tyerman in a lawsuit filed by Alan Elliott relating to the Amazing Grace film. I wanted to talk to you about the film. Do you have some time for a quick call? Thank you.

Sasha

**Sasha Frid**

MILLER | BARONDESS LLP

2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

Main: 310-552-4400

Direct: 310-552-5228

Fax: 310-552-8400

[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

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**From:** Alexandria Alamango <aalamango@millerbarondess.com>  
**Sent:** Friday, December 1, 2023 8:35 AM  
**To:** Sasha Frid <sfrid@Millerbarondess.com>; Han, Andrew (HBO) <andrew.han@wbd.com>  
**Cc:** Colin H. Rolfs <crolfs@millerbarondess.com>; Faure, Melissa (HBO) <melissa.faure@wbd.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>  
**Subject:** RE: Amazing Grace Film

---

Good morning.

The call-in number is 866-642-2818 and the access code is 3105525228.

A calendar invite has also been sent.

**Alexandria Alamango**  
**Legal Assistant**

MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Fax: 310-552-8400  
[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)

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---

**From:** Sasha Frid <sfrid@Millerbarondess.com>  
**Sent:** Thursday, November 30, 2023 4:54 PM  
**To:** Han, Andrew (HBO) <andrew.han@wbd.com>  
**Cc:** Colin H. Rolfs <crolfs@millerbarondess.com>; Faure, Melissa (HBO) <melissa.faure@wbd.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>; Alexandria Alamango <aalamango@millerbarondess.com>  
**Subject:** RE: Amazing Grace Film

Alex, please send

**Sasha Frid**

MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400

Direct: 310-552-5228  
Fax: 310-552-8400  
[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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---

**From:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Sent:** Thursday, November 30, 2023 4:48 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>  
**Subject:** Re: Amazing Grace Film

2 pm ET is great. Could you send a dial in?

Also, I understand that a process server attempted to serve Mr. Spira with the subpoena at his home this week. Could you please refrain from doing so until we talk? We are open to working with you in responding to the subpoena.

Many thanks,

Andy

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---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Thursday, November 30, 2023 7:03:40 PM  
**To:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Andy: Yes, tomorrow works for me. How about 2 pm EST?

**Sasha Frid**

MILLER | BARONDESS LLP

2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

Main: 310-552-4400

Direct: 310-552-5228

Fax: 310-552-8400

[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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---

**From:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>

**Sent:** Thursday, November 30, 2023 2:43 PM

**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>

**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>

**Subject:** FW: Amazing Grace Film

Hi Sasha –

Apologies, there was some internal miscommunication re your message. I'm actually the in-house attorney handling this matter. Could we have a call tomorrow to discuss this subpoena? I'm available anytime except 1-1:30 p.m. ET (please note that I'm on the East Coast).

Thanks so much,

Andy

**Andy Han**

Director, Legal

Litigation

(212) 512-5636 (office+mobile)

Please note my new email address: [andrew.han@wbd.com](mailto:andrew.han@wbd.com)

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Friday, November 17, 2023 11:41 AM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Eber, Lauren <[lauren.eber@wbd.com](mailto:lauren.eber@wbd.com)>  
**Subject:** RE: Amazing Grace Film

Thanks Wayne. Lauren, attached is a deposition subpoena for Mr. Spira. Please let me know if you will accept service. We are defense counsel in a case brought by the plaintiff who made Mr. Spira a key witness. Thank you for your consideration.

**Sasha Frid**

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Los Angeles, CA 90067  
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[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Sent:** Thursday, November 16, 2023 5:04 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Eber, Lauren <[lauren.eber@wbd.com](mailto:lauren.eber@wbd.com)>  
**Subject:** RE: Amazing Grace Film

Hi Sasha:

You misunderstand me. I am not in the litigation group and am not a person who decides whether, or not, to accept service of process. If you actually want to offer us a courtesy, as you state, you will reach out to someone in that group.

Given my understanding that we have begun producing documents in the matter, I suspect that you know who those persons may be, but in case you don't, I'm copying Lauren Eber from our litigation group who can address your request.

Thanks.

-W

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Thursday, November 16, 2023 4:53 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Wayne: Steve Spira was indeed identified by the plaintiff as the person who was involved in the negotiations for the film and who has relevant information. We will seek his deposition as an individual. Given that you are not authorized to accept service for him, we will have to serve him personally. I wanted to offer you the courtesy of accepting service for him to minimize any disruption. Thank you for your consideration. Sasha

#### **Sasha Frid**

MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Direct: 310-552-5228  
Fax: 310-552-8400  
[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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---

**From:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Sent:** Thursday, November 16, 2023 12:38 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Hi Sasha:

I am not in the litigation group at the company and as such don't have authority to accept service of process. That said, our litigation group has advised that they will begin producing documents in response to your document subpoena today. As I believe you will see, Steve Spira is not going to be a knowledgeable witness on this matter. It may make sense for you to review the documents that are being produced before you decide who you want to seek to depose at the company. Thanks.

-W

## Wayne M. Smith

Head of Legal | WB Motion Picture Group

[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com) | (818) 954-6007



---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Wednesday, November 15, 2023 1:29 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Wayne:

I am attaching a subpoena for the deposition of Steve Spira. Please let me know if you will accept service of the subpoena. I noticed it for December 7 by ZOOM. If December 7 doesn't work for you or Mr. Spira, let me know and I will select another date. I don't expect my questioning to last for more than one hour. Thanks. Sasha

## Sasha Frid

MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Direct: 310-552-5228  
Fax: 310-552-8400  
[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Sasha Frid  
**Sent:** Thursday, November 09, 2023 2:26 PM

**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Thanks Dan; putting you on bcc. Wayne, nice to meet you over email. Please let me know when we can chat. I also want to discuss Steve Spiro. Thanks. Sasha

**Sasha Frid**

MILLER | BARONDESS LLP

2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

Main: 310-552-4400

Direct: 310-552-5228

Fax: 310-552-8400

[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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**From:** Furie, Dan <[daniel.furie@wbd.com](mailto:daniel.furie@wbd.com)>  
**Sent:** Thursday, November 09, 2023 12:16 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Subject:** Re: Amazing Grace Film

Hi. Sasha-

Please contact Wayne Smith who is head of legal (cc'd above). Thanks.

Regards,

Dan

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Date:** Thursday, November 9, 2023 at 11:45 AM  
**To:** Furie, Dan <[daniel.furie@wbd.com](mailto:daniel.furie@wbd.com)>

**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** Amazing Grace Film

[CAUTION]  
This email originated outside Warner Bros.

**EXTERNAL SENDER: Caution opening links or attachments**

Dan:

My name is Sasha Frid. I am an attorney representing Barry Tyerman in a lawsuit filed by Alan Elliott relating to the Amazing Grace film. I wanted to talk to you about the film. Do you have some time for a quick call? Thank you.

Sasha

**Sasha Frid**

MILLER | BARONDESS<sup>LLP</sup>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Direct: 310-552-5228  
Fax: 310-552-8400  
[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
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**From:** Han, Andrew (HBO) <andrew.han@wbd.com>  
**Sent:** Thursday, January 4, 2024 12:04 PM  
**To:** Sasha Frid <sfrid@Millerbarondess.com>  
**Cc:** Colin H. Rolfs <crolfs@millerbarondess.com>; Faure, Melissa (HBO) <melissa.faure@wbd.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>; Alexandria Alamango <aalamango@millerbarondess.com>; Danielle Novelly <dnovelly@millerbarondess.com>; Justin Stinar <jstinar@Millerbarondess.com>  
**Subject:** RE: Amazing Grace Film  
**Attach:** Elliott v. Tyerman - Decl. of S. Spira - signed.pdf

---

Sasha –

Attached is the signed declaration from Mr. Spira. Should you need anything further from Mr. Spira, or from WBD, please let me know.

Thank you,

Andy

## Andy Han

Director, Legal

Litigation

(212) 512-5636 (office+mobile)

Please note my new email address: [andrew.han@wbd.com](mailto:andrew.han@wbd.com)



**From:** Sasha Frid <sfrid@Millerbarondess.com>  
**Sent:** Tuesday, January 2, 2024 9:43 PM  
**To:** Han, Andrew (HBO) <andrew.han@wbd.com>  
**Cc:** Colin H. Rolfs <crolfs@millerbarondess.com>; Faure, Melissa (HBO) <melissa.faure@wbd.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>; Alexandria Alamango <aalamango@millerbarondess.com>; Danielle Novelly <dnovelly@millerbarondess.com>; Justin Stinar <jstinar@Millerbarondess.com>  
**Subject:** RE: Amazing Grace Film

Andrew – thanks; and yes.

**Sasha Frid**

MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Direct: 310-552-5228  
Fax: 310-552-8400  
[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Sent:** Tuesday, January 02, 2024 6:41 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Hi Sasha – Happy New Year to you as well. We are on track to get you the signed declaration by the 5<sup>th</sup>.

Is Adobe Sign / DocuSign acceptable?

Andy

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Tuesday, January 2, 2024 6:45 PM  
**To:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Andrew – happy new year. Hope you had a nice holiday. Just checking on this?

**Sasha Frid**

MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Direct: 310-552-5228  
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[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Sent:** Saturday, December 23, 2023 6:40 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>  
**Subject:** Re: Amazing Grace Film

Hi Sasha- Our offices are closed through Jan. 1, but we have been reviewing and should be able to get it back to you shortly after the New Year. Please let me know if there is a hard deadline we need to meet.

Thanks and have a wonderful holiday,

Andy

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**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Friday, December 22, 2023 7:48:36 PM  
**To:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>  
**Subject:** Re: Amazing Grace Film

Andrew - following up on this. Hope you have a great holiday.

On Dec 15, 2023, at 3:47 'a0PM, Sasha Frid <[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)> wrote:

&#0;257 ?

Andy: Per our discussion, attached is a draft declaration with the exhibits referenced therein. Please review and let me know if you have any questions. We look forward to hearing from you. Thanks. Sasha

#### **Sasha Frid**

M I L L E R | B A R O N D E S S L L P

2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

Main: 310-552-4400

Direct: 310-552-5228

Fax: 310-552-8400

[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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---

**From:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Sent:** Monday, December 04, 2023 8:36 AM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Hi Sasha,

It was good to talk to you last week. We would be willing to provide a declaration along the lines of what you described. What is the best way to proceed? Can you provide us with a proposed draft, or perhaps at least a template/example? You'd also mentioned that this declaration might need to include additional statements due to WB's association with this matter. Any further guidance on that point would be helpful.

Let me know if another call would help. Thanks,

Andy

---

**From:** Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>  
**Sent:** Friday, December 1, 2023 11:35 AM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Good morning.

The call-in number is 866-642-2818 and the access code is 3105525228.

A calendar invite has also been sent.

**Alexandria Alamango**  
**Legal Assistant**

MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Fax: 310-552-8400  
[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)

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---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Thursday, November 30, 2023 4:54 PM  
**To:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO)

<[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>

**Subject:** RE: Amazing Grace Film

Alex, please send

**Sasha Frid**

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Los Angeles, CA 90067

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Direct: 310-552-5228

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[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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---

**From:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>

**Sent:** Thursday, November 30, 2023 4:48 PM

**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>

**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO)

<[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>

**Subject:** Re: Amazing Grace Film

2 pm ET is great. Could you send a dial in?

Also, I understand that a process server attempted to serve Mr. Spira with the subpoena at his home this week. Could you please refrain from doing so until we talk? We are open to working with you in responding to the subpoena.

Many thanks,

Andy

Get [Outlook for iOS](#)

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Thursday, November 30, 2023 7:03:40 PM  
**To:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Andy: Yes, tomorrow works for me. How about 2 pm EST?

### Sasha Frid

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[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Sent:** Thursday, November 30, 2023 2:43 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>  
**Subject:** FW: Amazing Grace Film

Hi Sasha –

Apologies, there was some internal miscommunication re your message. I'm actually the in-house attorney handling this matter. Could we have a call tomorrow to discuss this subpoena? I'm available anytime except 1-1:30 p.m. ET (please note that I'm on the East Coast).

Thanks so much,

Andy

**Andy Han**

Director, Legal

Litigation

(212) 512-5636 (office+mobile)

Please note my new email address: [andrew.han@wbd.com](mailto:andrew.han@wbd.com)



---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Friday, November 17, 2023 11:41 AM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Eber, Lauren <[lauren.eber@wbd.com](mailto:lauren.eber@wbd.com)>  
**Subject:** RE: Amazing Grace Film

Thanks Wayne. Lauren, attached is a deposition subpoena for Mr. Spira. Please let me know if you will accept service. We are defense counsel in a case brought by the plaintiff who made Mr. Spira a key witness. Thank you for your consideration.

**Sasha Frid**

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[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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**From:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Sent:** Thursday, November 16, 2023 5:04 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Eber, Lauren <[lauren.eber@wbd.com](mailto:lauren.eber@wbd.com)>  
**Subject:** RE: Amazing Grace Film

Hi Sasha:

You misunderstand me. I am not in the litigation group and am not a person who decides whether, or not, to accept service of process. If you actually want to offer us a courtesy, as you state, you will reach out to someone in that group. Given my understanding that we have begun producing documents in the matter, I suspect that you know who those persons may be, but in case you don't, I'm copying Lauren Eber from our litigation group who can address your request.

Thanks.

-W

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Thursday, November 16, 2023 4:53 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Wayne: Steve Spira was indeed identified by the plaintiff as the person who was involved in the negotiations for the film and who has relevant information. We will seek his deposition as an individual. Given that you are not authorized to accept service for him, we will have to serve him personally. I wanted to offer you the courtesy of accepting service for him to minimize any disruption. Thank you for your consideration. Sasha

**Sasha Frid**

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Los Angeles, CA 90067  
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Fax: 310-552-8400

[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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---

**From:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Sent:** Thursday, November 16, 2023 12:38 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Hi Sasha:

I am not in the litigation group at the company and as such don't have authority to accept service of process. That said, our litigation group has advised that they will begin producing documents in response to your document subpoena today. As I believe you will see, Steve Spira is not going to be a knowledgeable witness on this matter. It may make sense for you to review the documents that are being produced before you decide who you want to seek to depose at the company. Thanks.

-W

## Wayne M. Smith

Head of Legal | WB Motion Picture Group

[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com) | (818) 954-6007



---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Wednesday, November 15, 2023 1:29 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Wayne:

I am attaching a subpoena for the deposition of Steve Spira. Please let me know if you will accept service

of the subpoena. I noticed it for December 7 by ZOOM. If December 7 doesn't work for you or Mr. Spira, let me know and I will select another date. I don't expect my questioning to last for more than one hour. Thanks. Sasha

**Sasha Frid**

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Direct: 310-552-5228  
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[www.millerbarondess.com](http://www.millerbarondess.com)  
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**From:** Sasha Frid  
**Sent:** Thursday, November 09, 2023 2:26 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Thanks Dan; putting you on bcc. Wayne, nice to meet you over email. Please let me know when we can chat. I also want to discuss Steve Spiro. Thanks. Sasha

**Sasha Frid**

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2121 Avenue of the Stars, 26th Floor  
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[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Furie, Dan <[daniel.furie@wbd.com](mailto:daniel.furie@wbd.com)>  
**Sent:** Thursday, November 09, 2023 12:16 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Subject:** Re: Amazing Grace Film

Hi. Sasha-

Please contact Wayne Smith who is head of legal (cc'd above). Thanks.

Regards,

Dan

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Date:** Thursday, November 9, 2023 at 11:45 AM  
**To:** Furie, Dan <[daniel.furie@wbd.com](mailto:daniel.furie@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** Amazing Grace Film

[CAUTION]  
This email originated outside Warner Bros.

**EXTERNAL SENDER: Caution opening links or attachments**

Dan:

My name is Sasha Frid. I am an attorney representing Barry Tyerman in a lawsuit filed by Alan Elliott relating to the Amazing Grace film. I wanted to talk to you about the film. Do you have some time for a quick call? Thank you.

Sasha

**Sasha Frid**  
MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Direct: 310-552-5228  
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## **DECLARATION OF STEVEN SPIRA**

I, Steven Spira, declare as follows:

1. I am the President of Worldwide Business Affairs for Warner Bros. Pictures, a division of WB Studio Enterprises Inc. ("Warner Bros."). I have personal knowledge of the facts set forth herein, and if called as a witness, I would and could testify competently thereto.

### **Quitclaim Agreements**

2. On December 11, 2007, Warner Bros. and Alan Elliott and his company Al's Records and Tapes ("Elliott") entered into a Quitclaim Agreement with respect to footage of Aretha Franklin's ("Franklin") 1972 performance of her album, *Amazing Grace* (the "Film"), directed by Sydney Pollack ("Pollack"). A true and correct copy of the Quitclaim Agreement is attached hereto as Exhibit 1 (WBD 000180).

3. On November 2, 2010, Warner Bros. and Elliott entered into an Amendment to Quitclaim Agreement. A true and correct copy of the Amendment to Quitclaim Agreement is attached hereto as Exhibit 2 (WBD 000258).

4. On December 14, 2012, Warner Bros. and Elliott entered into a further Amendment to Quitclaim Agreement. A true and correct copy of this Amendment to Quitclaim Agreement is attached hereto as Exhibit 3 (WBD 000254).

### **Pollack Rights**

5. Warner Bros. did not represent to Elliott that it had or could transfer to Elliott any applicable rights in the Film, including any rights of Pollack. Rather, the Quitclaim Agreement contained a clause requiring Elliott to obtain all necessary authorizations, consents, and releases and pay all necessary reuse fees and other compensation required by collective bargaining agreements for the Film, among other things. (Exhibit 1, § 2.)

6. The records in the Warner Bros. files were not sufficiently complete to indicate whether Warner Bros. (including its predecessors in interest) had acquired Pollack's rights in the Film or whether the Film had been prepared for Warner Bros. as a work-for-hire. The only record located in the Warner Bros. files regarding arrangements with Pollack as to his directing of the Film was an Inter-Office Memo dated March 14, 1972, which references an agreement to pay \$1,500 for Pollack's services in producing and directing the Film and states that DGA contributions would be billed later. A true and correct copy of the Inter-Office Memo is attached hereto as Exhibit 4 (WBD 000185). The Inter-Office Memo ends: "Please prepare a check and send it to me for transmittal with an appropriate letter."

7. Warner Bros. was not able to determine whether the letter and \$1,500 check referenced in the Inter-Office Memo were in fact sent to Pollack or whether DGA contributions were paid. Further, given the relatively small amount of the check, Warner Bros. was unable to rule out the possibility of other additional financial agreements or arrangements with Pollack as to the Film.

**Warner Bros. Did Not Distribute The Film**

8. Warner Bros. had a right to acquire the Film for distribution under certain circumstances under the Quitclaim Agreement, as amended. Warner Bros., however, did not acquire or distribute the Film. Warner Bros.'s decision to neither acquire nor distribute the Film was not as a result of any claims made by Pollack's estate or its attorney, Barry Tyerman. Warner Bros. declined to acquire or distribute the Film for business reasons that were unrelated to any claims made by Pollack's estate.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on this 4th day of January, 2024, at Burbank, California.

steven spira  
steven spira (Jan 4, 2024 10:39 PST)

---

Steven Spira

# Elliott v. Tyerman - Decl. of S. Spira

Final Audit Report

2024-01-04

Created:	2024-01-03
By:	sara stuckey (sara.stuckey@wbd.com)
Status:	Signed
Transaction ID:	CBJCHBCAABAAzrK3TT2yVoalpdvJmxcQ3ZPHvCponq-

## "Elliott v. Tyerman - Decl. of S. Spira" History

-  Document created by sara stuckey (sara.stuckey@wbd.com)  
2024-01-03 - 10:50:28 PM GMT- IP address: 168.161.192.15
-  Document emailed to steve.spira@wbd.com for signature  
2024-01-03 - 10:51:30 PM GMT
-  Email viewed by steve.spira@wbd.com  
2024-01-03 - 11:02:22 PM GMT- IP address: 168.161.192.15
-  Signer steve.spira@wbd.com entered name at signing as steven spira  
2024-01-04 - 6:39:04 PM GMT- IP address: 168.161.192.15
-  Document e-signed by steven spira (steve.spira@wbd.com)  
Signature Date: 2024-01-04 - 6:39:06 PM GMT - Time Source: server- IP address: 168.161.192.15
-  Agreement completed.  
2024-01-04 - 6:39:06 PM GMT

**From:** Han, Andrew (HBO) </O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=7236F4F3E6434BD9B9AFB5495C67D56E-HAN, ANDREW>  
**Sent:** Tuesday, January 2, 2024 6:41 PM  
**To:** Sasha Frid <sfrid@Millerbarondess.com>  
**Cc:** Colin H. Rolfs <crolfs@millerbarondess.com>; Faure, Melissa (HBO) <melissa.faure@wbd.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>; Alexandria Alamango <aalamango@millerbarondess.com>; Danielle Novelly <dnovelly@millerbarondess.com>  
**Subject:** RE: Amazing Grace Film

---

Hi Sasha – Happy New Year to you as well. We are on track to get you the signed declaration by the 5<sup>th</sup>.

Is Adobe Sign / DocuSign acceptable?

Andy

---

**From:** Sasha Frid <sfrid@Millerbarondess.com>  
**Sent:** Tuesday, January 2, 2024 6:45 PM  
**To:** Han, Andrew (HBO) <andrew.han@wbd.com>  
**Cc:** Colin H. Rolfs <crolfs@millerbarondess.com>; Faure, Melissa (HBO) <melissa.faure@wbd.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>; Alexandria Alamango <aalamango@millerbarondess.com>; Danielle Novelly <dnovelly@millerbarondess.com>  
**Subject:** RE: Amazing Grace Film

Andrew – happy new year. Hope you had a nice holiday. Just checking on this?

**Sasha Frid**

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[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

**From:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Sent:** Saturday, December 23, 2023 6:40 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>  
**Subject:** Re: Amazing Grace Film

Hi Sasha- Our offices are closed through Jan. 1, but we have been reviewing and should be able to get it back to you shortly after the New Year. Please let me know if there is a hard deadline we need to meet.

Thanks and have a wonderful holiday,

Andy

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---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Friday, December 22, 2023 7:48:36 PM  
**To:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>  
**Subject:** Re: Amazing Grace Film

Andrew - following up on this. Hope you have a great holiday.

On Dec 15, 2023, at 3:47 'a0PM, Sasha Frid <[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)> wrote:

&#0;257 ?

Andy: Per our discussion, attached is a draft declaration with the exhibits referenced therein. Please review and let me know if you have any questions. We look forward to hearing from you. Thanks. Sasha

**Sasha Frid**

MILLER | BARONDESS LLP

2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

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Direct: 310-552-5228

Fax: 310-552-8400

[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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---

**From:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>

**Sent:** Monday, December 04, 2023 8:36 AM

**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>

**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>

**Subject:** RE: Amazing Grace Film

Hi Sasha,

It was good to talk to you last week. We would be willing to provide a declaration along the lines of what you described. What is the best way to proceed? Can you provide us with a proposed draft, or perhaps at least a template/example? You'd also mentioned that this declaration might need to include additional statements due to WB's association with this matter. Any further guidance on that point would be helpful.

Let me know if another call would help. Thanks,

Andy

---

**From:** Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>

**Sent:** Friday, December 1, 2023 11:35 AM

**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>

**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>

**Subject:** RE: Amazing Grace Film

Good morning.

The call-in number is 866-642-2818 and the access code is 3105525228.

A calendar invite has also been sent.

**Alexandria Alamango**  
**Legal Assistant**

MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Fax: 310-552-8400  
[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)

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---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Thursday, November 30, 2023 4:54 PM  
**To:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Alex, please send

**Sasha Frid**

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Los Angeles, CA 90067  
Main: 310-552-4400  
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Fax: 310-552-8400  
[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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---

**From:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Sent:** Thursday, November 30, 2023 4:48 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>  
**Subject:** Re: Amazing Grace Film

2 pm ET is great. Could you send a dial in?

Also, I understand that a process server attempted to serve Mr. Spira with the subpoena at his home this week. Could you please refrain from doing so until we talk? We are open to working with you in responding to the subpoena.

Many thanks,

Andy

Get [Outlook for iOS](#)

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Thursday, November 30, 2023 7:03:40 PM  
**To:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Andy: Yes, tomorrow works for me. How about 2 pm EST?

**Sasha Frid**

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Los Angeles, CA 90067

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[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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**From:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Sent:** Thursday, November 30, 2023 2:43 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>  
**Subject:** FW: Amazing Grace Film

Hi Sasha –

Apologies, there was some internal miscommunication re your message. I'm actually the in-house attorney handling this matter. Could we have a call tomorrow to discuss this subpoena? I'm available anytime except 1-1:30 p.m. ET (please note that I'm on the East Coast).

Thanks so much,

Andy

## **Andy Han**

Director, Legal

Litigation

(212) 512-5636 (office+mobile)

*Please note my new email address: [andrew.han@wbd.com](mailto:andrew.han@wbd.com)*



---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Friday, November 17, 2023 11:41 AM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Eber, Lauren <[lauren.eber@wbd.com](mailto:lauren.eber@wbd.com)>  
**Subject:** RE: Amazing Grace Film

Thanks Wayne. Lauren, attached is a deposition subpoena for Mr. Spira. Please let me know if you will accept service. We are defense counsel in a case brought by the plaintiff who made Mr. Spira a key witness. Thank you for your consideration.

**Sasha Frid**

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Fax: 310-552-8400  
[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Sent:** Thursday, November 16, 2023 5:04 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Eber, Lauren <[lauren.eber@wbd.com](mailto:lauren.eber@wbd.com)>  
**Subject:** RE: Amazing Grace Film

Hi Sasha:

You misunderstand me. I am not in the litigation group and am not a person who decides whether, or not, to accept service of process. If you actually want to offer us a courtesy, as you state, you will reach out to someone in that group. Given my understanding that we have begun producing documents in the matter, I suspect that you know who those persons may be, but in case you don't, I'm copying Lauren Eber from our litigation group who can address your request.

Thanks.

-W

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Thursday, November 16, 2023 4:53 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Wayne: Steve Spira was indeed identified by the plaintiff as the person who was involved in the negotiations for the film and who has relevant information. We will seek his deposition as an individual. Given that you are not authorized to accept service for him, we will have to serve him personally. I wanted to offer you the courtesy of accepting service for him to minimize any disruption. Thank you for your consideration. Sasha

**Sasha Frid**

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Los Angeles, CA 90067  
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Fax: 310-552-8400  
[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Sent:** Thursday, November 16, 2023 12:38 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Hi Sasha:

I am not in the litigation group at the company and as such don't have authority to accept service of process. That said, our litigation group has advised that they will begin producing documents in response to your document subpoena today. As I believe you will see, Steve Spira is not going to be a knowledgeable witness on this matter. It may make sense for you to review the documents that are being produced before you decide who you want to seek to depose at the company. Thanks.

-W

## Wayne M. Smith

Head of Legal | WB Motion Picture Group

[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com) | (818) 954-6007



---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Wednesday, November 15, 2023 1:29 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Wayne:

I am attaching a subpoena for the deposition of Steve Spira. Please let me know if you will accept service of the subpoena. I noticed it for December 7 by ZOOM. If December 7 doesn't work for you or Mr. Spira, let me know and I will select another date. I don't expect my questioning to last for more than one hour. Thanks. Sasha

### Sasha Frid

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Fax: 310-552-8400

[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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**From:** Sasha Frid  
**Sent:** Thursday, November 09, 2023 2:26 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Thanks Dan; putting you on bcc. Wayne, nice to meet you over email. Please let me know when we can chat. I also want to discuss Steve Spiro. Thanks. Sasha

**Sasha Frid**

MILLER | BARONDES S<sub>LLP</sub>

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[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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**From:** Furie, Dan <[daniel.furie@wbd.com](mailto:daniel.furie@wbd.com)>

**Sent:** Thursday, November 09, 2023 12:16 PM

**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>

**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>

**Subject:** Re: Amazing Grace Film

Hi. Sasha-

Please contact Wayne Smith who is head of legal (cc'd above). Thanks.

Regards,

Dan

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>

**Date:** Thursday, November 9, 2023 at 11:45 AM

**To:** Furie, Dan <[daniel.furie@wbd.com](mailto:daniel.furie@wbd.com)>

**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>

**Subject:** Amazing Grace Film

[CAUTION]

This email originated outside Warner Bros.

**EXTERNAL SENDER: Caution opening links or attachments**

Dan:

My name is Sasha Frid. I am an attorney representing Barry Tyerman in a lawsuit filed by Alan Elliott relating to the Amazing Grace film. I wanted to talk to you about the film. Do you have some time for a quick call? Thank you.

Sasha

**Sasha Frid**

MILLER | BARONDESS LLP  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Direct: 310-552-5228  
Fax: 310-552-8400  
[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
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**From:** Han, Andrew (HBO) <andrew.han@wbd.com>  
**Sent:** Tuesday, November 21, 2023 4:38 PM  
**To:** Danielle Novelly <dnovelly@millerbarondess.com>  
**Cc:** Faure, Melissa (HBO) <melissa.faure@wbd.com>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

---

Hi Danielle,

It was good to speak with you just now. As we discussed, we will complete our production on or before Friday, December 1, 2023. We understand that no further extensions are available given your court deadlines.

We appreciate your understanding. Please don't hesitate to contact me if you have any questions or would like to discuss. Have a good holiday. Thank you,

Andy

## Andy Han

Director, Legal

Litigation

(212) 512-5636 (office+mobile)

Please note my new email address: [andrew.han@wbd.com](mailto:andrew.han@wbd.com)



---

**From:** Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>  
**Sent:** Friday, November 17, 2023 5:05 PM  
**To:** Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>  
**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>

**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

We received WBD 000001 – 109. Thank you.

**Justin Stinar**  
**Paralegal**

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2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Fax: 310-552-8400  
[jstinar@millerbarondess.com](mailto:jstinar@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)

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**From:** Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>  
**Sent:** Friday, November 17, 2023 11:54 AM  
**To:** Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>  
**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

I have uploaded documents Bates stamped WBD 000001 – 109. Could you confirm that this worked? I can't seem to be able to view the documents after dropping them in the folder.

Thank you,

**Melissa Faure**

Sr. Paralegal, Litigation

---

**From:** Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>  
**Sent:** Thursday, November 16, 2023 5:50 PM  
**To:** Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>  
**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Please use the renewed link below to upload the documents.

Link: <https://nextcloud.millerbarondess.com/index.php/s/MkwHCWoNGxEzy8A>

Password: BJZjLkbG29

Expiration: 11/24/23

---

**From:** [Faure, Melissa \(HBO\)](#)

**Sent:** Thursday, November 16, 2023 2:42 PM

**To:** [Danielle Novelly](#)

**Cc:** [Sasha Frid](#); [Zachary Sarnoff](#); [Colin H. Rolfs](#); [Justin Stinar](#)

**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Danielle,

Thank you for your message. I was at a day-long work meeting yesterday and did not get your call, my apologies. We will be producing the first batch of documents tomorrow, Friday, with more next week before the holiday break. Please note that we needed to notify Neon per our contractual obligations before producing the HBO/Neon license agreement, which caused a delay, but this will be included in the production. I will confirm tomorrow once the documents have been uploaded and will keep you posted on progress.

I appreciate your patience.

Thank you,

**Melissa Faure**

Sr. Paralegal, Litigation

230 Park Avenue South, New York, NY 10003

[Melissa.Faure@warnermedia.com](mailto:Melissa.Faure@warnermedia.com)

(212) 548-5089



---

**From:** Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>  
**Sent:** Wednesday, November 15, 2023 8:52 PM  
**To:** Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>  
**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Melissa,

I left you a voicemail following up on our emails below. As requested on 10/31, we sent you a link to upload documents. To date, we have not received any documents from you. When will you be producing the documents? Please send us all documents before November 22, 2023. We prefer to avoid motion practice, but will move forward if we do not hear from you.

Please let me know if you have any questions or would like to discuss.

Thank you,

**Danielle Novelly**

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2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

Main: 310-552-4400

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Fax: 310-552-8400

Mobile: 602-833-9609

[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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**From:** Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>  
**Sent:** Tuesday, November 7, 2023 3:03 PM  
**To:** Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>  
**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

I'm just following up on this. No documents were ever uploaded to the link below. Do you have an estimate of when a document production will be made?

**Justin Stinar**  
**Paralegal**

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2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Fax: 310-552-8400  
[jstinar@millerbarondess.com](mailto:jstinar@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)

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**From:** Justin Stinar  
**Sent:** Tuesday, October 31, 2023 5:57 PM  
**To:** Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>  
**Cc:** Sasha Frid <[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Please use the below link.

Link: <https://nextcloud.millerbarondess.com/index.php/s/icxHY9A3JH6drCC>

Password: Q3dD34TGyb

Expiration: 11/7/23

**Justin Stinar**  
**Paralegal**

MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067  
Main: 310-552-4400  
Fax: 310-552-8400  
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**From:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Sent:** Tuesday, October 31, 2023 5:44 PM  
**To:** Ricky Reis <[rreis@Millerbarondess.com](mailto:rreis@Millerbarondess.com)>  
**Cc:** Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Ricky,

Please provide a link/password for upload, per the below.

Thanks!

**Colin H. Rolfs**

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2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Direct: 310-552-5242  
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[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
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**From:** Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>  
**Sent:** Tuesday, October 31, 2023 5:33 PM  
**To:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Colin,

Please see the attached letter with Responses and Objections to the Subpoenas. Also, do you have a secure FTP site or shared drive we can use to send documents?

Thank you,

## Melissa Faure

Sr. Paralegal, Litigation

230 Park Avenue South, New York, NY 10003

[Melissa.Faure@warnermedia.com](mailto:Melissa.Faure@warnermedia.com)



---

**From:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Sent:** Wednesday, October 18, 2023 8:55 PM  
**To:** Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>  
**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Hi Melissa,

Yes, that extension until October 31 is fine. Please note, however, that we are unlikely to be able to afford further extensions, given the case schedule.

Regards,

**Colin H. Rolfs**

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2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

Main: 310-552-4400

Direct: 310-552-5242

Fax: 310-552-8400

[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

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**From:** Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>

**Sent:** Wednesday, October 18, 2023 1:08 PM

**To:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>

**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>

**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Hi Colin,

I hope you are well. I am writing to ask for an additional short extension, just until the end of the month.

Thank you very much,

**Melissa Faure**

Sr. Paralegal, Litigation

---

**From:** Faure, Melissa (HBO)

**Sent:** Thursday, September 28, 2023 3:31 PM

**To:** 'Colin H. Rolfs' <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>

**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>

**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Received, thank you. Thank you as well for agreeing to an additional 2-week extension (October 19).

Regards,

**Melissa Faure**

Sr. Litigation Administrator

230 Park Avenue South, New York, NY 10003

[Melissa.Faure@warnermedia.com](mailto:Melissa.Faure@warnermedia.com)



---

**From:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Sent:** Thursday, September 28, 2023 3:19 PM  
**To:** Faure, Melissa (HBO) <[melissa.faure@warnermedia.com](mailto:melissa.faure@warnermedia.com)>  
**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Hi Melissa,

Per our call, attached please find the complaint and protective order.

Best,

**Colin H. Rolfs**

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[www.millerbarondess.com](http://www.millerbarondess.com)  
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**From:** Faure, Melissa (HBO) <[melissa.faure@warnermedia.com](mailto:melissa.faure@warnermedia.com)>  
**Sent:** Thursday, September 28, 2023 11:40 AM  
**To:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Hi Colin,

I am available for the next hour or so in case that works for you. You can reach me at (212) 548-5089. I look forward to speaking with you.

Thanks very much,

**Melissa Faure**

Sr. Litigation Administrator

---

**From:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Sent:** Wednesday, September 27, 2023 6:11 PM  
**To:** Faure, Melissa (HBO) <[melissa.faure@warnermedia.com](mailto:melissa.faure@warnermedia.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

**EXTERNAL SENDER: Caution opening links or attachments**

Hi Melissa,

Following up on this. Is there a time tomorrow we could speak?

Best,

**Colin H. Rolfs**

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Los Angeles, CA 90067

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Direct: 310-552-5242

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**From:** Colin H. Rolfs

**Sent:** Tuesday, September 26, 2023 10:44 AM

**To:** 'Faure, Melissa (HBO)' <[melissa.faure@warnermedia.com](mailto:melissa.faure@warnermedia.com)>

**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Hi Melissa:

Are you available for a call this afternoon to discuss the status of HBO and Warner Bros. response?

Best,

**Colin H. Rolfs**

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2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

Main: 310-552-4400

Direct: 310-552-5242

Fax: 310-552-8400

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**From:** Faure, Melissa (HBO) <[melissa.faure@warnermedia.com](mailto:melissa.faure@warnermedia.com)>  
**Sent:** Monday, August 21, 2023 12:41 PM  
**To:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Mr. Rolfs:

On behalf of Home Box Office, Inc. and Warner Bros. Entertainment, Inc., I am writing regarding your subpoenas dated August 1, 2023 In Re *Alan Elliott v. Barry Tyerman*, Case No. 20STCV42553. I tried calling your firm a couple of times and left a voicemail, but wasn't able to speak with you directly.

We are looking into the matters raised therein. Unfortunately, given delays due to summer vacations and other circumstances, members of our organization are currently unavailable. As such, we need additional time to respond. We respectfully ask to have until October 5, 2023, to respond. Please let me know if you have any concerns with this timing; otherwise, we will proceed to have our response to you by then.

Thank you for your patience and understanding.

Regards,

**Melissa Faure**

Sr. Litigation Administrator

230 Park Avenue South, New York, NY 10003

[Melissa.Faure@warnermedia.com](mailto:Melissa.Faure@warnermedia.com)



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**From:** Sasha Frid <sfrid@Millerbarondess.com>  
**Sent:** Tuesday, January 2, 2024 6:43 PM  
**To:** Han, Andrew (HBO) <andrew.han@wbd.com>  
**Cc:** Colin H. Rolfs <crolfs@millerbarondess.com>; Faure, Melissa (HBO) <melissa.faure@wbd.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>; Alexandria Alamango <aalamango@millerbarondess.com>; Danielle Novelly <dnovelly@millerbarondess.com>; Justin Stinar <jstinar@Millerbarondess.com>  
**Subject:** RE: Amazing Grace Film

---

Andrew – thanks; and yes.

**Sasha Frid**

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2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Direct: 310-552-5228  
Fax: 310-552-8400  
[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Han, Andrew (HBO) <andrew.han@wbd.com>  
**Sent:** Tuesday, January 02, 2024 6:41 PM  
**To:** Sasha Frid <sfrid@Millerbarondess.com>  
**Cc:** Colin H. Rolfs <crolfs@millerbarondess.com>; Faure, Melissa (HBO) <melissa.faure@wbd.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>; Alexandria Alamango <aalamango@millerbarondess.com>; Danielle Novelly <dnovelly@millerbarondess.com>  
**Subject:** RE: Amazing Grace Film

Hi Sasha – Happy New Year to you as well. We are on track to get you the signed declaration by the 5<sup>th</sup>.

Is Adobe Sign / DocuSign acceptable?

Andy

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Tuesday, January 2, 2024 6:45 PM  
**To:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Andrew – happy new year. Hope you had a nice holiday. Just checking on this?

**Sasha Frid**

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2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Direct: 310-552-5228  
Fax: 310-552-8400  
[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Sent:** Saturday, December 23, 2023 6:40 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>  
**Subject:** Re: Amazing Grace Film

Hi Sasha- Our offices are closed through Jan. 1, but we have been reviewing and should be able to get it back to you shortly after the New Year. Please let me know if there is a hard deadline we need to meet.

Thanks and have a wonderful holiday,

Andy

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**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Friday, December 22, 2023 7:48:36 PM  
**To:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>  
**Subject:** Re: Amazing Grace Film

Andrew - following up on this. Hope you have a great holiday.

On Dec 15, 2023, at 3:47 'a0PM, Sasha Frid <[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)> wrote:

&#0;257 ?

Andy: Per our discussion, attached is a draft declaration with the exhibits referenced therein. Please review and let me know if you have any questions. We look forward to hearing from you. Thanks. Sasha

#### **Sasha Frid**

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2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
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Fax: 310-552-8400  
[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Sent:** Monday, December 04, 2023 8:36 AM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Hi Sasha,

It was good to talk to you last week. We would be willing to provide a declaration along the lines of what you described. What is the best way to proceed? Can you provide us with a proposed draft, or perhaps at least a template/example? You'd also mentioned that this declaration might need to include additional statements due to WB's association with this matter. Any further guidance on that point would be helpful.

Let me know if another call would help. Thanks,

Andy

---

**From:** Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>  
**Sent:** Friday, December 1, 2023 11:35 AM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Good morning.

The call-in number is 866-642-2818 and the access code is 3105525228.

A calendar invite has also been sent.

**Alexandria Alamango**  
**Legal Assistant**

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[www.millerbarondess.com](http://www.millerbarondess.com)

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**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Thursday, November 30, 2023 4:54 PM  
**To:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO)

<[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>

**Subject:** RE: Amazing Grace Film

Alex, please send

**Sasha Frid**

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2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

Main: 310-552-4400

Direct: 310-552-5228

Fax: 310-552-8400

[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

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**From:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>

**Sent:** Thursday, November 30, 2023 4:48 PM

**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>

**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO)

<[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>

**Subject:** Re: Amazing Grace Film

2 pm ET is great. Could you send a dial in?

Also, I understand that a process server attempted to serve Mr. Spira with the subpoena at his home this week. Could you please refrain from doing so until we talk? We are open to working with you in responding to the subpoena.

Many thanks,

Andy

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---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Thursday, November 30, 2023 7:03:40 PM  
**To:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Andy: Yes, tomorrow works for me. How about 2 pm EST?

### Sasha Frid

MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Direct: 310-552-5228  
Fax: 310-552-8400  
[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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---

**From:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Sent:** Thursday, November 30, 2023 2:43 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>  
**Subject:** FW: Amazing Grace Film

Hi Sasha –

Apologies, there was some internal miscommunication re your message. I'm actually the in-house attorney handling this matter. Could we have a call tomorrow to discuss this subpoena? I'm available anytime except 1-1:30 p.m. ET (please note that I'm on the East Coast).

Thanks so much,

Andy

**Andy Han**

Director, Legal

Litigation

(212) 512-5636 (office+mobile)

Please note my new email address: [andrew.han@wbd.com](mailto:andrew.han@wbd.com)



---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Friday, November 17, 2023 11:41 AM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Eber, Lauren <[lauren.eber@wbd.com](mailto:lauren.eber@wbd.com)>  
**Subject:** RE: Amazing Grace Film

Thanks Wayne. Lauren, attached is a deposition subpoena for Mr. Spira. Please let me know if you will accept service. We are defense counsel in a case brought by the plaintiff who made Mr. Spira a key witness. Thank you for your consideration.

**Sasha Frid**

MILLER | BARONDES S<sub>LLP</sub>

2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

Main: 310-552-4400

Direct: 310-552-5228

Fax: 310-552-8400

[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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**From:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Sent:** Thursday, November 16, 2023 5:04 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Eber, Lauren <[lauren.eber@wbd.com](mailto:lauren.eber@wbd.com)>  
**Subject:** RE: Amazing Grace Film

Hi Sasha:

You misunderstand me. I am not in the litigation group and am not a person who decides whether, or not, to accept service of process. If you actually want to offer us a courtesy, as you state, you will reach out to someone in that group. Given my understanding that we have begun producing documents in the matter, I suspect that you know who those persons may be, but in case you don't, I'm copying Lauren Eber from our litigation group who can address your request.

Thanks.

-W

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Thursday, November 16, 2023 4:53 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Wayne: Steve Spira was indeed identified by the plaintiff as the person who was involved in the negotiations for the film and who has relevant information. We will seek his deposition as an individual. Given that you are not authorized to accept service for him, we will have to serve him personally. I wanted to offer you the courtesy of accepting service for him to minimize any disruption. Thank you for your consideration. Sasha

**Sasha Frid**

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[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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---

**From:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Sent:** Thursday, November 16, 2023 12:38 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Hi Sasha:

I am not in the litigation group at the company and as such don't have authority to accept service of process. That said, our litigation group has advised that they will begin producing documents in response to your document subpoena today. As I believe you will see, Steve Spira is not going to be a knowledgeable witness on this matter. It may make sense for you to review the documents that are being produced before you decide who you want to seek to depose at the company. Thanks.

-W

## Wayne M. Smith

Head of Legal | WB Motion Picture Group

[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com) | (818) 954-6007



---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Wednesday, November 15, 2023 1:29 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Wayne:

I am attaching a subpoena for the deposition of Steve Spira. Please let me know if you will accept service

of the subpoena. I noticed it for December 7 by ZOOM. If December 7 doesn't work for you or Mr. Spira, let me know and I will select another date. I don't expect my questioning to last for more than one hour. Thanks. Sasha

**Sasha Frid**

MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
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[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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---

**From:** Sasha Frid  
**Sent:** Thursday, November 09, 2023 2:26 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Thanks Dan; putting you on bcc. Wayne, nice to meet you over email. Please let me know when we can chat. I also want to discuss Steve Spiro. Thanks. Sasha

**Sasha Frid**

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[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Furie, Dan <[daniel.furie@wbd.com](mailto:daniel.furie@wbd.com)>  
**Sent:** Thursday, November 09, 2023 12:16 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Subject:** Re: Amazing Grace Film

Hi. Sasha-

Please contact Wayne Smith who is head of legal (cc'd above). Thanks.

Regards,

Dan

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Date:** Thursday, November 9, 2023 at 11:45 AM  
**To:** Furie, Dan <[daniel.furie@wbd.com](mailto:daniel.furie@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** Amazing Grace Film

[CAUTION]  
This email originated outside Warner Bros.

**EXTERNAL SENDER: Caution opening links or attachments**

Dan:

My name is Sasha Frid. I am an attorney representing Barry Tyerman in a lawsuit filed by Alan Elliott relating to the Amazing Grace film. I wanted to talk to you about the film. Do you have some time for a quick call? Thank you.

Sasha

**Sasha Frid**  
MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Direct: 310-552-5228  
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**From:** Sasha Frid <sfrid@Millerbarondess.com>  
**Sent:** Tuesday, January 2, 2024 3:45 PM  
**To:** Han, Andrew (HBO) <andrew.han@wbd.com>  
**Cc:** Colin H. Rolfs <crofls@millerbarondess.com>; Faure, Melissa (HBO) <melissa.faure@wbd.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>; Alexandria Alamango <aalamango@millerbarondess.com>; Danielle Novelly <dnovelly@millerbarondess.com>  
**Subject:** RE: Amazing Grace Film

---

Andrew – happy new year. Hope you had a nice holiday. Just checking on this?

**Sasha Frid**

MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
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[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Han, Andrew (HBO) <andrew.han@wbd.com>  
**Sent:** Saturday, December 23, 2023 6:40 PM  
**To:** Sasha Frid <sfrid@Millerbarondess.com>  
**Cc:** Colin H. Rolfs <crofls@millerbarondess.com>; Faure, Melissa (HBO) <melissa.faure@wbd.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>; Alexandria Alamango <aalamango@millerbarondess.com>; Danielle Novelly <dnovelly@millerbarondess.com>  
**Subject:** Re: Amazing Grace Film

Hi Sasha- Our offices are closed through Jan. 1, but we have been reviewing and should be able to get it back to you shortly after the New Year. Please let me know if there is a hard deadline we need to meet.

Thanks and have a wonderful holiday,

Andy

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---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Friday, December 22, 2023 7:48:36 PM  
**To:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>  
**Subject:** Re: Amazing Grace Film

Andrew - following up on this. Hope you have a great holiday.

On Dec 15, 2023, at 3:47 'a0PM, Sasha Frid <[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)> wrote:

&#0;257 ?

Andy: Per our discussion, attached is a draft declaration with the exhibits referenced therein. Please review and let me know if you have any questions. We look forward to hearing from you. Thanks. Sasha

#### **Sasha Frid**

M I L L E R | B A R O N D E S S L L P  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
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Direct: 310-552-5228  
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[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Sent:** Monday, December 04, 2023 8:36 AM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Hi Sasha,

It was good to talk to you last week. We would be willing to provide a declaration along the lines of what you described. What is the best way to proceed? Can you provide us with a proposed draft, or perhaps at least a template/example? You'd also mentioned that this declaration might need to include additional statements due to WB's association with this matter. Any further guidance on that point would be helpful.

Let me know if another call would help. Thanks,

Andy

---

**From:** Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>  
**Sent:** Friday, December 1, 2023 11:35 AM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Good morning.

The call-in number is 866-642-2818 and the access code is 3105525228.

A calendar invite has also been sent.

**Alexandria Alamango**  
**Legal Assistant**  
M I L L E R | B A R O N D E S S SLLP  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Fax: 310-552-8400  
[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)

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**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Thursday, November 30, 2023 4:54 PM

**To:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Alex, please send

**Sasha Frid**

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[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Sent:** Thursday, November 30, 2023 4:48 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>  
**Subject:** Re: Amazing Grace Film

2 pm ET is great. Could you send a dial in?

Also, I understand that a process server attempted to serve Mr. Spira with the subpoena at his home this week. Could you please refrain from doing so until we talk? We are open to working with you in responding to the subpoena.

Many thanks,

Andy

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**To:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Andy: Yes, tomorrow works for me. How about 2 pm EST?

**Sasha Frid**

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[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Sent:** Thursday, November 30, 2023 2:43 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>  
**Subject:** FW: Amazing Grace Film

Hi Sasha –

Apologies, there was some internal miscommunication re your message. I'm actually the in-house attorney handling this matter. Could we have a call tomorrow to discuss this subpoena? I'm available anytime except 1-1:30 p.m. ET (please note that I'm on the East Coast).

Thanks so much,

Andy

**Andy Han**

Director, Legal

Litigation

(212) 512-5636 (office+mobile)

Please note my new email address: [andrew.han@wbd.com](mailto:andrew.han@wbd.com)



---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Friday, November 17, 2023 11:41 AM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Eber, Lauren <[lauren.eber@wbd.com](mailto:lauren.eber@wbd.com)>  
**Subject:** RE: Amazing Grace Film

Thanks Wayne. Lauren, attached is a deposition subpoena for Mr. Spira. Please let me know if you will accept service. We are defense counsel in a case brought by the plaintiff who made Mr. Spira a key witness. Thank you for your consideration.

**Sasha Frid**

MILLER | BARONDES S<sub>LLP</sub>

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Los Angeles, CA 90067

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Direct: 310-552-5228

Fax: 310-552-8400

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[www.millerbarondess.com](http://www.millerbarondess.com)

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**From:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Sent:** Thursday, November 16, 2023 5:04 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Eber, Lauren <[lauren.eber@wbd.com](mailto:lauren.eber@wbd.com)>  
**Subject:** RE: Amazing Grace Film

Hi Sasha:

You misunderstand me. I am not in the litigation group and am not a person who decides whether, or not, to accept service of process. If you actually want to offer us a courtesy, as you state, you will reach out to someone in that group. Given my understanding that we have begun producing documents in the matter, I suspect that you know who those persons may be, but in case you don't, I'm copying Lauren Eber from our litigation group who can address your request.

Thanks.

-W

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Thursday, November 16, 2023 4:53 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Wayne: Steve Spira was indeed identified by the plaintiff as the person who was involved in the negotiations for the film and who has relevant information. We will seek his deposition as an individual. Given that you are not authorized to accept service for him, we will have to serve him personally. I wanted to offer you the courtesy of accepting service for him to minimize any disruption. Thank you for your consideration. Sasha

**Sasha Frid**

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2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
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Direct: 310-552-5228  
Fax: 310-552-8400  
[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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---

**From:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Sent:** Thursday, November 16, 2023 12:38 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Hi Sasha:

I am not in the litigation group at the company and as such don't have authority to accept service of process. That said, our litigation group has advised that they will begin producing documents in response to your document subpoena today. As I believe you will see, Steve Spira is not going to be a knowledgeable witness on this matter. It may make sense for you to review the documents that are being produced before you decide who you want to seek to depose at the company. Thanks.

-W

## Wayne M. Smith

Head of Legal | WB Motion Picture Group

[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com) | (818) 954-6007



---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Wednesday, November 15, 2023 1:29 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Wayne:

I am attaching a subpoena for the deposition of Steve Spira. Please let me know if you will accept service of the subpoena. I noticed it for December 7 by ZOOM. If December 7 doesn't work for you or Mr. Spira, let me know and I will select another date. I don't expect my questioning to last for more than one hour. Thanks. Sasha

**Sasha Frid**

MILLER | BARONDES S<sub>LLP</sub>  
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**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Thanks Dan; putting you on bcc. Wayne, nice to meet you over email. Please let me know when we can chat. I also want to discuss Steve Spiro. Thanks. Sasha

**Sasha Frid**

MILLER | BARONDES S<sub>LLP</sub>  
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[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Furie, Dan <[daniel.furie@wbd.com](mailto:daniel.furie@wbd.com)>  
**Sent:** Thursday, November 09, 2023 12:16 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Subject:** Re: Amazing Grace Film

Hi. Sasha-

Please contact Wayne Smith who is head of legal (cc'd above). Thanks.

Regards,

Dan

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Date:** Thursday, November 9, 2023 at 11:45 AM  
**To:** Furie, Dan <[daniel.furie@wbd.com](mailto:daniel.furie@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** Amazing Grace Film

**[CAUTION]**  
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Dan:

My name is Sasha Frid. I am an attorney representing Barry Tyerman in a lawsuit filed by Alan Elliott relating to the Amazing Grace film. I wanted to talk to you about the film. Do you have some time for a quick call? Thank you.

Sasha

**Sasha Frid**  
MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067

Main: 310-552-4400  
Direct: 310-552-5228  
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**From:** Sasha Frid <sfrid@Millerbarondess.com>  
**Sent:** Saturday, December 23, 2023 7:07 PM  
**To:** Han, Andrew (HBO) <andrew.han@wbd.com>  
**Cc:** Colin H. Rolfs <crolfs@millerbarondess.com>; Faure, Melissa (HBO) <melissa.faure@wbd.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>; Alexandria Alamango <aalamango@millerbarondess.com>; Danielle Novelly <dnovelly@millerbarondess.com>  
**Subject:** Re: Amazing Grace Film

---

Thanks Andrew. We are filing our MSJ on Jan. 8 so Jan. 5 would be great. Merry Christmas and happy new year.

On Dec 23, 2023, at 6:39 'a0PM, Han, Andrew (HBO) <andrew.han@wbd.com> wrote:

&#0;257 ?

Hi Sasha- Our offices are closed through Jan. 1, but we have been reviewing and should be able to get it back to you shortly after the New Year. Please let me know if there is a hard deadline we need to meet.

Thanks and have a wonderful holiday,  
Andy

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---

**From:** Sasha Frid <sfrid@Millerbarondess.com>  
**Sent:** Friday, December 22, 2023 7:48:36 PM  
**To:** Han, Andrew (HBO) <andrew.han@wbd.com>  
**Cc:** Colin H. Rolfs <crolfs@millerbarondess.com>; Faure, Melissa (HBO) <melissa.faure@wbd.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>; Alexandria Alamango <aalamango@millerbarondess.com>; Danielle Novelly <dnovelly@millerbarondess.com>  
**Subject:** Re: Amazing Grace Film

Andrew - following up on this. Hope you have a great holiday.

On Dec 15, 2023, at 3:47 'a0PM, Sasha Frid <sfrid@millerbarondess.com> wrote:

&#0;257 ?

Andy: Per our discussion, attached is a draft declaration with the exhibits referenced therein. Please review and let me know if you have any questions. We look forward to hearing from you. Thanks. Sasha

**Sasha Frid**

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[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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---

**From:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Sent:** Monday, December 04, 2023 8:36 AM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Hi Sasha,

It was good to talk to you last week. We would be willing to provide a declaration along the lines of what you described. What is the best way to proceed? Can you provide us with a proposed draft, or perhaps at least a template/example? You'd also mentioned that this declaration might need to include additional statements due to WB's association with this matter. Any further guidance on that point would be helpful.

Let me know if another call would help. Thanks,  
Andy

---

**From:** Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>  
**Sent:** Friday, December 1, 2023 11:35 AM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Good morning.

The call-in number is 866-642-2818 and the access code is 3105525228.

A calendar invite has also been sent.

**Alexandria Alamango**  
**Legal Assistant**

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Los Angeles, CA 90067  
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[www.millerbarondess.com](http://www.millerbarondess.com)

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**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Thursday, November 30, 2023 4:54 PM  
**To:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Alex, please send

**Sasha Frid**

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2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

Main: 310-552-4400

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[www.millerbarondess.com](http://www.millerbarondess.com)

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**From:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>

**Sent:** Thursday, November 30, 2023 4:48 PM

**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>

**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO)

<[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>

**Subject:** Re: Amazing Grace Film

2 pm ET is great. Could you send a dial in?

Also, I understand that a process server attempted to serve Mr. Spira with the subpoena at his home this week. Could you please refrain from doing so until we talk? We are open to working with you in responding to the subpoena.

Many thanks,  
Andy

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---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>

**Sent:** Thursday, November 30, 2023 7:03:40 PM

**To:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>

**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO)

<[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>

**Subject:** RE: Amazing Grace Film

Andy: Yes, tomorrow works for me. How about 2 pm EST?

**Sasha Frid**

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2121 Avenue of the Stars, 26th Floor

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[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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**From:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Sent:** Thursday, November 30, 2023 2:43 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crofcs@millerbarondess.com](mailto:crofcs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>  
**Subject:** FW: Amazing Grace Film

Hi Sasha –

Apologies, there was some internal miscommunication re your message. I'm actually the in-house attorney handling this matter. Could we have a call tomorrow to discuss this subpoena? I'm available anytime except 1-1:30 p.m. ET (please note that I'm on the East Coast).

Thanks so much,

Andy

**Andy Han**

Director, Legal  
Litigation  
(212) 512-5636 (office+mobile)

Please note my new email address: [andrew.han@wbd.com](mailto:andrew.han@wbd.com)



---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Friday, November 17, 2023 11:41 AM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crofcs@millerbarondess.com](mailto:crofcs@millerbarondess.com)>; Eber, Lauren <[lauren.eber@wbd.com](mailto:lauren.eber@wbd.com)>  
**Subject:** RE: Amazing Grace Film

Thanks Wayne. Lauren, attached is a deposition subpoena for Mr. Spira. Please let me know if you will accept service. We are defense counsel in a case brought by the plaintiff who made Mr. Spira a key witness. Thank you for your consideration.

**Sasha Frid**

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**From:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Sent:** Thursday, November 16, 2023 5:04 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Eber, Lauren <[lauren.eber@wbd.com](mailto:lauren.eber@wbd.com)>  
**Subject:** RE: Amazing Grace Film

Hi Sasha:

You misunderstand me. I am not in the litigation group and am not a person who decides whether, or not, to accept service of process. If you actually want to offer us a courtesy, as you state, you will reach out to someone in that group. Given my understanding that we have begun producing documents in the matter, I suspect that you know who those persons may be, but in case you don't, I'm copying Lauren Eber from our litigation group who can address your request.

Thanks.

-W

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Thursday, November 16, 2023 4:53 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Wayne: Steve Spira was indeed identified by the plaintiff as the person who was involved in the negotiations for the film and who has relevant information. We will seek his deposition as an individual. Given that you are not authorized to accept service for him, we will have to serve him personally. I wanted to offer you the courtesy of accepting service for him to minimize any disruption. Thank you for your consideration. Sasha

#### Sasha Frid

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Los Angeles, CA 90067  
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[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**Sent:** Thursday, November 16, 2023 12:38 PM  
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**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>

**Subject:** RE: Amazing Grace Film

Hi Sasha:

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-W

**Wayne M. Smith**

Head of Legal | WB Motion Picture Group  
[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com) | (818) 954-6007



---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Wednesday, November 15, 2023 1:29 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Wayne:

I am attaching a subpoena for the deposition of Steve Spira. Please let me know if you will accept service of the subpoena. I noticed it for December 7 by ZOOM. If December 7 doesn't work for you or Mr. Spira, let me know and I will select another date. I don't expect my questioning to last for more than one hour. Thanks. Sasha

**Sasha Frid**

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[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
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**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Thanks Dan; putting you on bcc. Wayne, nice to meet you over email. Please let me know when we can chat. I also want to discuss Steve Spiro. Thanks. Sasha

**Sasha Frid**

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[www.millerbarondess.com](http://www.millerbarondess.com)

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**From:** Furie, Dan <[daniel.furie@wbd.com](mailto:daniel.furie@wbd.com)>

**Sent:** Thursday, November 09, 2023 12:16 PM

**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>

**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>

**Subject:** Re: Amazing Grace Film

Hi. Sasha-

Please contact Wayne Smith who is head of legal (cc'd above). Thanks.

Regards,  
Dan

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>

**Date:** Thursday, November 9, 2023 at 11:45 AM

**To:** Furie, Dan <[daniel.furie@wbd.com](mailto:daniel.furie@wbd.com)>

**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>

**Subject:** Amazing Grace Film

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Dan:

My name is Sasha Frid. I am an attorney representing Barry Tyerman in a lawsuit filed by Alan Elliott relating to the Amazing Grace film. I wanted to talk to you about the film. Do you have some time for a quick call? Thank you.

Sasha

**Sasha Frid**

MILLER | BARONDESS LLP

2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

Main: 310-552-4400

Direct: 310-552-5228  
Fax: 310-552-8400  
[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
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**From:** Sasha Frid <sfrid@Millerbarondess.com>  
**Sent:** Friday, December 22, 2023 4:49 PM  
**To:** Han, Andrew (HBO) <andrew.han@wbd.com>  
**Cc:** Colin H. Rolfs <crolfs@millerbarondess.com>; Faure, Melissa (HBO) <melissa.faure@wbd.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>; Alexandria Alamango <aalamango@millerbarondess.com>; Danielle Novelly <dnovelly@millerbarondess.com>  
**Subject:** Re: Amazing Grace Film

---

Andrew - following up on this. Hope you have a great holiday.

On Dec 15, 2023, at 3:47 'a0PM, Sasha Frid <sfrid@millerbarondess.com> wrote:

&#0;257 ?

Andy: Per our discussion, attached is a draft declaration with the exhibits referenced therein. Please review and let me know if you have any questions. We look forward to hearing from you. Thanks. Sasha

### Sasha Frid

M I L L E R | B A R O N D E S S S U L P  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Direct: 310-552-5228  
Fax: 310-552-8400  
[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Han, Andrew (HBO) <andrew.han@wbd.com>  
**Sent:** Monday, December 04, 2023 8:36 AM  
**To:** Sasha Frid <sfrid@Millerbarondess.com>  
**Cc:** Colin H. Rolfs <crolfs@millerbarondess.com>; Faure, Melissa (HBO) <melissa.faure@wbd.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>; Alexandria Alamango <aalamango@millerbarondess.com>  
**Subject:** RE: Amazing Grace Film

Hi Sasha,

It was good to talk to you last week. We would be willing to provide a declaration along the lines of what you described. What is the best way to proceed? Can you provide us with a proposed draft, or perhaps at least a template/example? You'd also mentioned that this declaration might need to include additional statements due to WB's association with this matter. Any further guidance on that point would be helpful.

Let me know if another call would help. Thanks,  
Andy

---

**From:** Alexandria Alamango <aalamango@millerbarondess.com>  
**Sent:** Friday, December 1, 2023 11:35 AM  
**To:** Sasha Frid <sfrid@Millerbarondess.com>; Han, Andrew (HBO) <andrew.han@wbd.com>

**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>

**Subject:** RE: Amazing Grace Film

Good morning.

The call-in number is 866-642-2818 and the access code is 3105525228.

A calendar invite has also been sent.

## Alexandria Alamango

### Legal Assistant

MILLER | BARONDES S<sub>LLP</sub>

2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

Main: 310-552-4400

Fax: 310-552-8400

[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

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**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>

**Sent:** Thursday, November 30, 2023 4:54 PM

**To:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>

**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>;

Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango

<[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>

**Subject:** RE: Amazing Grace Film

Alex, please send

## Sasha Frid

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[Biography](#)

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**Sent:** Thursday, November 30, 2023 4:48 PM

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**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>;

Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>

**Subject:** Re: Amazing Grace Film

2 pm ET is great. Could you send a dial in?

Also, I understand that a process server attempted to serve Mr. Spira with the subpoena at his home this week. Could you please refrain from doing so until we talk? We are open to working with you in responding to the subpoena.

Many thanks,  
Andy

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**Sent:** Thursday, November 30, 2023 7:03:40 PM  
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**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Andy: Yes, tomorrow works for me. How about 2 pm EST?

### Sasha Frid

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**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>  
**Subject:** FW: Amazing Grace Film

Hi Sasha –

Apologies, there was some internal miscommunication re your message. I'm actually the in-house attorney handling this matter. Could we have a call tomorrow to discuss this subpoena? I'm available anytime except 1-1:30 p.m. ET (please note that I'm on the East Coast).

Thanks so much,

Andy

### Andy Han

Director, Legal  
Litigation  
(212) 512-5636 (office+mobile)

Please note my new email address: [andrew.han@wbd.com](mailto:andrew.han@wbd.com)



# WARNER BROS. DISCOVERY

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Friday, November 17, 2023 11:41 AM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Eber, Lauren <[lauren.eber@wbd.com](mailto:lauren.eber@wbd.com)>  
**Subject:** RE: Amazing Grace Film

Thanks Wayne. Lauren, attached is a deposition subpoena for Mr. Spira. Please let me know if you will accept service. We are defense counsel in a case brought by the plaintiff who made Mr. Spira a key witness. Thank you for your consideration.

## Sasha Frid

M I L L E R | B A R O N D E S S LLP  
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[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Sent:** Thursday, November 16, 2023 5:04 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Eber, Lauren <[lauren.eber@wbd.com](mailto:lauren.eber@wbd.com)>  
**Subject:** RE: Amazing Grace Film

Hi Sasha:

You misunderstand me. I am not in the litigation group and am not a person who decides whether, or not, to accept service of process. If you actually want to offer us a courtesy, as you state, you will reach out to someone in that group. Given my understanding that we have begun producing documents in the matter, I suspect that you know who those persons may be, but in case you don't, I'm copying Lauren Eber from our litigation group who can address your request.

Thanks.

-W

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Thursday, November 16, 2023 4:53 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>

**Cc:** Colin H. Rolfes <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>

**Subject:** RE: Amazing Grace Film

Wayne: Steve Spira was indeed identified by the plaintiff as the person who was involved in the negotiations for the film and who has relevant information. We will seek his deposition as an individual. Given that you are not authorized to accept service for him, we will have to serve him personally. I wanted to offer you the courtesy of accepting service for him to minimize any disruption. Thank you for your consideration. Sasha

**Sasha Frid**

MILLER | BARONDES S<sub>LLP</sub>

2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

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Direct: 310-552-5228

Fax: 310-552-8400

[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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**From:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>

**Sent:** Thursday, November 16, 2023 12:38 PM

**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>

**Cc:** Colin H. Rolfes <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>

**Subject:** RE: Amazing Grace Film

Hi Sasha:

I am not in the litigation group at the company and as such don't have authority to accept service of process. That said, our litigation group has advised that they will begin producing documents in response to your document subpoena today. As I believe you will see, Steve Spira is not going to be a knowledgeable witness on this matter. It may make sense for you to review the documents that are being produced before you decide who you want to seek to depose at the company. Thanks.

-W

**Wayne M. Smith**

Head of Legal | WB Motion Picture Group

[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com) | (818) 954-6007



---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>

**Sent:** Wednesday, November 15, 2023 1:29 PM

**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>

**Cc:** Colin H. Rolfes <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>

**Subject:** RE: Amazing Grace Film

Wayne:

I am attaching a subpoena for the deposition of Steve Spira. Please let me know if you will accept service

of the subpoena. I noticed it for December 7 by ZOOM. If December 7 doesn't work for you or Mr. Spira, let me know and I will select another date. I don't expect my questioning to last for more than one hour. Thanks. Sasha

**Sasha Frid**

MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
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[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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---

**From:** Sasha Frid  
**Sent:** Thursday, November 09, 2023 2:26 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfes <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Thanks Dan; putting you on bcc. Wayne, nice to meet you over email. Please let me know when we can chat. I also want to discuss Steve Spiro. Thanks. Sasha

**Sasha Frid**

MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Direct: 310-552-5228  
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[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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---

**From:** Furie, Dan <[daniel.furie@wbd.com](mailto:daniel.furie@wbd.com)>  
**Sent:** Thursday, November 09, 2023 12:16 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfes <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Subject:** Re: Amazing Grace Film

Hi. Sasha-

Please contact Wayne Smith who is head of legal (cc'd above). Thanks.

Regards,  
Dan

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Date:** Thursday, November 9, 2023 at 11:45 AM  
**To:** Furie, Dan <[daniel.furie@wbd.com](mailto:daniel.furie@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** Amazing Grace Film

[CAUTION]

This email originated outside Warner Bros.

**EXTERNAL SENDER: Caution opening links or attachments**

Dan:

My name is Sasha Frid. I am an attorney representing Barry Tyerman in a lawsuit filed by Alan Elliott relating to the Amazing Grace film. I wanted to talk to you about the film. Do you have some time for a quick call? Thank you.

Sasha

**Sasha Frid**

MILLER | BARONDESS LLP

2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

Main: 310-552-4400

Direct: 310-552-5228

Fax: 310-552-8400

[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

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**From:** Sasha Frid <sfrid@Millerbarondess.com>  
**Sent:** Friday, December 15, 2023 3:48 PM  
**To:** Han, Andrew (HBO) <andrew.han@wbd.com>  
**Cc:** Colin H. Rolfs <crofls@millerbarondess.com>; Faure, Melissa (HBO) <melissa.faure@wbd.com>; Zachary Sarnoff <zarnoff@millerbarondess.com>; Alexandria Alamango <aalamango@millerbarondess.com>; Danielle Novelly <dnovelly@millerbarondess.com>  
**Subject:** RE: Amazing Grace Film  
**Attach:** Declaration - Steve Spira.docx; WBD 000180.pdf; WBD 000258.pdf; WBD 000254.pdf; WBD 000185.pdf

---

Andy: Per our discussion, attached is a draft declaration with the exhibits referenced therein. Please review and let me know if you have any questions. We look forward to hearing from you. Thanks. Sasha

### Sasha Frid

MILLER | BARONDES S<sub>LLP</sub>

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[Biography](#)

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**Subject:** RE: Amazing Grace Film

Hi Sasha,

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Let me know if another call would help. Thanks,

Andy

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**Sent:** Friday, December 1, 2023 11:35 AM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Good morning.

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**Alexandria Alamango**  
**Legal Assistant**

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**Subject:** RE: Amazing Grace Film

Alex, please send

**Sasha Frid**

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[Biography](#)

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**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>;

Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>

**Subject:** Re: Amazing Grace Film

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Many thanks,

Andy

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Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>

**Subject:** RE: Amazing Grace Film

Andy: Yes, tomorrow works for me. How about 2 pm EST?

## Sasha Frid

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[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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**Sent:** Thursday, November 30, 2023 2:43 PM

**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>

**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>

**Subject:** FW: Amazing Grace Film

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Thanks so much,

Andy

## Andy Han

Director, Legal

Litigation

(212) 512-5636 (office+mobile)

Please note my new email address: [andrew.han@wbd.com](mailto:andrew.han@wbd.com)



---

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**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Eber, Lauren <[lauren.eber@wbd.com](mailto:lauren.eber@wbd.com)>  
**Subject:** RE: Amazing Grace Film

Thanks Wayne. Lauren, attached is a deposition subpoena for Mr. Spira. Please let me know if you will accept service. We are defense counsel in a case brought by the plaintiff who made Mr. Spira a key witness. Thank you for your consideration.

**Sasha Frid**

MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Direct: 310-552-5228  
Fax: 310-552-8400  
[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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---

**From:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Sent:** Thursday, November 16, 2023 5:04 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Eber, Lauren <[lauren.eber@wbd.com](mailto:lauren.eber@wbd.com)>  
**Subject:** RE: Amazing Grace Film

Hi Sasha:

You misunderstand me. I am not in the litigation group and am not a person who decides whether, or not, to accept service of process. If you actually want to offer us a courtesy, as you state, you will reach out to someone in that group. Given my understanding that we have begun producing documents in the matter, I suspect that you know who those persons may be, but in case you don't, I'm copying Lauren Eber from our litigation group who can address your request.

Thanks.

-W

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Thursday, November 16, 2023 4:53 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Wayne: Steve Spira was indeed identified by the plaintiff as the person who was involved in the negotiations for the film and who has relevant information. We will seek his deposition as an individual. Given that you are not authorized to accept service for him, we will have to serve him personally. I wanted to offer you the courtesy of accepting service for him to minimize any disruption. Thank you for your consideration. Sasha

**Sasha Frid**

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[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Sent:** Thursday, November 16, 2023 12:38 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Hi Sasha:

I am not in the litigation group at the company and as such don't have authority to accept service of process. That said, our litigation group has advised that they will begin producing documents in response to your document subpoena today. As I believe you will see, Steve Spira is not going to be a knowledgeable witness on this matter. It may make sense for you to review the documents that are being produced before you decide who you want to seek to depose at the company. Thanks.

-W

## Wayne M. Smith

Head of Legal | WB Motion Picture Group

[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com) | (818) 954-6007



---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Wednesday, November 15, 2023 1:29 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Wayne:

I am attaching a subpoena for the deposition of Steve Spira. Please let me know if you will accept service of the subpoena. I noticed it for December 7 by ZOOM. If December 7 doesn't work for you or Mr. Spira, let me know and I will select another date. I don't expect my questioning to last for more than one hour. Thanks. Sasha

### Sasha Frid

MILLER | BARONDES S<sub>LLP</sub>

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Los Angeles, CA 90067

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[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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---

**From:** Sasha Frid  
**Sent:** Thursday, November 09, 2023 2:26 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Thanks Dan; putting you on bcc. Wayne, nice to meet you over email. Please let me know when we can chat. I also want to discuss Steve Spiro. Thanks. Sasha

**Sasha Frid**

MILLER | BARONDES S<sub>LLP</sub>  
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Los Angeles, CA 90067  
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[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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---

**From:** Furie, Dan <[daniel.furie@wbd.com](mailto:daniel.furie@wbd.com)>  
**Sent:** Thursday, November 09, 2023 12:16 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Subject:** Re: Amazing Grace Film

Hi. Sasha-

Please contact Wayne Smith who is head of legal (cc'd above). Thanks.

Regards,

Dan

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Date:** Thursday, November 9, 2023 at 11:45 AM  
**To:** Furie, Dan <[daniel.furie@wbd.com](mailto:daniel.furie@wbd.com)>  
**Cc:** Colin H. Rolfs <[crofs@millerbarondess.com](mailto:crofs@millerbarondess.com)>  
**Subject:** Amazing Grace Film

[CAUTION]

This email originated outside Warner Bros.

**EXTERNAL SENDER: Caution opening links or attachments**

Dan:

My name is Sasha Frid. I am an attorney representing Barry Tyerman in a lawsuit filed by Alan Elliott relating to the Amazing Grace film. I wanted to talk to you about the film. Do you have some time for a quick call? Thank you.

Sasha

**Sasha Frid**

MILLER | BARONDES S<sub>LLP</sub>

2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

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## **DECLARATION OF STEVE SPIRA**

I, Steve Spira, declare as follows:

1. I am the President of Worldwide Business Affairs for Warner Bros. I have personal knowledge of the facts set forth herein, and if called as a witness, I would and could testify competently thereto.

### **Quitclaim Agreements**

2. On December 11, 2007, Warner Bros. Pictures ("Warner Bros.") and Alan Elliott and his company Al's Records and Tapes ("Elliott") entered into a Quitclaim Agreement with respect to footage of Aretha Franklin's ("Franklin") 1972 performance of her album, *Amazing Grace* (the "Film"), directed by Sydney Pollack ("Pollack"). A true and correct copy of the Quitclaim Agreement is attached hereto as Exhibit 1 (WBD 000180).

3. On November 2, 2010, Warner Bros. and Elliott entered into an Amendment to Quitclaim Agreement. A true and correct copy of the Amendment to Quitclaim Agreement is attached hereto as Exhibit 2 (WBD 000258).

4. On December 14, 2012, Warner Bros. and Elliott entered into a further Amendment to Quitclaim Agreement. A true and correct copy of this Amendment to Quitclaim Agreement is attached hereto as Exhibit 3 (WBD 000254).

### **Pollack Rights**

5. Warner Bros. did not represent to Elliott that it had or could transfer to Elliott all applicable rights in the Film, including any rights of Pollack. Rather, the Quitclaim Agreement contained a clause requiring Elliott to obtain all necessary authorizations, consents, and releases and pay all necessary reuse fees and other compensation required by collective bargaining agreements for the Film, among other things. (Exhibit 1 § 2.)

6. Warner Bros. was unable to determine from its records if it had acquired Pollack's rights in the Film or whether the Film was a work-for-hire. The only record Warner Bros. could obtain regarding arrangements with Pollack as to his directing of the Film was an Inter-Office Memo dated March 14, 1972, which references an agreement to pay \$1,500 for Pollack's services in producing and directing the Film and states that DGA contributions would be billed later. A true and correct copy of the memo is attached hereto as Exhibit 4 (WBD000185). The memo ends, "Please prepare a check and send it to me for transmittal with an appropriate letter."

7. Warner Bros. was unable to determine if the letter and check of \$1,500 referenced in the Inter-Office Memo was in fact sent to Pollack or whether DGA contributions were ever

paid. Further, given the relatively small amount of the payment—\$1,500—Warner Bros. was unable to rule out the possibility of other additional financial agreements or arrangements with Pollack as to the Film.

**Warner Bros. Did Not Distribute The Film**

8. Warner Bros. had a right to acquire the Film for distribution under certain circumstances under the Quitclaim Agreement, as amended. Warner Bros. declined to acquire or distribute the Film. Any claims made by Pollack's estate and its attorney, Barry Tyerman, did not affect Warner Bros.' decision not to acquire or distribute the Film. Warner Bros. declined to acquire or distribute the Film for business reasons unrelated to any claims made by Pollack's estate.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on this \_\_\_\_\_ day of December, 2023, at Los Angeles, California.

---

Steve Spira

"ARETHA FRANKLIN CONCERT FOOTAGE (1972)"

QUITCLAIM AGREEMENT

THIS QUITCLAIM AGREEMENT ("Agreement") dated December 11, 2007 between, on the one hand, WARNER BROS. PICTURES, a division of WB Studio Enterprises, Inc. ("Assignor") and, on the other hand, Al's Records and Tapes and Alan Elliott (collectively, "Elliott"), whose address is c/o Steve Kattelman, Esq., Greenberg, Traurig, 2450 Colorado Avenue, Suite 400 East, Santa Monica, CA 90404 ("Assignee");

WITNESSETH

In consideration of the mutual covenants and agreements herein set forth, the parties hereto agree as follows:

1. Quitclaim: For good and valuable consideration, the adequacy of which is hereby acknowledged, Assignor does hereby quitclaim to Assignee, without representations or warranties of any kind, all of Assignor's right, title and interest in and to the film elements and documents (collectively, "Material") set forth in Exhibit "A" attached hereto and related to the concert performance by Aretha Franklin at the New Temple Missionary Church of Los Angeles in January of 1972 ("Project"). Assignor will, upon execution of this Agreement, deliver to Assignee a copy of the documents listed in Exhibit "A".

2. Representations and Warranties: Assignee represents, warrants and agrees that in connection with Assignee's use of the Material, Assignee will obtain all other authorizations, consents and releases and pay all re-use fees and other compensation required by applicable collective bargaining or individual contracts or otherwise required by law. Assignee specifically understands that Assignee will need to obtain authorization from Aretha Franklin. Without limiting the foregoing, with respect to any music included in the Material as exhibited, Assignee will obtain all necessary music synchronization and performance rights (particularly from Ms. Franklin) from the copyright proprietors of such music and such other persons or entities, including performing rights societies, as may own or control the rights thereto, and will obtain all necessary master recording licenses required in connection with any music included in any audio or visual recordings of the Material.

3. Additional Consideration: If and when Assignee obtains financing for the production of a motion picture based on the Project, Assignee shall pay to Assignor a fixed fee in the amount of \$35,000 (thirty-five thousand dollars) and a sum equal to 3% of 100% of the gross proceeds (or similar participation, however named) derived from each motion picture of any kind in whole or in part based on the Material or rights

assigned herein; such participation shall be computed, accounted for and paid in accordance with the most favorable terms applicable to any other participant in the receipts of the motion picture or other production involved (or, if there are none, on reasonable and customary terms).

In addition to the above compensation, Assignee shall reimburse Assignor for all laboratory and shipping charges and all other direct costs and expenses incurred by Assignor in making the Material available, including, but not limited to, the cost of replacing any material that may be damaged in the process of making the Material available hereunder. Such reimbursement shall be made promptly on receipt of Licensor's invoice therefor. Assignee shall have the right to approve lab, shipping and other charges in connection with the Material prior to such charges being incurred.

4. Executory Obligations/Assumption Agreement: Assignee assumes and agrees to be bound by and to perform all executory obligations of Assignor in connection with the Project including under and pursuant to the documents referred to in said Exhibit "A" and under any applicable collective bargaining agreements which are binding on Assignor.

5. Quitclaim Contingency: If Assignee fails to finalize and execute this Agreement within ten (10) business days of Assignee's receipt of the Agreement, then this Agreement shall be automatically rescinded and all rights in the Project shall remain with Assignor.

6. Rights Personal to Assignee: The rights quitclaimed hereunder by Assignor are personal to Assignee and as such, may not be sold, assigned, hypothecated, bequeathed or transferred by Assignee without the express prior written consent of Assignor. In the event Assignee fails to obtain such consent, the rights quitclaimed hereunder shall immediately revert to Assignor. This restriction on transfer applies to the right to produce and complete a production based on the Project, as opposed to the transfer of rights to distribute or exhibit such completed production.

7. Reversion: In the event that within twelve (12) months of the date of this Agreement a motion picture based on the Project is not scheduled for production, all rights to the Project shall revert to Assignor, and Assignee shall return to Assignor, at Assignee's cost, any and all original film elements previously provided by Assignor to Assignee.

8. First Negotiation/First Refusal: If and when Assignee elects to sell available distribution rights in the Project, Assignee shall submit to Assignor in writing all distribution rights in the Project and Assignor shall have an opportunity to negotiate to acquire any or all such distribution rights (collectively, the "Rights") prior to Assignee negotiating with any third party.

If Assignor elects to so negotiate, Assignee and Assignor shall negotiate for a period of not less than fifteen (15) business days the terms under which Assignor would acquire the Rights. If an agreement is not reached during said 15 business day period, Assignee may thereafter enter into an agreement with any third party on principal financial terms which are not materially less favorable to Assignee than those principal financial terms last submitted by Assignee (or those last offered by Assignor, if applicable) with the same basic elements as submitted to Assignor. If Assignee desires to enter into an agreement with a third party on principal financial terms which are materially less favorable to Assignee than those last submitted by Assignee (or those last offered by Assignor, if applicable), or if the basic elements change (e.g., new narrator, new content, star involvement, etc.) or if the material Rights (e.g., media offered, territory offered, etc.) change from those last submitted by Assignee, or those last offered by Assignor, if applicable, then Assignor shall have a first refusal to acquire the applicable Rights on such less favorable terms and/or changed basic elements, which first refusal must be exercised within five (5) business days. The first refusal procedure set forth herein shall be repeated each time such principal financial terms and/or basic elements changes.

If Assignor elects at any time not to acquire Rights or if the parties fail to reach an agreement for Rights, but said Rights are still available when the picture based upon the Project is completed, Assignee shall immediately arrange for a viewing of such picture by Assignor and, upon viewing the completed picture, Assignor shall be given the first opportunity to acquire Rights on the terms set forth above for a period of five (5) business days. Assignor's rights under this paragraph 6 shall apply regardless of whether Assignee is selling distribution rights on a territory-by-territory basis or as a package.

9. Assignee Indemnification: Assignee will indemnify Assignor and save and hold Assignor harmless from and against any and all claims, demands, actions and liabilities of every kind and character whatsoever, including reasonable attorneys' fees, arising out of any breach by Assignee of its obligations and/or representations contained herein or arising out of or resulting from any use made by Assignee of the Project.

10. Further Documents: Each party hereto agrees to execute and deliver, or cause to be executed and delivered, all such documents, and do all such things as may be reasonably necessary and proper to carry out and effectuate the intents and purposes of this Agreement, and particularly, without limiting the generality of the foregoing, Assignor will execute and deliver, or cause to be executed and delivered, to Assignee such instruments as may be necessary and proper to vest in Assignee the rights herein assigned to Assignee as a matter of record in the United States Copyright Office, all without any further payment by or cost or expense to Assignee other than customary recording charges.

11. Parties Bound: This Agreement shall be binding upon and [except as specified otherwise herein] shall inure to the benefit of the parties hereto and their respective heirs, executors, administrators, trustees, successors and assigns.

12. Governing Law: This Agreement shall be construed in accordance with the laws of the State of California applicable to agreements which are executed and fully performed within the State of California.

IN WITNESS WHEREOF, the parties hereto have executed and delivered this Agreement as of the day and year first above written.

WARNER BROS. PICTURES, a division of  
WB Studio Enterprises Inc.  
("Assignor")

By: 

Its: CLARA A. "ZAZI" POPE  
SENIOR VICE PRESIDENT &  
DEPUTY GENERAL COUNSEL

  
ALAN ELLIOTT AND AL'S RECORDS AND TAPES ("Assignee")

Warner Bros. Entertainment Inc. hereby joins in the foregoing quitclaim agreement to the extent of its interests and agrees to be bound by the terms thereof.

WARNER BROS. ENTERTAINMENT INC.

By: 

Its: CLARA A. "ZAZI" POPE  
SENIOR VICE PRESIDENT &  
DEPUTY GENERAL COUNSEL

EXHIBIT "A"

FILM ELEMENTS:

See attached table.

DOCUMENTS:

1. Certain executed consent forms from James Cleveland and members of the church choir.
2. Executed location agreement from the New Temple Missionary Church.
3. Certain additional releases.

"ARETHA FRANKLIN CONCERT FOOTAGE (1972)"  
a/k/a AMAZING GRACE

AMENDMENT TO QUITCLAIM AGREEMENT

DATE: As of November 2, 2010

ASSIGNOR: WARNER BROS. PICTURES, a division of WB  
Studio Enterprises Inc.  
4000 Warner Boulevard  
Burbank, California 91522

ASSIGNEE: AL'S RECORDS AND TAPES  
1633 N Stanley Ave  
Los Angeles CA 90046  
Attn: Alan Elliott

Reference is made to that certain Quitclaim Agreement ("Agreement") dated as of December 11, 2007, between AL'S RECORDS AND TAPES and ALAN ELLIOTT (collectively "Assignee") and Warner Bros. Pictures, a division of WB Studio Enterprises Inc. ("Assignor"), with respect to the proposed motion picture project currently entitled "ARETHA FRANKLIN CONCERT FOOTAGE (1972)" a/k/a "AMAZING GRACE" ("Project"). In consideration of the covenants and conditions contained herein and in the Agreement, and for other good and valuable consideration, Assignee and Assignor hereby agree to amend the Agreement as follows:

A. Condition Precedent: Assignor's obligations hereunder are subject to its receipt, in form and pursuant to terms and conditions satisfactory to Assignor, of a copy of the most recent cost report for the Project.

A. Reversion: Paragraph 7 of the Agreement is hereby replaced with the following Paragraph 7:

7. Reversion:

- (a) Assignee shall deliver to Assignor by December 31, 2012 (Delivery Date), a "fully edited" version of a feature-length documentary picture ("Edited Picture") produced from the Project. As used herein, "fully edited" shall mean that the Edited Picture shall include elements from the Material as well as new production elements (including new interviews) produced by Assignee ("New Elements").
- (b) If Assignor fails to deliver such Edited Picture to Assignor by the Delivery Date, then all rights to the Project shall automatically revert to Assignor, and Assignee shall return to Assignor, at Assignee's cost, any and all of the Material previously provided by Assignor to Assignee, and Assignee shall have no right to distribute or exploit the Edited Picture or any picture incorporating the Material.
- (c) If the rights to the Project revert to Assignor, then Assignor shall have the option to purchase Assignee's rights in the New Elements (which

must be unencumbered) by paying Assignor all of its direct actual costs in filming the New Elements (excluding any costs of editing, salaries of its employees or overhead expenses) (the "Buy-Out Price"). As of the date of this Agreement, the accrued Buy-Out Price is \$150,000.

(d) Assignor shall consult with Assignor in writing on all significant developments with regards to the production, financing and distribution of the Edited Picture.

B. Paragraph 3 is amended by clarifying the reference to "gross proceeds" to mean so-called "first dollar gross participation". Paragraph 3 is amended by clarifying that the reference to "obtains financing for the production of a motion picture based on the Project" means when financing is obtained that is sufficient for the completion of production and completion of post production, and the payment of \$35,000 (thirty-five thousand dollars) due pursuant to Paragraph 3 shall be due immediately upon completion of post production of the Edited Picture.

C. Exhibit "A" is amended by replacing the list of the Material referenced in Exhibit "A" with the list of the Material attached hereto as "Schedule A". To the best of Assignor's knowledge, Schedule "A" includes all of the elements related to the Project. If, subsequent to the delivery of the Material to Assignee, Assignee identifies elements included with the Material that are not directly related to the Project, then Assignee will promptly return those elements to Assignor (at Assignee's cost). If, subsequent to the delivery of the Material to Assignee, Assignor identifies elements that directly relate to the Project but were not included in the Material previously delivered to Assignee, then Assignor will promptly make such elements available for delivery to Assignee (at Assignee's cost). Notwithstanding the foregoing, Assignor's failure to comply with the foregoing provisions will not result in a breach of this Agreement.

D. Paragraph 6 is amended by replacing Paragraph 6 with the following provision:

"Assignee shall have the right to assign any or all of its rights under this Agreement to any person, and upon such assignment Assignee shall have no further obligations to Owner hereunder; provided, however, that unless such assignment is to a so-called major motion picture company or other financially capable party which assumes such obligations in writing, such assignment shall not relieve Assignee of its obligations to Assignor under this Agreement."

E. Miscellaneous: Except as herein expressly amended, all terms and conditions of the Agreement are hereby ratified and shall remain in full force and effect as originally executed, without modification. Unless otherwise specified herein, all initially capitalized words shall have the meaning given to them in the Agreement.

**NEXT PAGE IS SIGNATURE PAGE**

This Amendment may be signed in counterpart, each of which shall be deemed an original, but all of which together shall constitute the Amendment. The parties hereto have executed and delivered this Amendment as of the date first above written.

WARNER BROS. PICTURES, a division  
of WB Studio Enterprises Inc.

("Assignor")

/s/ Richard Levin

By: \_\_\_\_\_  
Its: Senior Vice President

AL'S RECORDS AND TAPES  
("Assignee")

/s/ Alan Elliott

By: \_\_\_\_\_

ALAN ELLIOTT

/s/ Alan Elliott

By: \_\_\_\_\_

This Amendment may be signed in counterpart, each of which shall be deemed an original, but all of which together shall constitute the Amendment. The parties hereto have executed and delivered this Amendment as of the date first above written.

WARNER BROS PICTURES, a division  
of WB Studio Enterprises Inc  
("Assignor")  
By   
Its **Senior Vice President**

AL'S RECORDS AND TAPES  
("Assignee")

By: 

ALAN ELLIOTT

By: 

#195134v3,NVR,1/13/11  
"ARETHA FRANKLIN CONCERT FOOTAGE (1972)"  
Amendment To Quitclaim Agreement

#195134v3;NVR;1/13/11  
"ARETHA FRANKLIN CONCERT FOOTAGE (1972)"  
Amendment To Quitclaim Agreement

January 28, 2011

**VIA US MAIL**

Alan Elliott  
1633 N. Stanley Avenue  
Los Angeles CA 90046

**Re: ARETHA FRANKLIN CONCERT FOOTAGE  
Quitclaim Agreement**

Dear Alan:

Please find enclosed two fully executed originals of the above referenced agreement for your files.

Very truly yours,

/s/ Pam Palmer

Pam Palmer  
Assistant to Natalie V. Rodriguez

Enclosures

cc: Dan Furie (n/e)

#195134

#195134v3;NVR;1/13/11  
"ARETHA FRANKLIN CONCERT FOOTAGE (1972)"  
Amendment To Quitclaim Agreement

"ARETHA FRANKLIN CONCERT FOOTAGE (1972)"  
a/k/a AMAZING GRACE

AMENDMENT TO QUITCLAIM AGREEMENT

DATE: As of December 14, 2012

ASSIGNOR: WARNER BROS. PICTURES, a division of  
WB Studio Enterprises Inc.  
4000 Warner Boulevard  
Burbank, California 91522

ASSIGNEE: AL'S RECORDS AND TAPES  
1633 N Stanley Ave  
Los Angeles CA 90046  
Attn: Alan Elliott

Reference is made to that certain Quitclaim Agreement ("Agreement") dated as of December 11, 2007, as amended, between AL'S RECORDS AND TAPES and ALAN ELLIOTT (collectively "Assignee") and Warner Bros. Pictures, a division of WB Studio Enterprises Inc. ("Assignor"), with respect to the proposed motion picture project currently entitled "ARETHA FRANKLIN CONCERT FOOTAGE (1972)" a/k/a "AMAZING GRACE" ("Project"). In consideration of the covenants and conditions contained herein and in the Agreement, and for other good and valuable consideration, Assignee and Assignor hereby agree to amend the Agreement as follows:

- A. Delivery Date: Paragraph 7 of the Agreement is hereby amended by changing the "Delivery Date" to December 31, 2014.
- B. Gross Participation: Paragraph 3 of the Agreement is hereby amended by increasing the "first dollar gross participation" to 5% of 100%, provided that if the Edited Picture is delivered after December 31, 2013 (but prior to the reversion of rights pursuant to Paragraph 7), the "first dollar gross participation" shall be increased to 6% of 100% of "first dollar gross participation".
- C. Miscellaneous: Except as herein expressly amended, all terms and conditions of the Agreement are hereby ratified and shall remain in full force and effect as originally executed, without modification. Unless otherwise specified herein, all initially capitalized words shall have the meaning given to them in the Agreement.

NEXT PAGE IS SIGNATURE PAGE

This Amendment may be signed in counterpart, each of which shall be deemed an original, but all of which together shall constitute the Amendment. The parties hereto have executed and delivered this Amendment as of the date first above written.

WARNER BROS. PICTURES, a division  
of WB Studio Enterprises Inc.

("Assignor")

/s/ Richard Levin

By: \_\_\_\_\_  
Its: Senior Vice President

AL'S RECORDS AND TAPES  
("Assignee")

/s/ Alan Elliott

By: \_\_\_\_\_

ALAN ELLIOTT

/s/ Alan Elliott

By: \_\_\_\_\_

This Amendment may be signed in counterpart, each of which shall be deemed an original, but all of which together shall constitute the Amendment. The parties hereto have executed and delivered this Amendment as of the date first above written.

WARNER BROS. PICTURES, a division  
of WB Studio Enterprises Inc.  
("Assignor")

*[Handwritten initials]*

*[Handwritten signature]*

By: \_\_\_\_\_  
Its: Senior Vice President

AL'S RECORDS AND TAPES  
("Assignee")

By: *[Handwritten signature]* \_\_\_\_\_

ALAN ELLIOTT

By: *[Handwritten signature]* \_\_\_\_\_

#218829v1;NVR;1/18/13  
"ARETHA FRANKLIN CONCERT FOOTAGE (1972)"  
Amendment To Quitclaim Agreement

#218829v1;NVR;1/18/13  
"ARETHA FRANKLIN CONCERT FOOTAGE (1972)"  
Amendment To Quitclaim Agreement

**Natalie V. Rodriguez**  
Associate General Counsel



WARNER BROS.  
PICTURES

February 1, 2013

Todd W. Musburger  
Todd W. Musburger, Ltd.  
142 E. Ontario Street #500  
Chicago IL 60611

**Re: "ARETHA FRANKLIN CONCERT FOOTAGE (1972)" aka "AMAZING GRACE"  
Al's Records & Tapes and Alan Elliott  
Amendment to Quitclaim Agreement**

Dear Todd:

Enclosed please find two fully executed originals of the above referenced document for your files.

Kind regards,

**/s/ Pam Palmer**

Pam Palmer  
Asst. to Natalie V. Rodriguez

Enclosures

#218829

A Division of WB Studio Enterprises, Inc.  
A Warner Bros. Entertainment Company

---

4000 Warner Boulevard, Burbank, California 91522  
(818) 954-2562 natalie.rodriguez@warnerbros.com

INTER-OFFICE MEMO  
WARNER BROS. INC.

TO: KEN MANCEBO FROM: JACK E. FREEDMAN

SUBJECT: ARETHA FRANKLIN PROJECT - Sanford Productions

DATE: March 14, 1972 COPIES TO: F. Wells B. Wallace  
P. Knecht  
C. Greenlaw D. Brown  
E. Morey S. Kiwitt

We have agreed to pay to Sanford Productions the sum of \$1,500 for Sidney Pollack's services in producing and directing this project. We will be billed later for DGA contributions.

Please prepare the check and send it to me for transmittal with an appropriate letter.

JEF:jf

  
J.E.F.

CONFIDENTIAL

WBD 000185

**From:** Sasha Frid <sfrid@Millerbarondess.com>  
**Sent:** Thursday, November 30, 2023 4:54 PM  
**To:** Han, Andrew (HBO) <andrew.han@wbd.com>  
**Cc:** Colin H. Rolfs <crofls@millerbarondess.com>; Faure, Melissa (HBO) <melissa.faure@wbd.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>; Alexandria Alamango <aalamango@millerbarondess.com>  
**Subject:** RE: Amazing Grace Film

---

Alex, please send

**Sasha Frid**

MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Direct: 310-552-5228  
Fax: 310-552-8400  
[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

 Please consider the environment – do you really need to print this email?

---

**From:** Han, Andrew (HBO) <andrew.han@wbd.com>  
**Sent:** Thursday, November 30, 2023 4:48 PM  
**To:** Sasha Frid <sfrid@Millerbarondess.com>  
**Cc:** Colin H. Rolfs <crofls@millerbarondess.com>; Faure, Melissa (HBO) <melissa.faure@wbd.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>  
**Subject:** Re: Amazing Grace Film

2 pm ET is great. Could you send a dial in?

Also, I understand that a process server attempted to serve Mr. Spira with the subpoena at his home this week. Could you please refrain from doing so until we talk? We are open to working with you in responding to the subpoena.

Many thanks,

Andy

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Thursday, November 30, 2023 7:03:40 PM  
**To:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Andy: Yes, tomorrow works for me. How about 2 pm EST?

**Sasha Frid**

MILLER | BARONDESS LLP  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
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Fax: 310-552-8400  
[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>  
**Subject:** FW: Amazing Grace Film

Hi Sasha –

Apologies, there was some internal miscommunication re your message. I'm actually the in-house attorney handling this matter. Could we have a call tomorrow to discuss this subpoena? I'm available anytime except 1-1:30 p.m. ET (please note that I'm on the East Coast).

Thanks so much,

Andy

## Andy Han

Director, Legal

Litigation

(212) 512-5636 (office+mobile)

Please note my new email address: [andrew.han@wbd.com](mailto:andrew.han@wbd.com)



---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Friday, November 17, 2023 11:41 AM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Eber, Lauren <[lauren.eber@wbd.com](mailto:lauren.eber@wbd.com)>  
**Subject:** RE: Amazing Grace Film

Thanks Wayne. Lauren, attached is a deposition subpoena for Mr. Spira. Please let me know if you will accept service. We are defense counsel in a case brought by the plaintiff who made Mr. Spira a key witness. Thank you for your consideration.

### Sasha Frid

MILLER | BARONDES S<sub>LLP</sub>

2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

Main: 310-552-4400

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[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

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---

**From:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Sent:** Thursday, November 16, 2023 5:04 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Eber, Lauren <[lauren.eber@wbd.com](mailto:lauren.eber@wbd.com)>  
**Subject:** RE: Amazing Grace Film

Hi Sasha:

You misunderstand me. I am not in the litigation group and am not a person who decides whether, or not, to accept service of process. If you actually want to offer us a courtesy, as you state, you will reach out to someone in that group. Given my understanding that we have begun producing documents in the matter, I suspect that you know who those persons may be, but in case you don't, I'm copying Lauren Eber from our litigation group who can address your request.

Thanks.

-W

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Thursday, November 16, 2023 4:53 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Wayne: Steve Spira was indeed identified by the plaintiff as the person who was involved in the negotiations for the film and who has relevant information. We will seek his deposition as an individual. Given that you are not authorized to accept service for him, we will have to serve him personally. I wanted to offer you the courtesy of accepting service for him to minimize any disruption. Thank you for your consideration. Sasha

**Sasha Frid**

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[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Sent:** Thursday, November 16, 2023 12:38 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Hi Sasha:

I am not in the litigation group at the company and as such don't have authority to accept service of process. That said, our litigation group has advised that they will begin producing documents in response to your document subpoena today. As I believe you will see, Steve Spira is not going to be a knowledgeable witness on this matter. It may make sense for you to review the documents that are being produced before you decide who you want to seek to depose at the company. Thanks.

-W

## Wayne M. Smith

Head of Legal | WB Motion Picture Group

[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com) | (818) 954-6007



---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Wednesday, November 15, 2023 1:29 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Wayne:

I am attaching a subpoena for the deposition of Steve Spira. Please let me know if you will accept service of the subpoena. I noticed it for December 7 by ZOOM. If December 7 doesn't work for you or Mr. Spira, let me know and I will select another date. I don't expect my questioning to last for more than one hour. Thanks. Sasha

**Sasha Frid**MILLER | BARONDES S<sub>LLP</sub>

2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

Main: 310-552-4400

Direct: 310-552-5228

Fax: 310-552-8400

[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)[www.millerbarondess.com](http://www.millerbarondess.com)[Biography](#) Please consider the environment – do you really need to print this email?**From:** Sasha Frid**Sent:** Thursday, November 09, 2023 2:26 PM**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>**Subject:** RE: Amazing Grace Film

Thanks Dan; putting you on bcc. Wayne, nice to meet you over email. Please let me know when we can chat. I also want to discuss Steve Spiro. Thanks. Sasha

**Sasha Frid**MILLER | BARONDES S<sub>LLP</sub>

2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

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[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)[www.millerbarondess.com](http://www.millerbarondess.com)[Biography](#) Please consider the environment – do you really need to print this email?**From:** Furie, Dan <[daniel.furie@wbd.com](mailto:daniel.furie@wbd.com)>**Sent:** Thursday, November 09, 2023 12:16 PM**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>**Subject:** Re: Amazing Grace Film

Hi. Sasha-

Please contact Wayne Smith who is head of legal (cc'd above). Thanks.

Regards,

Dan

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Date:** Thursday, November 9, 2023 at 11:45 AM  
**To:** Furie, Dan <[daniel.furie@wbd.com](mailto:daniel.furie@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** Amazing Grace Film

[CAUTION]

This email originated outside Warner Bros.

**EXTERNAL SENDER: Caution opening links or attachments**

Dan:

My name is Sasha Frid. I am an attorney representing Barry Tyerman in a lawsuit filed by Alan Elliott relating to the Amazing Grace film. I wanted to talk to you about the film. Do you have some time for a quick call? Thank you.

Sasha

**Sasha Frid**

MILLER | BARONDES S<sub>LLP</sub>

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**Subject:** RE: Amazing Grace Film

---

Andy: Yes, tomorrow works for me. How about 2 pm EST?

### Sasha Frid

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2121 Avenue of the Stars, 26th Floor  
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[Biography](#)

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**From:** Han, Andrew (HBO) <andrew.han@wbd.com>  
**Sent:** Thursday, November 30, 2023 2:43 PM  
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**Subject:** FW: Amazing Grace Film

Hi Sasha –

Apologies, there was some internal miscommunication re your message. I'm actually the in-house attorney handling this matter. Could we have a call tomorrow to discuss this subpoena? I'm available anytime except 1-1:30 p.m. ET (please note that I'm on the East Coast).

Thanks so much,

Andy

## Andy Han

Director, Legal

Litigation

(212) 512-5636 (office+mobile)

Please note my new email address: [andrew.han@wbd.com](mailto:andrew.han@wbd.com)



---

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**Sent:** Friday, November 17, 2023 11:41 AM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
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**Subject:** RE: Amazing Grace Film

Thanks Wayne. Lauren, attached is a deposition subpoena for Mr. Spira. Please let me know if you will accept service. We are defense counsel in a case brought by the plaintiff who made Mr. Spira a key witness. Thank you for your consideration.

### Sasha Frid

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**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Eber, Lauren <[lauren.eber@wbd.com](mailto:lauren.eber@wbd.com)>  
**Subject:** RE: Amazing Grace Film

Hi Sasha:

You misunderstand me. I am not in the litigation group and am not a person who decides whether, or not, to accept service of process. If you actually want to offer us a courtesy, as you state, you will reach out to someone in that group. Given my understanding that we have begun producing documents in the matter, I suspect that you know who those persons may be, but in case you don't, I'm copying Lauren Eber from our litigation group who can address your request.

Thanks.

-W

---

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**Sasha Frid**

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-W

## Wayne M. Smith

Head of Legal | WB Motion Picture Group

[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com) | (818) 954-6007



---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
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**Sasha Frid**

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[Biography](#)

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**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Thanks Dan; putting you on bcc. Wayne, nice to meet you over email. Please let me know when we can chat. I also want to discuss Steve Spiro. Thanks. Sasha

**Sasha Frid**

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[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Furie, Dan <[daniel.furie@wbd.com](mailto:daniel.furie@wbd.com)>  
**Sent:** Thursday, November 09, 2023 12:16 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Subject:** Re: Amazing Grace Film

Hi. Sasha-

Please contact Wayne Smith who is head of legal (cc'd above). Thanks.

Regards,

Dan

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Date:** Thursday, November 9, 2023 at 11:45 AM  
**To:** Furie, Dan <[daniel.furie@wbd.com](mailto:daniel.furie@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** Amazing Grace Film

[CAUTION]

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**EXTERNAL SENDER: Caution opening links or attachments**

Dan:

My name is Sasha Frid. I am an attorney representing Barry Tyerman in a lawsuit filed by Alan Elliott relating to the Amazing Grace film. I wanted to talk to you about the film. Do you have some time for a quick call? Thank you.

Sasha

**Sasha Frid**

MILLER | BARONDESS LLP

2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

Main: 310-552-4400

Direct: 310-552-5228

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[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)

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**From:** Sasha Frid <sfrid@Millerbarondess.com>  
**Sent:** Thursday, January 4, 2024 1:36 PM  
**To:** Han, Andrew (HBO) <andrew.han@wbd.com>  
**Cc:** Colin H. Rolfs <crofls@millerbarondess.com>; Faure, Melissa (HBO) <melissa.faure@wbd.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>; Alexandria Alamango <aalamango@millerbarondess.com>; Danielle Novelly <dnovelly@millerbarondess.com>; Justin Stinar <jstinar@Millerbarondess.com>  
**Subject:** RE: Amazing Grace Film

---

Thank you, Andrew. Appreciate your help.

**Sasha Frid**

MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Direct: 310-552-5228  
Fax: 310-552-8400  
[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Han, Andrew (HBO) <andrew.han@wbd.com>  
**Sent:** Thursday, January 04, 2024 12:04 PM  
**To:** Sasha Frid <sfrid@Millerbarondess.com>  
**Cc:** Colin H. Rolfs <crofls@millerbarondess.com>; Faure, Melissa (HBO) <melissa.faure@wbd.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>; Alexandria Alamango <aalamango@millerbarondess.com>; Danielle Novelly <dnovelly@millerbarondess.com>; Justin Stinar <jstinar@Millerbarondess.com>  
**Subject:** RE: Amazing Grace Film

Sasha –

Attached is the signed declaration from Mr. Spira. Should you need anything further from Mr. Spira, or from WBD, please let me know.

Thank you,

Andy

## Andy Han

Director, Legal

Litigation

(212) 512-5636 (office+mobile)

Please note my new email address: [andrew.han@wbd.com](mailto:andrew.han@wbd.com)



---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Tuesday, January 2, 2024 9:43 PM  
**To:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Andrew – thanks; and yes.

### Sasha Frid

MILLER | BARONDES S<sub>LLP</sub>

2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

Main: 310-552-4400

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Fax: 310-552-8400

[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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---

**From:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Sent:** Tuesday, January 02, 2024 6:41 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Hi Sasha – Happy New Year to you as well. We are on track to get you the signed declaration by the 5<sup>th</sup>.

Is Adobe Sign / DocuSign acceptable?

Andy

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Tuesday, January 2, 2024 6:45 PM  
**To:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Andrew – happy new year. Hope you had a nice holiday. Just checking on this?

**Sasha Frid**

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2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
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[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

**From:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Sent:** Saturday, December 23, 2023 6:40 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>  
**Subject:** Re: Amazing Grace Film

Hi Sasha- Our offices are closed through Jan. 1, but we have been reviewing and should be able to get it back to you shortly after the New Year. Please let me know if there is a hard deadline we need to meet.

Thanks and have a wonderful holiday,

Andy

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**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Friday, December 22, 2023 7:48:36 PM  
**To:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>  
**Subject:** Re: Amazing Grace Film

Andrew - following up on this. Hope you have a great holiday.

On Dec 15, 2023, at 3:47 'a0PM, Sasha Frid <[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)> wrote:

&#0;257 ?

Andy: Per our discussion, attached is a draft declaration with the exhibits referenced therein. Please review and let me know if you have any questions. We look forward to hearing from you. Thanks. Sasha

**Sasha Frid**

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[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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**From:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>

**Sent:** Monday, December 04, 2023 8:36 AM

**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>

**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO)

<[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria

Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>

**Subject:** RE: Amazing Grace Film

Hi Sasha,

It was good to talk to you last week. We would be willing to provide a declaration along the lines of what you described. What is the best way to proceed? Can you provide us with a proposed draft, or perhaps at least a template/example? You'd also mentioned that this declaration might need to include additional statements due to WB's association with this matter. Any further guidance on that point would be helpful.

Let me know if another call would help. Thanks,

Andy

---

**From:** Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>

**Sent:** Friday, December 1, 2023 11:35 AM

**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>

**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO)

<[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>

**Subject:** RE: Amazing Grace Film

Good morning.

The call-in number is 866-642-2818 and the access code is 3105525228.

A calendar invite has also been sent.

**Alexandria Alamango**  
**Legal Assistant**

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Los Angeles, CA 90067  
Main: 310-552-4400  
Fax: 310-552-8400  
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[www.millerbarondess.com](http://www.millerbarondess.com)

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**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Thursday, November 30, 2023 4:54 PM  
**To:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Alex, please send

**Sasha Frid**

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Los Angeles, CA 90067  
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[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
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**From:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Sent:** Thursday, November 30, 2023 4:48 PM

**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crofcs@millerbarondess.com](mailto:crofcs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>  
**Subject:** Re: Amazing Grace Film

2 pm ET is great. Could you send a dial in?

Also, I understand that a process server attempted to serve Mr. Spira with the subpoena at his home this week. Could you please refrain from doing so until we talk? We are open to working with you in responding to the subpoena.

Many thanks,

Andy

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---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Thursday, November 30, 2023 7:03:40 PM  
**To:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crofcs@millerbarondess.com](mailto:crofcs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Andy: Yes, tomorrow works for me. How about 2 pm EST?

**Sasha Frid**

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2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

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Fax: 310-552-8400

[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

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**From:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Sent:** Thursday, November 30, 2023 2:43 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>  
**Subject:** FW: Amazing Grace Film

Hi Sasha –

Apologies, there was some internal miscommunication re your message. I'm actually the in-house attorney handling this matter. Could we have a call tomorrow to discuss this subpoena? I'm available anytime except 1-1:30 p.m. ET (please note that I'm on the East Coast).

Thanks so much,

Andy

## **Andy Han**

Director, Legal

Litigation

(212) 512-5636 (office+mobile)

*Please note my new email address: [andrew.han@wbd.com](mailto:andrew.han@wbd.com)*



---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Friday, November 17, 2023 11:41 AM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Eber, Lauren <[lauren.eber@wbd.com](mailto:lauren.eber@wbd.com)>  
**Subject:** RE: Amazing Grace Film

Thanks Wayne. Lauren, attached is a deposition subpoena for Mr. Spira. Please let me know if you will accept service. We are defense counsel in a case brought by the plaintiff who made Mr. Spira a key witness. Thank you for your consideration.

**Sasha Frid**

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[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
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**From:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Sent:** Thursday, November 16, 2023 5:04 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Eber, Lauren <[lauren.eber@wbd.com](mailto:lauren.eber@wbd.com)>  
**Subject:** RE: Amazing Grace Film

Hi Sasha:

You misunderstand me. I am not in the litigation group and am not a person who decides whether, or not, to accept service of process. If you actually want to offer us a courtesy, as you state, you will reach out to someone in that group. Given my understanding that we have begun producing documents in the matter, I suspect that you know who those persons may be, but in case you don't, I'm copying Lauren Eber from our litigation group who can address your request.

Thanks.

-W

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Thursday, November 16, 2023 4:53 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Wayne: Steve Spira was indeed identified by the plaintiff as the person who was involved in the negotiations for the film and who has relevant information. We will seek his deposition as an individual. Given that you are not authorized to accept service for him, we will have to serve him personally. I wanted to offer you the courtesy of accepting service for him to minimize any disruption. Thank you for your consideration. Sasha

**Sasha Frid**

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Direct: 310-552-5228  
Fax: 310-552-8400  
[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Sent:** Thursday, November 16, 2023 12:38 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Hi Sasha:

I am not in the litigation group at the company and as such don't have authority to accept service of process. That said, our litigation group has advised that they will begin producing documents in response to your document subpoena today. As I believe you will see, Steve Spira is not going to be a knowledgeable witness on this matter. It may make sense for you to review the documents that are being produced before you decide who you want to seek to depose at the company. Thanks.

-W

## Wayne M. Smith

Head of Legal | WB Motion Picture Group

[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com) | (818) 954-6007



---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Wednesday, November 15, 2023 1:29 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Wayne:

I am attaching a subpoena for the deposition of Steve Spira. Please let me know if you will accept service of the subpoena. I noticed it for December 7 by ZOOM. If December 7 doesn't work for you or Mr. Spira, let me know and I will select another date. I don't expect my questioning to last for more than one hour. Thanks. Sasha

### Sasha Frid

MILLER | BARONDES S<sub>LLP</sub>

2121 Avenue of the Stars, 26th Floor

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Direct: 310-552-5228

Fax: 310-552-8400

[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

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**From:** Sasha Frid  
**Sent:** Thursday, November 09, 2023 2:26 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Thanks Dan; putting you on bcc. Wayne, nice to meet you over email. Please let me know when we can chat. I also want to discuss Steve Spiro. Thanks. Sasha

**Sasha Frid**

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Los Angeles, CA 90067

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Direct: 310-552-5228

Fax: 310-552-8400

[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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**From:** Furie, Dan <[daniel.furie@wbd.com](mailto:daniel.furie@wbd.com)>

**Sent:** Thursday, November 09, 2023 12:16 PM

**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>

**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>

**Subject:** Re: Amazing Grace Film

Hi. Sasha-

Please contact Wayne Smith who is head of legal (cc'd above). Thanks.

Regards,

Dan

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>

**Date:** Thursday, November 9, 2023 at 11:45 AM

**To:** Furie, Dan <[daniel.furie@wbd.com](mailto:daniel.furie@wbd.com)>

**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>

**Subject:** Amazing Grace Film

[CAUTION]

This email originated outside Warner Bros.

**EXTERNAL SENDER: Caution opening links or attachments**

Dan:

My name is Sasha Frid. I am an attorney representing Barry Tyerman in a lawsuit filed by Alan Elliott relating to the Amazing Grace film. I wanted to talk to you about the film. Do you have some time for a quick call? Thank you.

Sasha

**Sasha Frid**

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2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
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Direct: 310-552-5228  
Fax: 310-552-8400  
[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
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**From:** Justin Stinar <jstinar@Millerbarondess.com>  
**Sent:** Friday, December 1, 2023 1:09 PM  
**To:** Faure, Melissa (HBO) <melissa.faure@wbd.com>  
**Cc:** Sasha Frid <sfrid@Millerbarondess.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>; Colin H. Rolfs <crolfs@millerbarondess.com>; Danielle Novelly <dnovelly@millerbarondess.com>; Han, Andrew (HBO) <andrew.han@wbd.com>; Sytsma, Elizabeth <elizabeth.sytsma@wbdcontractor.com>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

---

Confirming that we received WBD 000110 – WBD 000730. Thank you.

**Justin Stinar**  
**Paralegal**

MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Fax: 310-552-8400  
[jstinar@millerbarondess.com](mailto:jstinar@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)

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**From:** Faure, Melissa (HBO) <melissa.faure@wbd.com>  
**Sent:** Friday, December 1, 2023 12:59 PM  
**To:** Justin Stinar <jstinar@Millerbarondess.com>  
**Cc:** Sasha Frid <sfrid@Millerbarondess.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>; Colin H. Rolfs <crolfs@millerbarondess.com>; Danielle Novelly <dnovelly@millerbarondess.com>; Han, Andrew (HBO) <andrew.han@wbd.com>; Sytsma, Elizabeth <elizabeth.sytsma@wbdcontractor.com>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Thank you. I have just uploaded the rest of the production, Bates stamped WBD 000110 - WBD 000730.

**Melissa Faure**

Sr. Paralegal, Litigation

---

**From:** Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>  
**Sent:** Friday, December 1, 2023 2:06 PM  
**To:** Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>

**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>; Sytsma, Elizabeth <[elizabeth.sytsma@wbdcontractor.com](mailto:elizabeth.sytsma@wbdcontractor.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

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Link: <https://nextcloud.millerbarondess.com/index.php/s/w7Xe6JFwpEZN5HM>

Password: Zd2nFbCP6y

Expiration: 12/8/23

**Justin Stinar**  
**Paralegal**

MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Fax: 310-552-8400  
[jstinar@millerbarondess.com](mailto:jstinar@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)

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---

**From:** Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>  
**Sent:** Friday, December 1, 2023 10:18 AM  
**To:** Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>  
**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>; Sytsma, Elizabeth <[elizabeth.sytsma@wbdcontractor.com](mailto:elizabeth.sytsma@wbdcontractor.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Justin,

Could you provide a new upload link?

Thank you,

## Melissa Faure

Sr. Paralegal, Litigation

230 Park Avenue South, New York, NY 10003

[Melissa.Faure@warnermedia.com](mailto:Melissa.Faure@warnermedia.com)

(212) 548-5089



---

**From:** Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>

**Sent:** Friday, November 17, 2023 5:05 PM

**To:** Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>

**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>

**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

We received WBD 000001 – 109. Thank you.

**Justin Stinar**  
**Paralegal**

MILLER | BARONDES S<sub>LLP</sub>

2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

Main: 310-552-4400

Fax: 310-552-8400

[jstinar@millerbarondess.com](mailto:jstinar@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

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---

**From:** Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>

**Sent:** Friday, November 17, 2023 11:54 AM

**To:** Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>  
**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

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Thank you,

## Melissa Faure

Sr. Paralegal, Litigation

---

**From:** Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>  
**Sent:** Thursday, November 16, 2023 5:50 PM  
**To:** Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>  
**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

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Link: <https://nextcloud.millerbarondess.com/index.php/s/MkwHCWoNGxEzy8A>

Password: BJZjLkbG29

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**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

---

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Password: Zd2nFbCP6y

Expiration: 12/8/23

**Justin Stinar**  
**Paralegal**

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2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Fax: 310-552-8400  
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**Sent:** Friday, December 1, 2023 10:18 AM  
**To:** Justin Stinar <jstinar@Millerbarondess.com>  
**Cc:** Sasha Frid <sfrid@Millerbarondess.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>; Colin H. Rolfs <crolfs@millerbarondess.com>; Danielle Novelly <dnovelly@millerbarondess.com>; Han, Andrew (HBO) <andrew.han@wbd.com>; Sytsma, Elizabeth <elizabeth.sytsma@wbdcontractor.com>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Justin,

Could you provide a new upload link?

Thank you,

## Melissa Faure

Sr. Paralegal, Litigation

230 Park Avenue South, New York, NY 10003

[Melissa.Faure@warnermedia.com](mailto:Melissa.Faure@warnermedia.com)

(212) 548-5089



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**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

We received WBD 000001 – 109. Thank you.

### Justin Stinar Paralegal

MILLER | BARONDESS<sup>LLP</sup>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Fax: 310-552-8400  
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[www.millerbarondess.com](http://www.millerbarondess.com)

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**Sent:** Friday, November 17, 2023 11:54 AM  
**To:** Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>  
**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

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Thank you,

## Melissa Faure

Sr. Paralegal, Litigation

---

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**Sent:** Thursday, November 16, 2023 5:50 PM  
**To:** Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>  
**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

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Password: BJZjLkbG29

Expiration: 11/24/23

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**From:** Danielle Novelly <dnovelly@millerbarondess.com>  
**Sent:** Monday, January 22, 2024 7:02 PM  
**To:** Han, Andrew (HBO) <andrew.han@wbd.com>; Faure, Melissa (HBO) <melissa.faure@wbd.com>  
**Cc:** Sasha Frid <sfrid@Millerbarondess.com>; Colin H. Rolfs <crofs@millerbarondess.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>  
**Subject:** Alan Elliott et al. v. Barry Tyerman et al., LASC Case No. 20STCV42553 - Defendants' Objections to Plaintiff's Deposition Subpoena to Warner Bros.  
**Attach:** NOD - Defendants' Objection to Notice of Deposition and Demand for Production of Documents to Warner Bros.pdf

---

**EXTERNAL SENDER: Caution opening links or attachments**

Counsel,

Attached please find Defendants' Objection to Plaintiff's Deposition Subpoena to Steven Spira of Warner Bros. that was served today in the above-referenced matter.

Thanks,

Danielle

**Danielle Novelly**

MILLER | BARONDES S<sub>LLP</sub>

2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

Main: 310-552-4400

Direct: 310-552-5237

Fax: 310-552-8400

Mobile: 602-833-9609

[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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1 LOUIS R. MILLER (State Bar No. 54141)  
smiller@millerbarondess.com  
2 A. SASHA FRID (State Bar No. 216800)  
sfrid@millerbarondess.com  
3 COLIN H. ROLFS (State Bar No. 280654)  
crolfs@millerbarondess.com  
4 MILLER BARONDESS, LLP  
2121 Avenue of the Stars, Suite 2600  
5 Los Angeles, California 90067  
Telephone: (310) 552-4400  
6 Facsimile: (310) 552-8400

7 Attorneys for Defendants BARRY TYERMAN, and  
JACKOWAY AUSTEN TYERMAN  
8 WERTHEIMER MANDELBAUM MORRIS  
BERNSTEIN TRATTNER & KLEIN  
9

10 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**  
11 **COUNTY OF LOS ANGELES, CENTRAL DISTRICT**

13 ALAN ELLIOTT; AMAZING GRACE  
14 MOVIE LLC; AL'S RECORDS AND TAPES  
INC.,

15 Plaintiffs,

16 v.

17 BARRY TYERMAN; JACKOWAY  
18 AUSTEN TYERMAN WERTHEIMER  
MANDELBAUM MORRIS BERNSTEIN  
TRATTNER & KLEIN, a Professional Law  
19 Corporation; and DOES 1 through 100,  
inclusive,

20 Defendants.  
21

**CASE NO. 20STCV42553**

**DEFENDANTS' OBJECTIONS TO  
PLAINTIFF'S NOTICE OF DEPOSITION  
AND DEMAND FOR PRODUCTION OF  
DOCUMENTS AND THINGS AT  
DEPOSITION OF STEVEN SPIRA OF  
WARNER BROS. PICTURES**

Date: January 26, 2024  
Time: 10:00 a.m.  
Place: DOUGLAS/HICKS LAW, PC  
5120 W. Goldleaf Circle Suite #140  
Los Angeles, CA 90056

Assigned for All Purposes to:  
Hon. Daniel S. Murphy, Dept. 32

Action Filed: November 5, 2020  
Trial Date: None Set

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28 659844.1

DEFENDANTS' OBJECTIONS TO PLAINTIFF'S NOTICE OF DEPOSITION AND DEMAND FOR  
PRODUCTION OF DOCUMENTS AND THINGS AT DEPOSITION OF STEVEN SPIRA OF WARNER BROS.  
PICTURES

1 **TO ALL INTERESTED PARTIES AND TO THEIR ATTORNEYS OF RECORD:**

2 PLEASE TAKE NOTICE that, pursuant to California Code of Civil Procedure §§  
3 2025.220, 2025.410, 2020.510 *et seq.*, Defendants Barry Tyerman and Jackoway Austen Tyerman  
4 Wertheimer Mandelbaum Morris Bernstein Trattner & Klein (“Defendants”) hereby object to  
5 Plaintiff Alan Elliott’s (“Plaintiff” or “Propounding Party”) Notice of Deposition of Steven Spira,  
6 President of Worldwide Business Affairs for Warner Bros. Pictures (the “Notice”), to take place at  
7 Douglas/Hicks Law, PC 5120 W. Goldleaf Circle, Suite #140, Los Angeles, CA 90056, as  
8 follows:

9 **OBJECTIONS TO DEPOSITION NOTICE**

10 1. Defendants object on the grounds that the Notice sets an arbitrary and unilateral  
11 date for the deposition, without consideration for the calendar of Deponent or Defendants’  
12 Counsel. Defendants’ Counsel is unavailable on that date. Defendants’ Counsel is willing to meet  
13 and confer to schedule another date.

14 2. Defendants object to the Notice on the grounds, and to the extent, that it calls for  
15 information: (i) that is protected by any privilege or protection, including, without limitation, the  
16 attorney-client privilege and the attorney work product doctrine; (ii) that was prepared in  
17 anticipation of litigation; (iii) that is a trade secret or confidential or proprietary information;  
18 and/or (iv) that is otherwise protected from disclosure under any statutory or common law.

19 3. Defendants object to the Notice on the grounds, and to the extent, that it seeks  
20 information that is not relevant to the subject matter of the pending proceedings.

21 DATED: January 22, 2024

MILLER BARONDESS, LLP

22  
23 By: 

24 A. SASHA FRID  
25 Attorneys for Defendants  
26 BARRY TYERMAN, and JACKOWAY  
27 AUSTEN TYERMAN WERTHEIMER  
28 MANDELBAUM MORRIS BERNSTEIN  
TRATTNER & KLEIN



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**SERVICE LIST**  
**Alan Elliott v. Barry Tyerman, et al**  
**Case No. 20STCV42553**

Maryann P. Gallagher  
LAW OFFICES OF MARYANN P.  
GALLAGHER  
205 South Broadway, Suite 920  
Los Angeles, CA 90012

*Attorneys for Plaintiffs*  
ALAN ELLIOTT, AMAZING GRACE  
MOVIE LLC, and AL'S RECORDS AND  
TAPES INC.

Tel: (213) 626-1810  
Fax: (213) 626-0961  
Email: mail@mpg-law.com

Carl E. Douglas  
Rachel Jacobs  
DOUGLAS / HICKS LAW  
5120 W. Goldleaf Circle, Suite 140  
Los Angeles, CA 90056

*Co-Counsel for Plaintiffs*  
ALAN ELLIOTT, AMAZING GRACE  
MOVIE LLC, and AL'S RECORDS AND  
TAPES INC.

Tel: (323) 655-6505  
Fax: (323) 927-1941  
Email: carl@douglashickslaw.com  
rachel@douglashickslaw.com

**From:** Han, Andrew (HBO) <andrew.han@wbd.com>  
**Sent:** Thursday, November 30, 2023 2:43 PM  
**To:** sfrid@Millerbarondess.com  
**Cc:** crolfs@millerbarondess.com; Faure, Melissa (HBO) <melissa.faure@wbd.com>  
**Subject:** FW: Amazing Grace Film  
**Attach:** SUB - Deposition Subpoena for Personal Appearance of Steve Spira.pdf

---

Hi Sasha –

Apologies, there was some internal miscommunication re your message. I'm actually the in-house attorney handling this matter. Could we have a call tomorrow to discuss this subpoena? I'm available anytime except 1-1:30 p.m. ET (please note that I'm on the East Coast).

Thanks so much,

Andy

## **Andy Han**

Director, Legal

Litigation

(212) 512-5636 (office+mobile)

Please note my new email address: [andrew.han@wbd.com](mailto:andrew.han@wbd.com)



---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Friday, November 17, 2023 11:41 AM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Eber, Lauren <[lauren.eber@wbd.com](mailto:lauren.eber@wbd.com)>  
**Subject:** RE: Amazing Grace Film

Thanks Wayne. Lauren, attached is a deposition subpoena for Mr. Spira. Please let me know if you will accept service. We are defense counsel in a case brought by the plaintiff who made Mr. Spira a key witness. Thank you for your consideration.

### Sasha Frid

MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Direct: 310-552-5228  
Fax: 310-552-8400  
[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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---

**From:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Sent:** Thursday, November 16, 2023 5:04 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Eber, Lauren <[lauren.eber@wbd.com](mailto:lauren.eber@wbd.com)>  
**Subject:** RE: Amazing Grace Film

Hi Sasha:

You misunderstand me. I am not in the litigation group and am not a person who decides whether, or not, to accept service of process. If you actually want to offer us a courtesy, as you state, you will reach out to someone in that group. Given my understanding that we have begun producing documents in the matter, I suspect that you know who those persons may be, but in case you don't, I'm copying Lauren Eber from our litigation group who can address your request.

Thanks.

-W

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Thursday, November 16, 2023 4:53 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Wayne: Steve Spira was indeed identified by the plaintiff as the person who was involved in the negotiations for the film and who has relevant information. We will seek his deposition as an individual. Given that you are not authorized to accept service for him, we will have to serve him personally. I wanted to offer you the courtesy of accepting service for him to minimize any disruption. Thank you for your consideration. Sasha

### Sasha Frid

MILLER | BARONDESS LLP  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Direct: 310-552-5228  
Fax: 310-552-8400  
[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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---

**From:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Sent:** Thursday, November 16, 2023 12:38 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Hi Sasha:

I am not in the litigation group at the company and as such don't have authority to accept service of process. That said, our litigation group has advised that they will begin producing documents in response to your document subpoena today. As I believe you will see, Steve Spira is not going to be a knowledgeable witness on this matter. It may make sense for you to review the documents that are being produced before you decide who you want to seek to depose at the company. Thanks.

-W

**Wayne M. Smith**

Head of Legal | WB Motion Picture Group

[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com) | (818) 954-6007



---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Wednesday, November 15, 2023 1:29 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Wayne:

I am attaching a subpoena for the deposition of Steve Spira. Please let me know if you will accept service of the subpoena. I noticed it for December 7 by ZOOM. If December 7 doesn't work for you or Mr. Spira, let me know and I will select another date. I don't expect my questioning to last for more than one hour. Thanks. Sasha

**Sasha Frid**

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2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
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**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Thanks Dan; putting you on bcc. Wayne, nice to meet you over email. Please let me know when we can chat. I also want to discuss Steve Spiro. Thanks. Sasha

**Sasha Frid**

M I L L E R | B A R O N D E S S L L P

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Los Angeles, CA 90067  
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[www.millerbarondess.com](http://www.millerbarondess.com)  
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**From:** Furie, Dan <[daniel.furie@wbd.com](mailto:daniel.furie@wbd.com)>  
**Sent:** Thursday, November 09, 2023 12:16 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Subject:** Re: Amazing Grace Film

Hi. Sasha-

Please contact Wayne Smith who is head of legal (cc'd above). Thanks.

Regards,

Dan

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Date:** Thursday, November 9, 2023 at 11:45 AM  
**To:** Furie, Dan <[daniel.furie@wbd.com](mailto:daniel.furie@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** Amazing Grace Film

[CAUTION]  
This email originated outside Warner Bros.

**EXTERNAL SENDER: Caution opening links or attachments**

Dan:

My name is Sasha Frid. I am an attorney representing Barry Tyerman in a lawsuit filed by Alan Elliott relating to the Amazing Grace film. I wanted to talk to you about the film. Do you have some time for a quick call? Thank you.

Sasha

**Sasha Frid**

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2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

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Direct: 310-552-5228

Fax: 310-552-8400

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PLAINTIFF/PETITIONER: Alan Elliott, et al.	CASE NUMBER:
DEFENDANT/RESPONDENT: Barry Tyerman, et al.	20STCV42553

**PROOF OF SERVICE OF DEPOSITION SUBPOENA FOR PERSONAL APPEARANCE**

1. I served this *Deposition Subpoena for Personal Appearance* by personally delivering a copy to the person served as follows:

- a. Person served (*name*): Steve Spira
- b. Address where served: 5234 W 2nd St, Los Angeles, CA 90004
- c. Date of delivery:
- d. Time of delivery:
- e. Witness fees and mileage both ways (*check one*):
  - (1)  were paid. Amount: ..... \$ \_\_\_\_\_
  - (2)  were not paid.
  - (3)  were tendered to the witness's public entity employer as required by Government Code section 68097.2. The amount tendered was (*specify*): ..... \$ \_\_\_\_\_
- f. Fee for service: ..... \$ \_\_\_\_\_

2. I received this subpoena for service on (*date*):

3. Person serving:

- a.  Not a registered California process server
- b.  California sheriff or marshal
- c.  Registered California process server
- d.  Employee or independent contractor of a registered California process server
- e.  Exempt from registration under Business and Professions Code section 22350(b)
- f.  Registered professional photocopier
- g.  Exempt from registration under Business and Professions Code section 22451
- h. Name, address, telephone number, and, if applicable, county of registration and number:

**I declare** under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

**(For California sheriff or marshal use only)**  
**I certify** that the foregoing is true and correct.

Date:

Date:

▶ \_\_\_\_\_  
(SIGNATURE)

▶ \_\_\_\_\_  
(SIGNATURE)

**From:** Faure, Melissa (HBO) </o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=5ca34329908a46e8b52b15c56a765f6a-Faure, Meli>  
**Sent:** Monday, August 21, 2023 12:41 PM  
**To:** crolfs@millerbarondess.com  
**Subject:** In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

---

Mr. Rolfs:

On behalf of Home Box Office, Inc. and Warner Bros. Entertainment, Inc., I am writing regarding your subpoenas dated August 1, 2023 In Re *Alan Elliott v. Barry Tyerman*, Case No. 20STCV42553. I tried calling your firm a couple of times and left a voicemail, but wasn't able to speak with you directly.

We are looking into the matters raised therein. Unfortunately, given delays due to summer vacations and other circumstances, members of our organization are currently unavailable. As such, we need additional time to respond. We respectfully ask to have until October 5, 2023, to respond. Please let me know if you have any concerns with this timing; otherwise, we will proceed to have our response to you by then.

Thank you for your patience and understanding.

Regards,

**Melissa Faure**  
Sr. Litigation Administrator  
230 Park Avenue South, New York, NY 10003  
[Melissa.Faure@wamermedia.com](mailto:Melissa.Faure@wamermedia.com)



**From:** Han, Andrew (HBO) <andrew.han@wbd.com>  
**Sent:** Thursday, November 30, 2023 4:48 PM  
**To:** Sasha Frid <sfrid@Millerbarondess.com>  
**Cc:** Colin H. Rolfs <crolfs@millerbarondess.com>; Faure, Melissa (HBO) <melissa.faure@wbd.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>  
**Subject:** Re: Amazing Grace Film

---

2 pm ET is great. Could you send a dial in?

Also, I understand that a process server attempted to serve Mr. Spira with the subpoena at his home this week. Could you please refrain from doing so until we talk? We are open to working with you in responding to the subpoena.

Many thanks,  
Andy

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---

**From:** Sasha Frid <sfrid@Millerbarondess.com>  
**Sent:** Thursday, November 30, 2023 7:03:40 PM  
**To:** Han, Andrew (HBO) <andrew.han@wbd.com>  
**Cc:** Colin H. Rolfs <crolfs@millerbarondess.com>; Faure, Melissa (HBO) <melissa.faure@wbd.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>  
**Subject:** RE: Amazing Grace Film

Andy: Yes, tomorrow works for me. How about 2 pm EST?

### Sasha Frid

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[www.millerbarondess.com](http://www.millerbarondess.com)  
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**From:** Han, Andrew (HBO) <andrew.han@wbd.com>  
**Sent:** Thursday, November 30, 2023 2:43 PM  
**To:** Sasha Frid <sfrid@Millerbarondess.com>  
**Cc:** Colin H. Rolfs <crolfs@millerbarondess.com>; Faure, Melissa (HBO) <melissa.faure@wbd.com>  
**Subject:** FW: Amazing Grace Film

Hi Sasha –

Apologies, there was some internal miscommunication re your message. I'm actually the in-house attorney handling this matter. Could we have a call tomorrow to discuss this subpoena? I'm available anytime except 1-1:30 p.m. ET (please note that I'm on the East Coast).

Thanks so much,

Andy

## Andy Han

Director, Legal

Litigation

(212) 512-5636 (office+mobile)

Please note my new email address: [andrew.han@wbd.com](mailto:andrew.han@wbd.com)



---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Friday, November 17, 2023 11:41 AM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Eber, Lauren <[lauren.eber@wbd.com](mailto:lauren.eber@wbd.com)>  
**Subject:** RE: Amazing Grace Film

Thanks Wayne. Lauren, attached is a deposition subpoena for Mr. Spira. Please let me know if you will accept service. We are defense counsel in a case brought by the plaintiff who made Mr. Spira a key witness. Thank you for your consideration.

**Sasha Frid**

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[www.millerbarondess.com](http://www.millerbarondess.com)

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**From:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>

**Sent:** Thursday, November 16, 2023 5:04 PM

**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>

**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Eber, Lauren <[lauren.eber@wbd.com](mailto:lauren.eber@wbd.com)>

**Subject:** RE: Amazing Grace Film

Hi Sasha:

You misunderstand me. I am not in the litigation group and am not a person who decides whether, or not, to accept service of process. If you actually want to offer us a courtesy, as you state, you will reach out to someone in that group. Given my understanding that we have begun producing documents in the matter, I suspect that you know who those persons may be, but in case you don't, I'm copying Lauren Eber from our litigation group who can address your request.

Thanks.

-W

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>

**Sent:** Thursday, November 16, 2023 4:53 PM

**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>

**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>

**Subject:** RE: Amazing Grace Film

Wayne: Steve Spira was indeed identified by the plaintiff as the person who was involved in the negotiations for the film and who has relevant information. We will seek his deposition as an individual. Given that you are not authorized to accept service for him, we will have to serve him personally. I wanted to offer you the courtesy of accepting service for him to minimize any disruption. Thank you for your consideration. Sasha

**Sasha Frid**

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[www.millerbarondess.com](http://www.millerbarondess.com)

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**From:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Sent:** Thursday, November 16, 2023 12:38 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Hi Sasha:

I am not in the litigation group at the company and as such don't have authority to accept service of process. That said, our litigation group has advised that they will begin producing documents in response to your document subpoena today. As I believe you will see, Steve Spira is not going to be a knowledgeable witness on this matter. It may make sense for you to review the documents that are being produced before you decide who you want to seek to depose at the company. Thanks.

-W

**Wayne M. Smith**

Head of Legal | WB Motion Picture Group

[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com) | (818) 954-6007



**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Wednesday, November 15, 2023 1:29 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Wayne:

I am attaching a subpoena for the deposition of Steve Spira. Please let me know if you will accept service of the subpoena. I noticed it for December 7 by ZOOM. If December 7 doesn't work for you or Mr. Spira, let me know and I will select another date. I don't expect my questioning to last for more than one hour. Thanks. Sasha

**Sasha Frid**

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[www.millerbarondess.com](http://www.millerbarondess.com)  
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**From:** Sasha Frid  
**Sent:** Thursday, November 09, 2023 2:26 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Thanks Dan; putting you on bcc. Wayne, nice to meet you over email. Please let me know when we can chat. I also want to discuss Steve Spiro. Thanks. Sasha

**Sasha Frid**

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[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Furie, Dan <[daniel.furie@wbd.com](mailto:daniel.furie@wbd.com)>  
**Sent:** Thursday, November 09, 2023 12:16 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Subject:** Re: Amazing Grace Film

Hi. Sasha-

Please contact Wayne Smith who is head of legal (cc'd above). Thanks.

Regards,

Dan

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Date:** Thursday, November 9, 2023 at 11:45 AM  
**To:** Furie, Dan <[daniel.furie@wbd.com](mailto:daniel.furie@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** Amazing Grace Film

[CAUTION]  
This email originated outside Warner Bros.

**EXTERNAL SENDER: Caution opening links or attachments**

Dan:

My name is Sasha Frid. I am an attorney representing Barry Tyerman in a lawsuit filed by Alan Elliott relating to the Amazing Grace film. I wanted to talk to you about the film. Do you have some time for a quick call? Thank you.

Sasha

**Sasha Frid**

MILLER | BARONDESS LLP

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Los Angeles, CA 90067

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**From:** Alexandria Alamango <aalamango@millerbarondess.com>  
**Sent:** Friday, December 1, 2023 8:35 AM  
**To:** Sasha Frid <sfrid@Millerbarondess.com>; Han, Andrew (HBO) <andrew.han@wbd.com>  
**Cc:** Colin H. Rolfs <crolfs@millerbarondess.com>; Faure, Melissa (HBO) <melissa.faure@wbd.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>  
**Subject:** RE: Amazing Grace Film

---

Good morning.

The call-in number is 866-642-2818 and the access code is 3105525228.

A calendar invite has also been sent.

**Alexandria Alamango**  
**Legal Assistant**

MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Fax: 310-552-8400  
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[www.millerbarondess.com](http://www.millerbarondess.com)

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**From:** Sasha Frid <sfrid@Millerbarondess.com>  
**Sent:** Thursday, November 30, 2023 4:54 PM  
**To:** Han, Andrew (HBO) <andrew.han@wbd.com>  
**Cc:** Colin H. Rolfs <crolfs@millerbarondess.com>; Faure, Melissa (HBO) <melissa.faure@wbd.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>; Alexandria Alamango <aalamango@millerbarondess.com>  
**Subject:** RE: Amazing Grace Film

Alex, please send

**Sasha Frid**

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2121 Avenue of the Stars, 26th Floor  
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[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Sent:** Thursday, November 30, 2023 4:48 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>  
**Subject:** Re: Amazing Grace Film

2 pm ET is great. Could you send a dial in?

Also, I understand that a process server attempted to serve Mr. Spira with the subpoena at his home this week. Could you please refrain from doing so until we talk? We are open to working with you in responding to the subpoena.

Many thanks,

Andy

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---

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**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Andy: Yes, tomorrow works for me. How about 2 pm EST?

**Sasha Frid**

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[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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**From:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>

**Sent:** Thursday, November 30, 2023 2:43 PM

**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>

**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>

**Subject:** FW: Amazing Grace Film

Hi Sasha –

Apologies, there was some internal miscommunication re your message. I'm actually the in-house attorney handling this matter. Could we have a call tomorrow to discuss this subpoena? I'm available anytime except 1-1:30 p.m. ET (please note that I'm on the East Coast).

Thanks so much,

Andy

**Andy Han**

Director, Legal

Litigation

(212) 512-5636 (office+mobile)

Please note my new email address: [andrew.han@wbd.com](mailto:andrew.han@wbd.com)

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Friday, November 17, 2023 11:41 AM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Eber, Lauren <[lauren.eber@wbd.com](mailto:lauren.eber@wbd.com)>  
**Subject:** RE: Amazing Grace Film

Thanks Wayne. Lauren, attached is a deposition subpoena for Mr. Spira. Please let me know if you will accept service. We are defense counsel in a case brought by the plaintiff who made Mr. Spira a key witness. Thank you for your consideration.

**Sasha Frid**

MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Direct: 310-552-5228  
Fax: 310-552-8400  
[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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---

**From:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Sent:** Thursday, November 16, 2023 5:04 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Eber, Lauren <[lauren.eber@wbd.com](mailto:lauren.eber@wbd.com)>  
**Subject:** RE: Amazing Grace Film

Hi Sasha:

You misunderstand me. I am not in the litigation group and am not a person who decides whether, or not, to accept service of process. If you actually want to offer us a courtesy, as you state, you will reach out to someone in that group.

Given my understanding that we have begun producing documents in the matter, I suspect that you know who those persons may be, but in case you don't, I'm copying Lauren Eber from our litigation group who can address your request.

Thanks.

-W

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Thursday, November 16, 2023 4:53 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Wayne: Steve Spira was indeed identified by the plaintiff as the person who was involved in the negotiations for the film and who has relevant information. We will seek his deposition as an individual. Given that you are not authorized to accept service for him, we will have to serve him personally. I wanted to offer you the courtesy of accepting service for him to minimize any disruption. Thank you for your consideration. Sasha

**Sasha Frid**

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**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Hi Sasha:

I am not in the litigation group at the company and as such don't have authority to accept service of process. That said, our litigation group has advised that they will begin producing documents in response to your document subpoena today. As I believe you will see, Steve Spira is not going to be a knowledgeable witness on this matter. It may make sense for you to review the documents that are being produced before you decide who you want to seek to depose at the company. Thanks.

-W

## Wayne M. Smith

Head of Legal | WB Motion Picture Group

[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com) | (818) 954-6007



---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Wednesday, November 15, 2023 1:29 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Wayne:

I am attaching a subpoena for the deposition of Steve Spira. Please let me know if you will accept service of the subpoena. I noticed it for December 7 by ZOOM. If December 7 doesn't work for you or Mr. Spira, let me know and I will select another date. I don't expect my questioning to last for more than one hour. Thanks. Sasha

## Sasha Frid

M I L L E R | B A R O N D E S S LLP  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
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Direct: 310-552-5228  
Fax: 310-552-8400  
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[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Sasha Frid  
**Sent:** Thursday, November 09, 2023 2:26 PM

**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Thanks Dan; putting you on bcc. Wayne, nice to meet you over email. Please let me know when we can chat. I also want to discuss Steve Spiro. Thanks. Sasha

**Sasha Frid**

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2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
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[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Furie, Dan <[daniel.furie@wbd.com](mailto:daniel.furie@wbd.com)>  
**Sent:** Thursday, November 09, 2023 12:16 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Subject:** Re: Amazing Grace Film

Hi. Sasha-

Please contact Wayne Smith who is head of legal (cc'd above). Thanks.

Regards,

Dan

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Date:** Thursday, November 9, 2023 at 11:45 AM  
**To:** Furie, Dan <[daniel.furie@wbd.com](mailto:daniel.furie@wbd.com)>

**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** Amazing Grace Film

[CAUTION]  
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**EXTERNAL SENDER: Caution opening links or attachments**

Dan:

My name is Sasha Frid. I am an attorney representing Barry Tyerman in a lawsuit filed by Alan Elliott relating to the Amazing Grace film. I wanted to talk to you about the film. Do you have some time for a quick call? Thank you.

Sasha

**Sasha Frid**

MILLER | BARONDESS<sup>LLP</sup>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
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Fax: 310-552-8400  
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**From:** Han, Andrew (HBO) <andrew.han@wbd.com>  
**Sent:** Monday, December 4, 2023 8:36 AM  
**To:** Sasha Frid <sfrid@Millerbarondess.com>  
**Cc:** Colin H. Rolfs <crofls@millerbarondess.com>; Faure, Melissa (HBO) <melissa.faure@wbd.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>; Alexandria Alamango <aalamango@millerbarondess.com>  
**Subject:** RE: Amazing Grace Film

---

Hi Sasha,

It was good to talk to you last week. We would be willing to provide a declaration along the lines of what you described. What is the best way to proceed? Can you provide us with a proposed draft, or perhaps at least a template/example? You'd also mentioned that this declaration might need to include additional statements due to WB's association with this matter. Any further guidance on that point would be helpful.

Let me know if another call would help. Thanks,

Andy

---

**From:** Alexandria Alamango <aalamango@millerbarondess.com>  
**Sent:** Friday, December 1, 2023 11:35 AM  
**To:** Sasha Frid <sfrid@Millerbarondess.com>; Han, Andrew (HBO) <andrew.han@wbd.com>  
**Cc:** Colin H. Rolfs <crofls@millerbarondess.com>; Faure, Melissa (HBO) <melissa.faure@wbd.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>  
**Subject:** RE: Amazing Grace Film

Good morning.

The call-in number is 866-642-2818 and the access code is 3105525228.

A calendar invite has also been sent.

**Alexandria Alamango**  
**Legal Assistant**

MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067  
Main: 310-552-4400  
Fax: 310-552-8400  
[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)

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**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Thursday, November 30, 2023 4:54 PM  
**To:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Alex, please send

**Sasha Frid**

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2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
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[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**Sent:** Thursday, November 30, 2023 4:48 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>  
**Subject:** Re: Amazing Grace Film

2 pm ET is great. Could you send a dial in?

Also, I understand that a process server attempted to serve Mr. Spira with the subpoena at his home this week. Could you please refrain from doing so until we talk? We are open to working with you in responding to the subpoena.

Many thanks,

Andy

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---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Thursday, November 30, 2023 7:03:40 PM  
**To:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Andy: Yes, tomorrow works for me. How about 2 pm EST?

#### Sasha Frid

MILLER | BARONDESS LLP

2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067

Main: 310-552-4400

Direct: 310-552-5228

Fax: 310-552-8400

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[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>  
**Subject:** FW: Amazing Grace Film

Hi Sasha –

Apologies, there was some internal miscommunication re your message. I'm actually the in-house attorney handling this matter. Could we have a call tomorrow to discuss this subpoena? I'm available anytime except 1-1:30 p.m. ET (please note that I'm on the East Coast).

Thanks so much,

Andy

## Andy Han

Director, Legal

Litigation

(212) 512-5636 (office+mobile)

Please note my new email address: [andrew.han@wbd.com](mailto:andrew.han@wbd.com)



---

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**Subject:** RE: Amazing Grace Film

Thanks Wayne. Lauren, attached is a deposition subpoena for Mr. Spira. Please let me know if you will accept service. We are defense counsel in a case brought by the plaintiff who made Mr. Spira a key witness. Thank you for your consideration.

**Sasha Frid**

MILLER | BARONDESS LLP

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[Biography](#)

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**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Eber, Lauren <[lauren.eber@wbd.com](mailto:lauren.eber@wbd.com)>

**Subject:** RE: Amazing Grace Film

Hi Sasha:

You misunderstand me. I am not in the litigation group and am not a person who decides whether, or not, to accept service of process. If you actually want to offer us a courtesy, as you state, you will reach out to someone in that group. Given my understanding that we have begun producing documents in the matter, I suspect that you know who those persons may be, but in case you don't, I'm copying Lauren Eber from our litigation group who can address your request.

Thanks.

-W

---

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**Subject:** RE: Amazing Grace Film

Wayne: Steve Spira was indeed identified by the plaintiff as the person who was involved in the negotiations for the film and who has relevant information. We will seek his deposition as an individual. Given that you are not authorized to accept service for him, we will have to serve him personally. I wanted to offer you the courtesy of accepting service for him to minimize any disruption. Thank you for your consideration. Sasha

## Sasha Frid

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[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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**Subject:** RE: Amazing Grace Film

Hi Sasha:

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-W

## Wayne M. Smith

Head of Legal | WB Motion Picture Group

[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com) | (818) 954-6007



---

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**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Wayne:

I am attaching a subpoena for the deposition of Steve Spira. Please let me know if you will accept service of the subpoena. I noticed it for December 7 by ZOOM. If December 7 doesn't work for you or Mr. Spira, let me know and I will select another date. I don't expect my questioning to last for more than one hour. Thanks. Sasha

**Sasha Frid**

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[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>

**Subject:** RE: Amazing Grace Film

Thanks Dan; putting you on bcc. Wayne, nice to meet you over email. Please let me know when we can chat. I also want to discuss Steve Spiro. Thanks. Sasha

**Sasha Frid**

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[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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**From:** Furie, Dan <[daniel.furie@wbd.com](mailto:daniel.furie@wbd.com)>

**Sent:** Thursday, November 09, 2023 12:16 PM

**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>

**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>

**Subject:** Re: Amazing Grace Film

Hi. Sasha-

Please contact Wayne Smith who is head of legal (cc'd above). Thanks.

Regards,

Dan

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Date:** Thursday, November 9, 2023 at 11:45 AM  
**To:** Furie, Dan <[daniel.furie@wbd.com](mailto:daniel.furie@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** Amazing Grace Film

[CAUTION]

This email originated outside Warner Bros.

**EXTERNAL SENDER: Caution opening links or attachments**

Dan:

My name is Sasha Frid. I am an attorney representing Barry Tyerman in a lawsuit filed by Alan Elliott relating to the Amazing Grace film. I wanted to talk to you about the film. Do you have some time for a quick call? Thank you.

Sasha

**Sasha Frid**

MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067  
Main: 310-552-4400  
Direct: 310-552-5228  
Fax: 310-552-8400  
[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
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**Sent:** Friday, December 15, 2023 3:48 PM  
**To:** Han, Andrew (HBO) <andrew.han@wbd.com>  
**Cc:** Colin H. Rolfs <crofls@millerbarondess.com>; Faure, Melissa (HBO) <melissa.faure@wbd.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>; Alexandria Alamango <aalamango@millerbarondess.com>; Danielle Novelly <dnovelly@millerbarondess.com>  
**Subject:** RE: Amazing Grace Film  
**Attach:** Declaration - Steve Spira.docx; WBD 000180.pdf; WBD 000258.pdf; WBD 000254.pdf; WBD 000185.pdf

---

Andy: Per our discussion, attached is a draft declaration with the exhibits referenced therein. Please review and let me know if you have any questions. We look forward to hearing from you. Thanks. Sasha

### Sasha Frid

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Direct: 310-552-5228

Fax: 310-552-8400

[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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---

**From:** Han, Andrew (HBO) <andrew.han@wbd.com>  
**Sent:** Monday, December 04, 2023 8:36 AM  
**To:** Sasha Frid <sfrid@Millerbarondess.com>  
**Cc:** Colin H. Rolfs <crofls@millerbarondess.com>; Faure, Melissa (HBO) <melissa.faure@wbd.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>; Alexandria Alamango <aalamango@millerbarondess.com>  
**Subject:** RE: Amazing Grace Film

Hi Sasha,

It was good to talk to you last week. We would be willing to provide a declaration along the lines of what you described. What is the best way to proceed? Can you provide us with a proposed draft, or perhaps at least a template/example? You'd also mentioned that this declaration might need to include additional statements due to WB's association with this matter. Any further guidance on that point would be helpful.

Let me know if another call would help. Thanks,

Andy

---

**From:** Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>  
**Sent:** Friday, December 1, 2023 11:35 AM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Good morning.

The call-in number is 866-642-2818 and the access code is 3105525228.

A calendar invite has also been sent.

**Alexandria Alamango**  
**Legal Assistant**

MILLER | BARONDES S<sub>LLP</sub>  
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Los Angeles, CA 90067  
Main: 310-552-4400  
Fax: 310-552-8400  
[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)

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**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Thursday, November 30, 2023 4:54 PM  
**To:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Alex, please send

**Sasha Frid**

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[www.millerbarondess.com](http://www.millerbarondess.com)

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**From:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>

**Sent:** Thursday, November 30, 2023 4:48 PM

**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>

**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>;

Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>

**Subject:** Re: Amazing Grace Film

2 pm ET is great. Could you send a dial in?

Also, I understand that a process server attempted to serve Mr. Spira with the subpoena at his home this week. Could you please refrain from doing so until we talk? We are open to working with you in responding to the subpoena.

Many thanks,

Andy

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---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>

**Sent:** Thursday, November 30, 2023 7:03:40 PM

**To:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>

**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>;

Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>

**Subject:** RE: Amazing Grace Film

Andy: Yes, tomorrow works for me. How about 2 pm EST?

## Sasha Frid

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[www.millerbarondess.com](http://www.millerbarondess.com)

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**From:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>

**Sent:** Thursday, November 30, 2023 2:43 PM

**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>

**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>

**Subject:** FW: Amazing Grace Film

Hi Sasha –

Apologies, there was some internal miscommunication re your message. I'm actually the in-house attorney handling this matter. Could we have a call tomorrow to discuss this subpoena? I'm available anytime except 1-1:30 p.m. ET (please note that I'm on the East Coast).

Thanks so much,

Andy

## Andy Han

Director, Legal

Litigation

(212) 512-5636 (office+mobile)

Please note my new email address: [andrew.han@wbd.com](mailto:andrew.han@wbd.com)



---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Friday, November 17, 2023 11:41 AM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Eber, Lauren <[lauren.eber@wbd.com](mailto:lauren.eber@wbd.com)>  
**Subject:** RE: Amazing Grace Film

Thanks Wayne. Lauren, attached is a deposition subpoena for Mr. Spira. Please let me know if you will accept service. We are defense counsel in a case brought by the plaintiff who made Mr. Spira a key witness. Thank you for your consideration.

**Sasha Frid**

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[www.millerbarondess.com](http://www.millerbarondess.com)  
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**From:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Sent:** Thursday, November 16, 2023 5:04 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Eber, Lauren <[lauren.eber@wbd.com](mailto:lauren.eber@wbd.com)>  
**Subject:** RE: Amazing Grace Film

Hi Sasha:

You misunderstand me. I am not in the litigation group and am not a person who decides whether, or not, to accept service of process. If you actually want to offer us a courtesy, as you state, you will reach out to someone in that group. Given my understanding that we have begun producing documents in the matter, I suspect that you know who those persons may be, but in case you don't, I'm copying Lauren Eber from our litigation group who can address your request.

Thanks.

-W

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Thursday, November 16, 2023 4:53 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Wayne: Steve Spira was indeed identified by the plaintiff as the person who was involved in the negotiations for the film and who has relevant information. We will seek his deposition as an individual. Given that you are not authorized to accept service for him, we will have to serve him personally. I wanted to offer you the courtesy of accepting service for him to minimize any disruption. Thank you for your consideration. Sasha

**Sasha Frid**

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[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Sent:** Thursday, November 16, 2023 12:38 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Hi Sasha:

I am not in the litigation group at the company and as such don't have authority to accept service of process. That said, our litigation group has advised that they will begin producing documents in response to your document subpoena today. As I believe you will see, Steve Spira is not going to be a knowledgeable witness on this matter. It may make sense for you to review the documents that are being produced before you decide who you want to seek to depose at the company. Thanks.

-W

## Wayne M. Smith

Head of Legal | WB Motion Picture Group

[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com) | (818) 954-6007



---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Wednesday, November 15, 2023 1:29 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Wayne:

I am attaching a subpoena for the deposition of Steve Spira. Please let me know if you will accept service of the subpoena. I noticed it for December 7 by ZOOM. If December 7 doesn't work for you or Mr. Spira, let me know and I will select another date. I don't expect my questioning to last for more than one hour. Thanks. Sasha

### Sasha Frid

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**From:** Sasha Frid  
**Sent:** Thursday, November 09, 2023 2:26 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Thanks Dan; putting you on bcc. Wayne, nice to meet you over email. Please let me know when we can chat. I also want to discuss Steve Spiro. Thanks. Sasha

**Sasha Frid**

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**From:** Furie, Dan <[daniel.furie@wbd.com](mailto:daniel.furie@wbd.com)>  
**Sent:** Thursday, November 09, 2023 12:16 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Subject:** Re: Amazing Grace Film

Hi. Sasha-

Please contact Wayne Smith who is head of legal (cc'd above). Thanks.

Regards,

Dan

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Date:** Thursday, November 9, 2023 at 11:45 AM  
**To:** Furie, Dan <[daniel.furie@wbd.com](mailto:daniel.furie@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** Amazing Grace Film

[CAUTION]

This email originated outside Warner Bros.

**EXTERNAL SENDER: Caution opening links or attachments**

Dan:

My name is Sasha Frid. I am an attorney representing Barry Tyerman in a lawsuit filed by Alan Elliott relating to the Amazing Grace film. I wanted to talk to you about the film. Do you have some time for a quick call? Thank you.

Sasha

**Sasha Frid**

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## **DECLARATION OF STEVE SPIRA**

I, Steve Spira, declare as follows:

1. I am the President of Worldwide Business Affairs for Warner Bros. I have personal knowledge of the facts set forth herein, and if called as a witness, I would and could testify competently thereto.

### **Quitclaim Agreements**

2. On December 11, 2007, Warner Bros. Pictures ("Warner Bros.") and Alan Elliott and his company Al's Records and Tapes ("Elliott") entered into a Quitclaim Agreement with respect to footage of Aretha Franklin's ("Franklin") 1972 performance of her album, *Amazing Grace* (the "Film"), directed by Sydney Pollack ("Pollack"). A true and correct copy of the Quitclaim Agreement is attached hereto as Exhibit 1 (WBD 000180).

3. On November 2, 2010, Warner Bros. and Elliott entered into an Amendment to Quitclaim Agreement. A true and correct copy of the Amendment to Quitclaim Agreement is attached hereto as Exhibit 2 (WBD 000258).

4. On December 14, 2012, Warner Bros. and Elliott entered into a further Amendment to Quitclaim Agreement. A true and correct copy of this Amendment to Quitclaim Agreement is attached hereto as Exhibit 3 (WBD 000254).

### **Pollack Rights**

5. Warner Bros. did not represent to Elliott that it had or could transfer to Elliott all applicable rights in the Film, including any rights of Pollack. Rather, the Quitclaim Agreement contained a clause requiring Elliott to obtain all necessary authorizations, consents, and releases and pay all necessary reuse fees and other compensation required by collective bargaining agreements for the Film, among other things. (Exhibit 1 § 2.)

6. Warner Bros. was unable to determine from its records if it had acquired Pollack's rights in the Film or whether the Film was a work-for-hire. The only record Warner Bros. could obtain regarding arrangements with Pollack as to his directing of the Film was an Inter-Office Memo dated March 14, 1972, which references an agreement to pay \$1,500 for Pollack's services in producing and directing the Film and states that DGA contributions would be billed later. A true and correct copy of the memo is attached hereto as Exhibit 4 (WBD000185). The memo ends, "Please prepare a check and send it to me for transmittal with an appropriate letter."

7. Warner Bros. was unable to determine if the letter and check of \$1,500 referenced in the Inter-Office Memo was in fact sent to Pollack or whether DGA contributions were ever

paid. Further, given the relatively small amount of the payment—\$1,500—Warner Bros. was unable to rule out the possibility of other additional financial agreements or arrangements with Pollack as to the Film.

**Warner Bros. Did Not Distribute The Film**

8. Warner Bros. had a right to acquire the Film for distribution under certain circumstances under the Quitclaim Agreement, as amended. Warner Bros. declined to acquire or distribute the Film. Any claims made by Pollack’s estate and its attorney, Barry Tyerman, did not affect Warner Bros.’ decision not to acquire or distribute the Film. Warner Bros. declined to acquire or distribute the Film for business reasons unrelated to any claims made by Pollack’s estate.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on this \_\_\_\_\_ day of December, 2023, at Los Angeles, California.

---

Steve Spira

"ARETHA FRANKLIN CONCERT FOOTAGE (1972)"

QUITCLAIM AGREEMENT

THIS QUITCLAIM AGREEMENT ("Agreement") dated December 11, 2007 between, on the one hand, WARNER BROS. PICTURES, a division of WB Studio Enterprises, Inc. ("Assignor") and, on the other hand, Al's Records and Tapes and Alan Elliott (collectively, "Elliott"), whose address is c/o Steve Kattelman, Esq., Greenberg, Traurig, 2450 Colorado Avenue, Suite 400 East, Santa Monica, CA 90404 ("Assignee");

WITNESSETH

In consideration of the mutual covenants and agreements herein set forth, the parties hereto agree as follows:

1. Quitclaim: For good and valuable consideration, the adequacy of which is hereby acknowledged, Assignor does hereby quitclaim to Assignee, without representations or warranties of any kind, all of Assignor's right, title and interest in and to the film elements and documents (collectively, "Material") set forth in Exhibit "A" attached hereto and related to the concert performance by Aretha Franklin at the New Temple Missionary Church of Los Angeles in January of 1972 ("Project"). Assignor will, upon execution of this Agreement, deliver to Assignee a copy of the documents listed in Exhibit "A".

2. Representations and Warranties: Assignee represents, warrants and agrees that in connection with Assignee's use of the Material, Assignee will obtain all other authorizations, consents and releases and pay all re-use fees and other compensation required by applicable collective bargaining or individual contracts or otherwise required by law. Assignee specifically understands that Assignee will need to obtain authorization from Aretha Franklin. Without limiting the foregoing, with respect to any music included in the Material as exhibited, Assignee will obtain all necessary music synchronization and performance rights (particularly from Ms. Franklin) from the copyright proprietors of such music and such other persons or entities, including performing rights societies, as may own or control the rights thereto, and will obtain all necessary master recording licenses required in connection with any music included in any audio or visual recordings of the Material.

3. Additional Consideration: If and when Assignee obtains financing for the production of a motion picture based on the Project, Assignee shall pay to Assignor a fixed fee in the amount of \$35,000 (thirty-five thousand dollars) and a sum equal to 3% of 100% of the gross proceeds (or similar participation, however named) derived from each motion picture of any kind in whole or in part based on the Material or rights

assigned herein; such participation shall be computed, accounted for and paid in accordance with the most favorable terms applicable to any other participant in the receipts of the motion picture or other production involved (or, if there are none, on reasonable and customary terms).

In addition to the above compensation, Assignee shall reimburse Assignor for all laboratory and shipping charges and all other direct costs and expenses incurred by Assignor in making the Material available, including, but not limited to, the cost of replacing any material that may be damaged in the process of making the Material available hereunder. Such reimbursement shall be made promptly on receipt of Licensor's invoice therefor. Assignee shall have the right to approve lab, shipping and other charges in connection with the Material prior to such charges being incurred.

4. Executory Obligations/Assumption Agreement: Assignee assumes and agrees to be bound by and to perform all executory obligations of Assignor in connection with the Project including under and pursuant to the documents referred to in said Exhibit "A" and under any applicable collective bargaining agreements which are binding on Assignor.

5. Quitclaim Contingency: If Assignee fails to finalize and execute this Agreement within ten (10) business days of Assignee's receipt of the Agreement, then this Agreement shall be automatically rescinded and all rights in the Project shall remain with Assignor.

6. Rights Personal to Assignee: The rights quitclaimed hereunder by Assignor are personal to Assignee and as such, may not be sold, assigned, hypothecated, bequeathed or transferred by Assignee without the express prior written consent of Assignor. In the event Assignee fails to obtain such consent, the rights quitclaimed hereunder shall immediately revert to Assignor. This restriction on transfer applies to the right to produce and complete a production based on the Project, as opposed to the transfer of rights to distribute or exhibit such completed production.

7. Reversion: In the event that within twelve (12) months of the date of this Agreement a motion picture based on the Project is not scheduled for production, all rights to the Project shall revert to Assignor, and Assignee shall return to Assignor, at Assignee's cost, any and all original film elements previously provided by Assignor to Assignee.

8. First Negotiation/First Refusal: If and when Assignee elects to sell available distribution rights in the Project, Assignee shall submit to Assignor in writing all distribution rights in the Project and Assignor shall have an opportunity to negotiate to acquire any or all such distribution rights (collectively, the "Rights") prior to Assignee negotiating with any third party.

If Assignor elects to so negotiate, Assignee and Assignor shall negotiate for a period of not less than fifteen (15) business days the terms under which Assignor would acquire the Rights. If an agreement is not reached during said 15 business day period, Assignee may thereafter enter into an agreement with any third party on principal financial terms which are not materially less favorable to Assignee than those principal financial terms last submitted by Assignee (or those last offered by Assignor, if applicable) with the same basic elements as submitted to Assignor. If Assignee desires to enter into an agreement with a third party on principal financial terms which are materially less favorable to Assignee than those last submitted by Assignee (or those last offered by Assignor, if applicable), or if the basic elements change (e.g., new narrator, new content, star involvement, etc.) or if the material Rights (e.g., media offered, territory offered, etc.) change from those last submitted by Assignee, or those last offered by Assignor, if applicable, then Assignor shall have a first refusal to acquire the applicable Rights on such less favorable terms and/or changed basic elements, which first refusal must be exercised within five (5) business days. The first refusal procedure set forth herein shall be repeated each time such principal financial terms and/or basic elements changes.

If Assignor elects at any time not to acquire Rights or if the parties fail to reach an agreement for Rights, but said Rights are still available when the picture based upon the Project is completed, Assignee shall immediately arrange for a viewing of such picture by Assignor and, upon viewing the completed picture, Assignor shall be given the first opportunity to acquire Rights on the terms set forth above for a period of five (5) business days. Assignor's rights under this paragraph 6 shall apply regardless of whether Assignee is selling distribution rights on a territory-by-territory basis or as a package.

9. Assignee Indemnification: Assignee will indemnify Assignor and save and hold Assignor harmless from and against any and all claims, demands, actions and liabilities of every kind and character whatsoever, including reasonable attorneys' fees, arising out of any breach by Assignee of its obligations and/or representations contained herein or arising out of or resulting from any use made by Assignee of the Project.

10. Further Documents: Each party hereto agrees to execute and deliver, or cause to be executed and delivered, all such documents, and do all such things as may be reasonably necessary and proper to carry out and effectuate the intents and purposes of this Agreement, and particularly, without limiting the generality of the foregoing, Assignor will execute and deliver, or cause to be executed and delivered, to Assignee such instruments as may be necessary and proper to vest in Assignee the rights herein assigned to Assignee as a matter of record in the United States Copyright Office, all without any further payment by or cost or expense to Assignee other than customary recording charges.

11. Parties Bound: This Agreement shall be binding upon and [except as specified otherwise herein] shall inure to the benefit of the parties hereto and their respective heirs, executors, administrators, trustees, successors and assigns.

12. Governing Law: This Agreement shall be construed in accordance with the laws of the State of California applicable to agreements which are executed and fully performed within the State of California.

IN WITNESS WHEREOF, the parties hereto have executed and delivered this Agreement as of the day and year first above written.

WARNER BROS. PICTURES, a division of  
WB Studio Enterprises Inc.  
("Assignor")

By: 

Its: CLARA A. "ZAZI" POPE  
SENIOR VICE PRESIDENT &  
DEPUTY GENERAL COUNSEL

  
ALAN ELLIOTT AND AL'S RECORDS AND TAPES ("Assignee")

Warner Bros. Entertainment Inc. hereby joins in the foregoing quitclaim agreement to the extent of its interests and agrees to be bound by the terms thereof.

WARNER BROS. ENTERTAINMENT INC.

By: 

Its: CLARA A. "ZAZI" POPE  
SENIOR VICE PRESIDENT &  
DEPUTY GENERAL COUNSEL

EXHIBIT "A"

FILM ELEMENTS:

See attached table.

DOCUMENTS:

1. Certain executed consent forms from James Cleveland and members of the church choir.
2. Executed location agreement from the New Temple Missionary Church.
3. Certain additional releases.

"ARETHA FRANKLIN CONCERT FOOTAGE (1972)"  
a/k/a AMAZING GRACE

AMENDMENT TO QUITCLAIM AGREEMENT

DATE: As of November 2, 2010

ASSIGNOR: WARNER BROS. PICTURES, a division of WB  
Studio Enterprises Inc.  
4000 Warner Boulevard  
Burbank, California 91522

ASSIGNEE: AL'S RECORDS AND TAPES  
1633 N Stanley Ave  
Los Angeles CA 90046  
Attn: Alan Elliott

Reference is made to that certain Quitclaim Agreement ("Agreement") dated as of December 11, 2007, between AL'S RECORDS AND TAPES and ALAN ELLIOTT (collectively "Assignee") and Warner Bros. Pictures, a division of WB Studio Enterprises Inc. ("Assignor"), with respect to the proposed motion picture project currently entitled "ARETHA FRANKLIN CONCERT FOOTAGE (1972)" a/k/a "AMAZING GRACE" ("Project"). In consideration of the covenants and conditions contained herein and in the Agreement, and for other good and valuable consideration, Assignee and Assignor hereby agree to amend the Agreement as follows:

A. Condition Precedent: Assignor's obligations hereunder are subject to its receipt, in form and pursuant to terms and conditions satisfactory to Assignor, of a copy of the most recent cost report for the Project.

A. Reversion: Paragraph 7 of the Agreement is hereby replaced with the following Paragraph 7:

7. Reversion:

- (a) Assignee shall deliver to Assignor by December 31, 2012 (Delivery Date), a "fully edited" version of a feature-length documentary picture ("Edited Picture") produced from the Project. As used herein, "fully edited" shall mean that the Edited Picture shall include elements from the Material as well as new production elements (including new interviews) produced by Assignee ("New Elements").
- (b) If Assignor fails to deliver such Edited Picture to Assignor by the Delivery Date, then all rights to the Project shall automatically revert to Assignor, and Assignee shall return to Assignor, at Assignee's cost, any and all of the Material previously provided by Assignor to Assignee, and Assignee shall have no right to distribute or exploit the Edited Picture or any picture incorporating the Material.
- (c) If the rights to the Project revert to Assignor, then Assignor shall have the option to purchase Assignee's rights in the New Elements (which

must be unencumbered) by paying Assignor all of its direct actual costs in filming the New Elements (excluding any costs of editing, salaries of its employees or overhead expenses) (the "Buy-Out Price"). As of the date of this Agreement, the accrued Buy-Out Price is \$150,000.

(d) Assignor shall consult with Assignor in writing on all significant developments with regards to the production, financing and distribution of the Edited Picture.

B. Paragraph 3 is amended by clarifying the reference to "gross proceeds" to mean so-called "first dollar gross participation". Paragraph 3 is amended by clarifying that the reference to "obtains financing for the production of a motion picture based on the Project" means when financing is obtained that is sufficient for the completion of production and completion of post production, and the payment of \$35,000 (thirty-five thousand dollars) due pursuant to Paragraph 3 shall be due immediately upon completion of post production of the Edited Picture.

C. Exhibit "A" is amended by replacing the list of the Material referenced in Exhibit "A" with the list of the Material attached hereto as "Schedule A". To the best of Assignor's knowledge, Schedule "A" includes all of the elements related to the Project. If, subsequent to the delivery of the Material to Assignee, Assignee identifies elements included with the Material that are not directly related to the Project, then Assignee will promptly return those elements to Assignor (at Assignee's cost). If, subsequent to the delivery of the Material to Assignee, Assignor identifies elements that directly relate to the Project but were not included in the Material previously delivered to Assignee, then Assignor will promptly make such elements available for delivery to Assignee (at Assignee's cost). Notwithstanding the foregoing, Assignor's failure to comply with the foregoing provisions will not result in a breach of this Agreement.

D. Paragraph 6 is amended by replacing Paragraph 6 with the following provision:

"Assignee shall have the right to assign any or all of its rights under this Agreement to any person, and upon such assignment Assignee shall have no further obligations to Owner hereunder; provided, however, that unless such assignment is to a so-called major motion picture company or other financially capable party which assumes such obligations in writing, such assignment shall not relieve Assignee of its obligations to Assignor under this Agreement."

E. Miscellaneous: Except as herein expressly amended, all terms and conditions of the Agreement are hereby ratified and shall remain in full force and effect as originally executed, without modification. Unless otherwise specified herein, all initially capitalized words shall have the meaning given to them in the Agreement.

**NEXT PAGE IS SIGNATURE PAGE**

This Amendment may be signed in counterpart, each of which shall be deemed an original, but all of which together shall constitute the Amendment. The parties hereto have executed and delivered this Amendment as of the date first above written.

WARNER BROS. PICTURES, a division  
of WB Studio Enterprises Inc.

("Assignor")

/s/ Richard Levin

By: \_\_\_\_\_  
Its: Senior Vice President

AL'S RECORDS AND TAPES  
("Assignee")

/s/ Alan Elliott

By: \_\_\_\_\_

ALAN ELLIOTT

/s/ Alan Elliott

By: \_\_\_\_\_

This Amendment may be signed in counterpart, each of which shall be deemed an original, but all of which together shall constitute the Amendment. The parties hereto have executed and delivered this Amendment as of the date first above written.

WARNER BROS PICTURES, a division  
of WB Studio Enterprises Inc  
("Assignor")  
By   
Its **Senior Vice President**

AL'S RECORDS AND TAPES  
("Assignee")

By: 

ALAN ELLIOTT

By: 

#195134v3,NVR,1/13/11  
"ARETHA FRANKLIN CONCERT FOOTAGE (1972)"  
Amendment To Quitclaim Agreement

#195134v3;NVR;1/13/11  
"ARETHA FRANKLIN CONCERT FOOTAGE (1972)"  
Amendment To Quitclaim Agreement

January 28, 2011

**VIA US MAIL**

Alan Elliott  
1633 N. Stanley Avenue  
Los Angeles CA 90046

**Re: ARETHA FRANKLIN CONCERT FOOTAGE  
Quitclaim Agreement**

Dear Alan:

Please find enclosed two fully executed originals of the above referenced agreement for your files.

Very truly yours,

/s/ Pam Palmer

Pam Palmer  
Assistant to Natalie V. Rodriguez

Enclosures

cc: Dan Furie (n/e)

#195134

#195134v3;NVR;1/13/11  
"ARETHA FRANKLIN CONCERT FOOTAGE (1972)"  
Amendment To Quitclaim Agreement

"ARETHA FRANKLIN CONCERT FOOTAGE (1972)"  
a/k/a AMAZING GRACE

AMENDMENT TO QUITCLAIM AGREEMENT

DATE: As of December 14, 2012

ASSIGNOR: WARNER BROS. PICTURES, a division of  
WB Studio Enterprises Inc.  
4000 Warner Boulevard  
Burbank, California 91522

ASSIGNEE: AL'S RECORDS AND TAPES  
1633 N Stanley Ave  
Los Angeles CA 90046  
Attn: Alan Elliott

Reference is made to that certain Quitclaim Agreement ("Agreement") dated as of December 11, 2007, as amended, between AL'S RECORDS AND TAPES and ALAN ELLIOTT (collectively "Assignee") and Warner Bros. Pictures, a division of WB Studio Enterprises Inc. ("Assignor"), with respect to the proposed motion picture project currently entitled "ARETHA FRANKLIN CONCERT FOOTAGE (1972)" a/k/a "AMAZING GRACE" ("Project"). In consideration of the covenants and conditions contained herein and in the Agreement, and for other good and valuable consideration, Assignee and Assignor hereby agree to amend the Agreement as follows:

- A. Delivery Date: Paragraph 7 of the Agreement is hereby amended by changing the "Delivery Date" to December 31, 2014.
- B. Gross Participation: Paragraph 3 of the Agreement is hereby amended by increasing the "first dollar gross participation" to 5% of 100%, provided that if the Edited Picture is delivered after December 31, 2013 (but prior to the reversion of rights pursuant to Paragraph 7), the "first dollar gross participation" shall be increased to 6% of 100% of "first dollar gross participation".
- C. Miscellaneous: Except as herein expressly amended, all terms and conditions of the Agreement are hereby ratified and shall remain in full force and effect as originally executed, without modification. Unless otherwise specified herein, all initially capitalized words shall have the meaning given to them in the Agreement.

NEXT PAGE IS SIGNATURE PAGE

This Amendment may be signed in counterpart, each of which shall be deemed an original, but all of which together shall constitute the Amendment. The parties hereto have executed and delivered this Amendment as of the date first above written.

WARNER BROS. PICTURES, a division  
of WB Studio Enterprises Inc.

("Assignor")

/s/ Richard Levin

By: \_\_\_\_\_  
Its: Senior Vice President

AL'S RECORDS AND TAPES  
("Assignee")

/s/ Alan Elliott

By: \_\_\_\_\_

ALAN ELLIOTT

/s/ Alan Elliott

By: \_\_\_\_\_

This Amendment may be signed in counterpart, each of which shall be deemed an original, but all of which together shall constitute the Amendment. The parties hereto have executed and delivered this Amendment as of the date first above written.

WARNER BROS. PICTURES, a division  
of WB Studio Enterprises Inc.  
("Assignor")

*[Handwritten initials]*

*[Handwritten signature]*

By: \_\_\_\_\_  
Its: Senior Vice President

AL'S RECORDS AND TAPES  
("Assignee")

By: *[Handwritten signature]* \_\_\_\_\_

ALAN ELLIOTT

By: *[Handwritten signature]* \_\_\_\_\_

#218829v1;NVR;1/18/13  
"ARETHA FRANKLIN CONCERT FOOTAGE (1972)"  
Amendment To Quitclaim Agreement

#218829v1;NVR;1/18/13  
"ARETHA FRANKLIN CONCERT FOOTAGE (1972)"  
Amendment To Quitclaim Agreement

**Natalie V. Rodriguez**  
Associate General Counsel



WARNER BROS.  
PICTURES

February 1, 2013

Todd W. Musburger  
Todd W. Musburger, Ltd.  
142 E. Ontario Street #500  
Chicago IL 60611

**Re: "ARETHA FRANKLIN CONCERT FOOTAGE (1972)" aka "AMAZING GRACE"  
Al's Records & Tapes and Alan Elliott  
Amendment to Quitclaim Agreement**

Dear Todd:

Enclosed please find two fully executed originals of the above referenced document for your files.

Kind regards,

**/s/ Pam Palmer**

Pam Palmer  
Asst. to Natalie V. Rodriguez

Enclosures

#218829

A Division of WB Studio Enterprises, Inc.  
A Warner Bros. Entertainment Company

---

4000 Warner Boulevard, Burbank, California 91522  
(818) 954-2562 natalie.rodriguez@warnerbros.com

INTER-OFFICE MEMO  
WARNER BROS. INC.

TO: KEN MANCEBO FROM: JACK E. FREEDMAN

SUBJECT: ARETHA FRANKLIN PROJECT - Sanford Productions

DATE: March 14, 1972 COPIES TO: F. Wells B. Wallace  
P. Knecht  
C. Greenlaw D. Brown  
E. Morey S. Kiwitt

We have agreed to pay to Sanford Productions the sum of \$1,500 for Sidney Pollack's services in producing and directing this project. We will be billed later for DGA contributions.

Please prepare the check and send it to me for transmittal with an appropriate letter.

JEF:jf

  
J.E.F.

CONFIDENTIAL

WBD 000185

**From:** Han, Andrew (HBO) <andrew.han@wbd.com>  
**Sent:** Monday, December 18, 2023 7:46 AM  
**To:** Sasha Frid <sfrid@Millerbarondess.com>  
**Cc:** Colin H. Rolfs <crofls@millerbarondess.com>; Faure, Melissa (HBO) <melissa.faure@wbd.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>; Alexandria Alamango <aalamango@millerbarondess.com>; Danielle Novelly <dnovelly@millerbarondess.com>  
**Subject:** RE: Amazing Grace Film

---

Sasha – Thanks very much. This is super helpful. We'll review and circle back.

Andy

---

**From:** Sasha Frid <sfrid@Millerbarondess.com>  
**Sent:** Friday, December 15, 2023 6:48 PM  
**To:** Han, Andrew (HBO) <andrew.han@wbd.com>  
**Cc:** Colin H. Rolfs <crofls@millerbarondess.com>; Faure, Melissa (HBO) <melissa.faure@wbd.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>; Alexandria Alamango <aalamango@millerbarondess.com>; Danielle Novelly <dnovelly@millerbarondess.com>  
**Subject:** RE: Amazing Grace Film

Andy: Per our discussion, attached is a draft declaration with the exhibits referenced therein. Please review and let me know if you have any questions. We look forward to hearing from you. Thanks. Sasha

**Sasha Frid**

MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Direct: 310-552-5228  
Fax: 310-552-8400  
[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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---

**From:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Sent:** Monday, December 04, 2023 8:36 AM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>

**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Hi Sasha,

It was good to talk to you last week. We would be willing to provide a declaration along the lines of what you described. What is the best way to proceed? Can you provide us with a proposed draft, or perhaps at least a template/example? You'd also mentioned that this declaration might need to include additional statements due to WB's association with this matter. Any further guidance on that point would be helpful.

Let me know if another call would help. Thanks,

Andy

---

**From:** Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>  
**Sent:** Friday, December 1, 2023 11:35 AM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Good morning.

The call-in number is 866-642-2818 and the access code is 3105525228.

A calendar invite has also been sent.

**Alexandria Alamango**  
**Legal Assistant**

MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Fax: 310-552-8400  
[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

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---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Thursday, November 30, 2023 4:54 PM  
**To:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Alex, please send

**Sasha Frid**

MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Direct: 310-552-5228  
Fax: 310-552-8400  
[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Sent:** Thursday, November 30, 2023 4:48 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>  
**Subject:** Re: Amazing Grace Film

2 pm ET is great. Could you send a dial in?

Also, I understand that a process server attempted to serve Mr. Spira with the subpoena at his home this week. Could you please refrain from doing so until we talk? We are open to working with you in responding to the subpoena.

Many thanks,

Andy

Get [Outlook for iOS](#)

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Thursday, November 30, 2023 7:03:40 PM  
**To:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Andy: Yes, tomorrow works for me. How about 2 pm EST?

**Sasha Frid**

MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
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Fax: 310-552-8400  
[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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---

**From:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Sent:** Thursday, November 30, 2023 2:43 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>  
**Subject:** FW: Amazing Grace Film

Hi Sasha –

Apologies, there was some internal miscommunication re your message. I'm actually the in-house attorney handling this matter. Could we have a call tomorrow to discuss this subpoena? I'm available anytime except 1-1:30 p.m. ET (please note that I'm on the East Coast).

Thanks so much,

Andy

## Andy Han

Director, Legal

Litigation

(212) 512-5636 (office+mobile)

Please note my new email address: [andrew.han@wbd.com](mailto:andrew.han@wbd.com)



---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Friday, November 17, 2023 11:41 AM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Eber, Lauren <[lauren.eber@wbd.com](mailto:lauren.eber@wbd.com)>  
**Subject:** RE: Amazing Grace Film

Thanks Wayne. Lauren, attached is a deposition subpoena for Mr. Spira. Please let me know if you will accept service. We are defense counsel in a case brought by the plaintiff who made Mr. Spira a key witness. Thank you for your consideration.

### Sasha Frid

MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
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Direct: 310-552-5228  
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[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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---

**From:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Sent:** Thursday, November 16, 2023 5:04 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Eber, Lauren <[lauren.eber@wbd.com](mailto:lauren.eber@wbd.com)>  
**Subject:** RE: Amazing Grace Film

Hi Sasha:

You misunderstand me. I am not in the litigation group and am not a person who decides whether, or not, to accept service of process. If you actually want to offer us a courtesy, as you state, you will reach out to someone in that group. Given my understanding that we have begun producing documents in the matter, I suspect that you know who those persons may be, but in case you don't, I'm copying Lauren Eber from our litigation group who can address your request.

Thanks.

-W

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Thursday, November 16, 2023 4:53 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Wayne: Steve Spira was indeed identified by the plaintiff as the person who was involved in the negotiations for the film and who has relevant information. We will seek his deposition as an individual. Given that you are not authorized to accept service for him, we will have to serve him personally. I wanted to offer you the courtesy of accepting service for him to minimize any disruption. Thank you for your consideration. Sasha

**Sasha Frid**

MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067  
Main: 310-552-4400  
Direct: 310-552-5228  
Fax: 310-552-8400  
[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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---

**From:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Sent:** Thursday, November 16, 2023 12:38 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Hi Sasha:

I am not in the litigation group at the company and as such don't have authority to accept service of process. That said, our litigation group has advised that they will begin producing documents in response to your document subpoena today. As I believe you will see, Steve Spira is not going to be a knowledgeable witness on this matter. It may make sense for you to review the documents that are being produced before you decide who you want to seek to depose at the company. Thanks.

-W

## Wayne M. Smith

Head of Legal | WB Motion Picture Group

[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com) | (818) 954-6007



---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Wednesday, November 15, 2023 1:29 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Wayne:

I am attaching a subpoena for the deposition of Steve Spira. Please let me know if you will accept service of the subpoena. I noticed it for December 7 by ZOOM. If December 7 doesn't work for you or Mr. Spira, let me know and I will select another date. I don't expect my questioning to last for more than one hour. Thanks. Sasha

**Sasha Frid**

MILLER | BARONDES S<sub>LLP</sub>

2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

Main: 310-552-4400

Direct: 310-552-5228

Fax: 310-552-8400

[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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---

**From:** Sasha Frid  
**Sent:** Thursday, November 09, 2023 2:26 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Thanks Dan; putting you on bcc. Wayne, nice to meet you over email. Please let me know when we can chat. I also want to discuss Steve Spiro. Thanks. Sasha

**Sasha Frid**

MILLER | BARONDES S<sub>LLP</sub>

2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

Main: 310-552-4400

Direct: 310-552-5228

Fax: 310-552-8400

[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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---

**From:** Furie, Dan <[daniel.furie@wbd.com](mailto:daniel.furie@wbd.com)>  
**Sent:** Thursday, November 09, 2023 12:16 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Subject:** Re: Amazing Grace Film

Hi. Sasha-

Please contact Wayne Smith who is head of legal (cc'd above). Thanks.

Regards,

Dan

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Date:** Thursday, November 9, 2023 at 11:45 AM  
**To:** Furie, Dan <[daniel.furie@wbd.com](mailto:daniel.furie@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** Amazing Grace Film

[CAUTION]

This email originated outside Warner Bros.

**EXTERNAL SENDER: Caution opening links or attachments**

Dan:

My name is Sasha Frid. I am an attorney representing Barry Tyerman in a lawsuit filed by Alan Elliott relating to the Amazing Grace film. I wanted to talk to you about the film. Do you have some time for a quick call? Thank you.

Sasha

**Sasha Frid**

MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Direct: 310-552-5228  
Fax: 310-552-8400  
[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)

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CAUTION: This email originated from outside of Miller Barondess. Do not click on any links or open any attachments unless you recognize the sender, verified the email address and know the content is safe.

**From:** Han, Andrew (HBO) <andrew.han@wbd.com>  
**Sent:** Tuesday, January 2, 2024 6:41 PM  
**To:** Sasha Frid <sfrid@Millerbarondess.com>  
**Cc:** Colin H. Rolfs <crofhs@millerbarondess.com>; Faure, Melissa (HBO) <melissa.faure@wbd.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>; Alexandria Alamango <aalamango@millerbarondess.com>; Danielle Novelly <dnovelly@millerbarondess.com>  
**Subject:** RE: Amazing Grace Film

---

Hi Sasha – Happy New Year to you as well. We are on track to get you the signed declaration by the 5<sup>th</sup>.

Is Adobe Sign / DocuSign acceptable?

Andy

---

**From:** Sasha Frid <sfrid@Millerbarondess.com>  
**Sent:** Tuesday, January 2, 2024 6:45 PM  
**To:** Han, Andrew (HBO) <andrew.han@wbd.com>  
**Cc:** Colin H. Rolfs <crofhs@millerbarondess.com>; Faure, Melissa (HBO) <melissa.faure@wbd.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>; Alexandria Alamango <aalamango@millerbarondess.com>; Danielle Novelly <dnovelly@millerbarondess.com>  
**Subject:** RE: Amazing Grace Film

Andrew – happy new year. Hope you had a nice holiday. Just checking on this?

**Sasha Frid**

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2121 Avenue of the Stars, 26th Floor

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[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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**From:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Sent:** Saturday, December 23, 2023 6:40 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>  
**Subject:** Re: Amazing Grace Film

Hi Sasha- Our offices are closed through Jan. 1, but we have been reviewing and should be able to get it back to you shortly after the New Year. Please let me know if there is a hard deadline we need to meet.

Thanks and have a wonderful holiday,

Andy

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---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Friday, December 22, 2023 7:48:36 PM  
**To:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>  
**Subject:** Re: Amazing Grace Film

Andrew - following up on this. Hope you have a great holiday.

On Dec 15, 2023, at 3:47 'a0PM, Sasha Frid <[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)> wrote:

&#0;257 ?

Andy: Per our discussion, attached is a draft declaration with the exhibits referenced therein. Please review and let me know if you have any questions. We look forward to hearing from you. Thanks. Sasha

**Sasha Frid**

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Los Angeles, CA 90067

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Fax: 310-552-8400  
[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Sent:** Monday, December 04, 2023 8:36 AM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Hi Sasha,

It was good to talk to you last week. We would be willing to provide a declaration along the lines of what you described. What is the best way to proceed? Can you provide us with a proposed draft, or perhaps at least a template/example? You'd also mentioned that this declaration might need to include additional statements due to WB's association with this matter. Any further guidance on that point would be helpful.

Let me know if another call would help. Thanks,

Andy

---

**From:** Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>  
**Sent:** Friday, December 1, 2023 11:35 AM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Good morning.

The call-in number is 866-642-2818 and the access code is 3105525228.

A calendar invite has also been sent.

**Alexandria Alamango**  
**Legal Assistant**

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Los Angeles, CA 90067  
Main: 310-552-4400  
Fax: 310-552-8400  
[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)

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**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Thursday, November 30, 2023 4:54 PM  
**To:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Alex, please send

**Sasha Frid**

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2121 Avenue of the Stars, 26th Floor  
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Direct: 310-552-5228  
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[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Sent:** Thursday, November 30, 2023 4:48 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>

**Subject:** Re: Amazing Grace Film

2 pm ET is great. Could you send a dial in?

Also, I understand that a process server attempted to serve Mr. Spira with the subpoena at his home this week. Could you please refrain from doing so until we talk? We are open to working with you in responding to the subpoena.

Many thanks,

Andy

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---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Thursday, November 30, 2023 7:03:40 PM  
**To:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Andy: Yes, tomorrow works for me. How about 2 pm EST?

**Sasha Frid**

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[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

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**From:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Sent:** Thursday, November 30, 2023 2:43 PM

To: Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>

Cc: Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>

Subject: FW: Amazing Grace Film

Hi Sasha –

Apologies, there was some internal miscommunication re your message. I'm actually the in-house attorney handling this matter. Could we have a call tomorrow to discuss this subpoena? I'm available anytime except 1-1:30 p.m. ET (please note that I'm on the East Coast).

Thanks so much,

Andy

**Andy Han**

Director, Legal

Litigation

(212) 512-5636 (office+mobile)

Please note my new email address: [andrew.han@wbd.com](mailto:andrew.han@wbd.com)



**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Friday, November 17, 2023 11:41 AM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Eber, Lauren <[lauren.eber@wbd.com](mailto:lauren.eber@wbd.com)>  
**Subject:** RE: Amazing Grace Film

Thanks Wayne. Lauren, attached is a deposition subpoena for Mr. Spira. Please let me know if you will accept service. We are defense counsel in a case brought by the plaintiff who made Mr. Spira a key witness. Thank you for your consideration.

### Sasha Frid

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Direct: 310-552-5228  
Fax: 310-552-8400  
[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Sent:** Thursday, November 16, 2023 5:04 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Eber, Lauren <[lauren.eber@wbd.com](mailto:lauren.eber@wbd.com)>  
**Subject:** RE: Amazing Grace Film

Hi Sasha:

You misunderstand me. I am not in the litigation group and am not a person who decides whether, or not, to accept service of process. If you actually want to offer us a courtesy, as you state, you will reach out to someone in that group. Given my understanding that we have begun producing documents in the matter, I suspect that you know who those persons may be, but in case you don't, I'm copying Lauren Eber from our litigation group who can address your request.

Thanks.

-W

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Thursday, November 16, 2023 4:53 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Wayne: Steve Spira was indeed identified by the plaintiff as the person who was involved in the negotiations for the film and who has relevant information. We will seek his deposition as an individual. Given that you are not authorized to accept service for him, we will have to serve him personally. I wanted to offer you the courtesy of accepting service for him to minimize any disruption. Thank you for your consideration. Sasha

**Sasha Frid**

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Los Angeles, CA 90067  
Main: 310-552-4400  
Direct: 310-552-5228  
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[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Sent:** Thursday, November 16, 2023 12:38 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Hi Sasha:

I am not in the litigation group at the company and as such don't have authority to accept service of process. That said, our litigation group has advised that they will begin producing documents in response to your document subpoena today. As I believe you will see, Steve Spira is not going to be a knowledgeable witness on this matter. It may make sense for you to review the documents that are being produced before you decide who you want to seek to depose at the company. Thanks.

-W

## Wayne M. Smith

Head of Legal | WB Motion Picture Group

[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com) | (818) 954-6007



---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Wednesday, November 15, 2023 1:29 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Wayne:

I am attaching a subpoena for the deposition of Steve Spira. Please let me know if you will accept service of the subpoena. I noticed it for December 7 by ZOOM. If December 7 doesn't work for you or Mr. Spira, let me know and I will select another date. I don't expect my questioning to last for more than one hour. Thanks. Sasha

### Sasha Frid

MILLER | BARONDES S<sub>LLP</sub>  
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Direct: 310-552-5228  
Fax: 310-552-8400  
[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Sasha Frid  
**Sent:** Thursday, November 09, 2023 2:26 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Thanks Dan; putting you on bcc. Wayne, nice to meet you over email. Please let me know when we can chat. I also want to discuss Steve Spiro. Thanks. Sasha

**Sasha Frid**

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Direct: 310-552-5228

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[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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**From:** Furie, Dan <[daniel.furie@wbd.com](mailto:daniel.furie@wbd.com)>

**Sent:** Thursday, November 09, 2023 12:16 PM

**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>

**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>

**Subject:** Re: Amazing Grace Film

Hi. Sasha-

Please contact Wayne Smith who is head of legal (cc'd above). Thanks.

Regards,

Dan

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>

**Date:** Thursday, November 9, 2023 at 11:45 AM

**To:** Furie, Dan <[daniel.furie@wbd.com](mailto:daniel.furie@wbd.com)>

**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>

**Subject:** Amazing Grace Film

[CAUTION]

This email originated outside Warner Bros.

**EXTERNAL SENDER: Caution opening links or attachments**

Dan:

My name is Sasha Frid. I am an attorney representing Barry Tyerman in a lawsuit filed by Alan Elliott relating to the Amazing Grace film. I wanted to talk to you about the film. Do you have some time for a quick call? Thank you.

Sasha

**Sasha Frid**

MILLER | BARONDESS LLP

2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

Main: 310-552-4400

Direct: 310-552-5228

Fax: 310-552-8400

[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

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**From:** Sasha Frid <sfrid@Millerbarondess.com>  
**Sent:** Tuesday, January 2, 2024 6:43 PM  
**To:** Han, Andrew (HBO) <andrew.han@wbd.com>  
**Cc:** Colin H. Rolfs <crolfs@millerbarondess.com>; Faure, Melissa (HBO) <melissa.faure@wbd.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>; Alexandria Alamango <aalamango@millerbarondess.com>; Danielle Novelly <dnovelly@millerbarondess.com>; Justin Stinar <jstinar@Millerbarondess.com>  
**Subject:** RE: Amazing Grace Film

---

Andrew – thanks; and yes.

**Sasha Frid**

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Los Angeles, CA 90067

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[www.millerbarondess.com](http://www.millerbarondess.com)

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**From:** Han, Andrew (HBO) <andrew.han@wbd.com>  
**Sent:** Tuesday, January 02, 2024 6:41 PM  
**To:** Sasha Frid <sfrid@Millerbarondess.com>  
**Cc:** Colin H. Rolfs <crolfs@millerbarondess.com>; Faure, Melissa (HBO) <melissa.faure@wbd.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>; Alexandria Alamango <aalamango@millerbarondess.com>; Danielle Novelly <dnovelly@millerbarondess.com>  
**Subject:** RE: Amazing Grace Film

Hi Sasha – Happy New Year to you as well. We are on track to get you the signed declaration by the 5<sup>th</sup>.

Is Adobe Sign / DocuSign acceptable?

Andy

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Tuesday, January 2, 2024 6:45 PM  
**To:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Andrew – happy new year. Hope you had a nice holiday. Just checking on this?

**Sasha Frid**

MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Direct: 310-552-5228  
Fax: 310-552-8400  
[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Sent:** Saturday, December 23, 2023 6:40 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>  
**Subject:** Re: Amazing Grace Film

Hi Sasha- Our offices are closed through Jan. 1, but we have been reviewing and should be able to get it back to you shortly after the New Year. Please let me know if there is a hard deadline we need to meet.

Thanks and have a wonderful holiday,

Andy

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**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Friday, December 22, 2023 7:48:36 PM  
**To:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>  
**Subject:** Re: Amazing Grace Film

Andrew - following up on this. Hope you have a great holiday.

On Dec 15, 2023, at 3:47 'a0PM, Sasha Frid <[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)> wrote:

&#0;257 ?

Andy: Per our discussion, attached is a draft declaration with the exhibits referenced therein. Please review and let me know if you have any questions. We look forward to hearing from you. Thanks. Sasha

#### **Sasha Frid**

M I L L E R | B A R O N D E S S L L P

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Fax: 310-552-8400

[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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---

**From:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Sent:** Monday, December 04, 2023 8:36 AM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Hi Sasha,

It was good to talk to you last week. We would be willing to provide a declaration along the lines of what you described. What is the best way to proceed? Can you provide us with a proposed draft, or perhaps at least a template/example? You'd also mentioned that this declaration might need to include additional statements due to WB's association with this matter. Any further guidance on that point would be helpful.

Let me know if another call would help. Thanks,

Andy

---

**From:** Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>  
**Sent:** Friday, December 1, 2023 11:35 AM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Good morning,

The call-in number is 866-642-2818 and the access code is 3105525228.

A calendar invite has also been sent.

**Alexandria Alamango**  
**Legal Assistant**

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2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Fax: 310-552-8400  
[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)

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---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Thursday, November 30, 2023 4:54 PM  
**To:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO)

<[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>

**Subject:** RE: Amazing Grace Film

Alex, please send

**Sasha Frid**

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Los Angeles, CA 90067

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Fax: 310-552-8400

[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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---

**From:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>

**Sent:** Thursday, November 30, 2023 4:48 PM

**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>

**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO)

<[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>

**Subject:** Re: Amazing Grace Film

2 pm ET is great. Could you send a dial in?

Also, I understand that a process server attempted to serve Mr. Spira with the subpoena at his home this week. Could you please refrain from doing so until we talk? We are open to working with you in responding to the subpoena.

Many thanks,

Andy

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---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Thursday, November 30, 2023 7:03:40 PM  
**To:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Andy: Yes, tomorrow works for me. How about 2 pm EST?

### Sasha Frid

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[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Sent:** Thursday, November 30, 2023 2:43 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>  
**Subject:** FW: Amazing Grace Film

Hi Sasha –

Apologies, there was some internal miscommunication re your message. I'm actually the in-house attorney handling this matter. Could we have a call tomorrow to discuss this subpoena? I'm available anytime except 1-1:30 p.m. ET (please note that I'm on the East Coast).

Thanks so much,

Andy

**Andy Han**

Director, Legal

Litigation

(212) 512-5636 (office+mobile)

Please note my new email address: [andrew.han@wbd.com](mailto:andrew.han@wbd.com)



---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Friday, November 17, 2023 11:41 AM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Eber, Lauren <[lauren.eber@wbd.com](mailto:lauren.eber@wbd.com)>  
**Subject:** RE: Amazing Grace Film

Thanks Wayne. Lauren, attached is a deposition subpoena for Mr. Spira. Please let me know if you will accept service. We are defense counsel in a case brought by the plaintiff who made Mr. Spira a key witness. Thank you for your consideration.

**Sasha Frid**

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[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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**From:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Sent:** Thursday, November 16, 2023 5:04 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Eber, Lauren <[lauren.eber@wbd.com](mailto:lauren.eber@wbd.com)>  
**Subject:** RE: Amazing Grace Film

Hi Sasha:

You misunderstand me. I am not in the litigation group and am not a person who decides whether, or not, to accept service of process. If you actually want to offer us a courtesy, as you state, you will reach out to someone in that group. Given my understanding that we have begun producing documents in the matter, I suspect that you know who those persons may be, but in case you don't, I'm copying Lauren Eber from our litigation group who can address your request.

Thanks.

-W

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Thursday, November 16, 2023 4:53 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Wayne: Steve Spira was indeed identified by the plaintiff as the person who was involved in the negotiations for the film and who has relevant information. We will seek his deposition as an individual. Given that you are not authorized to accept service for him, we will have to serve him personally. I wanted to offer you the courtesy of accepting service for him to minimize any disruption. Thank you for your consideration. Sasha

**Sasha Frid**

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2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
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Direct: 310-552-5228  
Fax: 310-552-8400

[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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---

**From:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Sent:** Thursday, November 16, 2023 12:38 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Hi Sasha:

I am not in the litigation group at the company and as such don't have authority to accept service of process. That said, our litigation group has advised that they will begin producing documents in response to your document subpoena today. As I believe you will see, Steve Spira is not going to be a knowledgeable witness on this matter. It may make sense for you to review the documents that are being produced before you decide who you want to seek to depose at the company. Thanks.

-W

## Wayne M. Smith

Head of Legal | WB Motion Picture Group

[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com) | (818) 954-6007



---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Wednesday, November 15, 2023 1:29 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Wayne:

I am attaching a subpoena for the deposition of Steve Spira. Please let me know if you will accept service

of the subpoena. I noticed it for December 7 by ZOOM. If December 7 doesn't work for you or Mr. Spira, let me know and I will select another date. I don't expect my questioning to last for more than one hour. Thanks. Sasha

**Sasha Frid**

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Direct: 310-552-5228  
Fax: 310-552-8400  
[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
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**From:** Sasha Frid  
**Sent:** Thursday, November 09, 2023 2:26 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Thanks Dan; putting you on bcc. Wayne, nice to meet you over email. Please let me know when we can chat. I also want to discuss Steve Spiro. Thanks. Sasha

**Sasha Frid**

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Direct: 310-552-5228  
Fax: 310-552-8400  
[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Furie, Dan <[daniel.furie@wbd.com](mailto:daniel.furie@wbd.com)>  
**Sent:** Thursday, November 09, 2023 12:16 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Subject:** Re: Amazing Grace Film

Hi. Sasha-

Please contact Wayne Smith who is head of legal (cc'd above). Thanks.

Regards,

Dan

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Date:** Thursday, November 9, 2023 at 11:45 AM  
**To:** Furie, Dan <[daniel.furie@wbd.com](mailto:daniel.furie@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** Amazing Grace Film

[CAUTION]  
This email originated outside Warner Bros.

**EXTERNAL SENDER: Caution opening links or attachments**

Dan:

My name is Sasha Frid. I am an attorney representing Barry Tyerman in a lawsuit filed by Alan Elliott relating to the Amazing Grace film. I wanted to talk to you about the film. Do you have some time for a quick call? Thank you.

Sasha

**Sasha Frid**  
MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Direct: 310-552-5228  
Fax: 310-552-8400

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**From:** Han, Andrew (HBO) <andrew.han@wbd.com>  
**Sent:** Thursday, January 4, 2024 12:04 PM  
**To:** Sasha Frid <sfrid@Millerbarondess.com>  
**Cc:** Colin H. Rolfs <crolfs@millerbarondess.com>; Faure, Melissa (HBO) <melissa.faure@wbd.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>; Alexandria Alamango <aalamango@millerbarondess.com>; Danielle Novelly <dnovelly@millerbarondess.com>; Justin Stinar <jstinar@Millerbarondess.com>  
**Subject:** RE: Amazing Grace Film  
**Attach:** Elliott v. Tyerman - Decl. of S. Spira - signed.pdf

---

Sasha –

Attached is the signed declaration from Mr. Spira. Should you need anything further from Mr. Spira, or from WBD, please let me know.

Thank you,

Andy

## Andy Han

Director, Legal

Litigation

(212) 512-5636 (office+mobile)

Please note my new email address: [andrew.han@wbd.com](mailto:andrew.han@wbd.com)



**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Tuesday, January 2, 2024 9:43 PM  
**To:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Andrew – thanks; and yes.

**Sasha Frid**

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2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Direct: 310-552-5228  
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[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Sent:** Tuesday, January 02, 2024 6:41 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Hi Sasha – Happy New Year to you as well. We are on track to get you the signed declaration by the 5<sup>th</sup>.

Is Adobe Sign / DocuSign acceptable?

Andy

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Tuesday, January 2, 2024 6:45 PM  
**To:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Andrew – happy new year. Hope you had a nice holiday. Just checking on this?

**Sasha Frid**

MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Direct: 310-552-5228  
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[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
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**From:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Sent:** Saturday, December 23, 2023 6:40 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>  
**Subject:** Re: Amazing Grace Film

Hi Sasha- Our offices are closed through Jan. 1, but we have been reviewing and should be able to get it back to you shortly after the New Year. Please let me know if there is a hard deadline we need to meet.

Thanks and have a wonderful holiday,

Andy

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**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Friday, December 22, 2023 7:48:36 PM  
**To:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>  
**Subject:** Re: Amazing Grace Film

Andrew - following up on this. Hope you have a great holiday.

On Dec 15, 2023, at 3:47 'a0PM, Sasha Frid <[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)> wrote:

&#0;257 ?

Andy: Per our discussion, attached is a draft declaration with the exhibits referenced therein. Please review and let me know if you have any questions. We look forward to hearing from you. Thanks. Sasha

#### **Sasha Frid**

M I L L E R | B A R O N D E S S L L P

2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

Main: 310-552-4400

Direct: 310-552-5228

Fax: 310-552-8400

[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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**From:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Sent:** Monday, December 04, 2023 8:36 AM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Hi Sasha,

It was good to talk to you last week. We would be willing to provide a declaration along the lines of what you described. What is the best way to proceed? Can you provide us with a proposed draft, or perhaps at least a template/example? You'd also mentioned that this declaration might need to include additional statements due to WB's association with this matter. Any further guidance on that point would be helpful.

Let me know if another call would help. Thanks,

Andy

---

**From:** Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>  
**Sent:** Friday, December 1, 2023 11:35 AM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Good morning.

The call-in number is 866-642-2818 and the access code is 3105525228.

A calendar invite has also been sent.

**Alexandria Alamango**  
**Legal Assistant**

MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Fax: 310-552-8400  
[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)

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**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Thursday, November 30, 2023 4:54 PM  
**To:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO)

<[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>

**Subject:** RE: Amazing Grace Film

Alex, please send

**Sasha Frid**

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Los Angeles, CA 90067

Main: 310-552-4400

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[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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---

**From:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>

**Sent:** Thursday, November 30, 2023 4:48 PM

**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>

**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO)

<[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>

**Subject:** Re: Amazing Grace Film

2 pm ET is great. Could you send a dial in?

Also, I understand that a process server attempted to serve Mr. Spira with the subpoena at his home this week. Could you please refrain from doing so until we talk? We are open to working with you in responding to the subpoena.

Many thanks,

Andy

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---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Thursday, November 30, 2023 7:03:40 PM  
**To:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Andy: Yes, tomorrow works for me. How about 2 pm EST?

### Sasha Frid

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Los Angeles, CA 90067  
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Direct: 310-552-5228  
Fax: 310-552-8400  
[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Sent:** Thursday, November 30, 2023 2:43 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>  
**Subject:** FW: Amazing Grace Film

Hi Sasha –

Apologies, there was some internal miscommunication re your message. I'm actually the in-house attorney handling this matter. Could we have a call tomorrow to discuss this subpoena? I'm available anytime except 1-1:30 p.m. ET (please note that I'm on the East Coast).

Thanks so much,

Andy

**Andy Han**

Director, Legal

Litigation

(212) 512-5636 (office+mobile)

Please note my new email address: [andrew.han@wbd.com](mailto:andrew.han@wbd.com)



---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Friday, November 17, 2023 11:41 AM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Eber, Lauren <[lauren.eber@wbd.com](mailto:lauren.eber@wbd.com)>  
**Subject:** RE: Amazing Grace Film

Thanks Wayne. Lauren, attached is a deposition subpoena for Mr. Spira. Please let me know if you will accept service. We are defense counsel in a case brought by the plaintiff who made Mr. Spira a key witness. Thank you for your consideration.

**Sasha Frid**

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[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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**From:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Sent:** Thursday, November 16, 2023 5:04 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Eber, Lauren <[lauren.eber@wbd.com](mailto:lauren.eber@wbd.com)>  
**Subject:** RE: Amazing Grace Film

Hi Sasha:

You misunderstand me. I am not in the litigation group and am not a person who decides whether, or not, to accept service of process. If you actually want to offer us a courtesy, as you state, you will reach out to someone in that group. Given my understanding that we have begun producing documents in the matter, I suspect that you know who those persons may be, but in case you don't, I'm copying Lauren Eber from our litigation group who can address your request.

Thanks.

-W

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Thursday, November 16, 2023 4:53 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Wayne: Steve Spira was indeed identified by the plaintiff as the person who was involved in the negotiations for the film and who has relevant information. We will seek his deposition as an individual. Given that you are not authorized to accept service for him, we will have to serve him personally. I wanted to offer you the courtesy of accepting service for him to minimize any disruption. Thank you for your consideration. Sasha

**Sasha Frid**

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Los Angeles, CA 90067  
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Direct: 310-552-5228  
Fax: 310-552-8400

[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Sent:** Thursday, November 16, 2023 12:38 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Hi Sasha:

I am not in the litigation group at the company and as such don't have authority to accept service of process. That said, our litigation group has advised that they will begin producing documents in response to your document subpoena today. As I believe you will see, Steve Spira is not going to be a knowledgeable witness on this matter. It may make sense for you to review the documents that are being produced before you decide who you want to seek to depose at the company. Thanks.

-W

## Wayne M. Smith

Head of Legal | WB Motion Picture Group

[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com) | (818) 954-6007



---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Wednesday, November 15, 2023 1:29 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Wayne:

I am attaching a subpoena for the deposition of Steve Spira. Please let me know if you will accept service

of the subpoena. I noticed it for December 7 by ZOOM. If December 7 doesn't work for you or Mr. Spira, let me know and I will select another date. I don't expect my questioning to last for more than one hour. Thanks. Sasha

**Sasha Frid**

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2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Direct: 310-552-5228  
Fax: 310-552-8400  
[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Sasha Frid  
**Sent:** Thursday, November 09, 2023 2:26 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Thanks Dan; putting you on bcc. Wayne, nice to meet you over email. Please let me know when we can chat. I also want to discuss Steve Spiro. Thanks. Sasha

**Sasha Frid**

MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Direct: 310-552-5228  
Fax: 310-552-8400  
[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Furie, Dan <[daniel.furie@wbd.com](mailto:daniel.furie@wbd.com)>  
**Sent:** Thursday, November 09, 2023 12:16 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Subject:** Re: Amazing Grace Film

Hi. Sasha-

Please contact Wayne Smith who is head of legal (cc'd above). Thanks.

Regards,

Dan

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Date:** Thursday, November 9, 2023 at 11:45 AM  
**To:** Furie, Dan <[daniel.furie@wbd.com](mailto:daniel.furie@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** Amazing Grace Film

[CAUTION]  
This email originated outside Warner Bros.

**EXTERNAL SENDER: Caution opening links or attachments**

Dan:

My name is Sasha Frid. I am an attorney representing Barry Tyerman in a lawsuit filed by Alan Elliott relating to the Amazing Grace film. I wanted to talk to you about the film. Do you have some time for a quick call? Thank you.

Sasha

**Sasha Frid**  
MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Direct: 310-552-5228  
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## **DECLARATION OF STEVEN SPIRA**

I, Steven Spira, declare as follows:

1. I am the President of Worldwide Business Affairs for Warner Bros. Pictures, a division of WB Studio Enterprises Inc. ("Warner Bros."). I have personal knowledge of the facts set forth herein, and if called as a witness, I would and could testify competently thereto.

### **Quitclaim Agreements**

2. On December 11, 2007, Warner Bros. and Alan Elliott and his company Al's Records and Tapes ("Elliott") entered into a Quitclaim Agreement with respect to footage of Aretha Franklin's ("Franklin") 1972 performance of her album, *Amazing Grace* (the "Film"), directed by Sydney Pollack ("Pollack"). A true and correct copy of the Quitclaim Agreement is attached hereto as Exhibit 1 (WBD 000180).

3. On November 2, 2010, Warner Bros. and Elliott entered into an Amendment to Quitclaim Agreement. A true and correct copy of the Amendment to Quitclaim Agreement is attached hereto as Exhibit 2 (WBD 000258).

4. On December 14, 2012, Warner Bros. and Elliott entered into a further Amendment to Quitclaim Agreement. A true and correct copy of this Amendment to Quitclaim Agreement is attached hereto as Exhibit 3 (WBD 000254).

### **Pollack Rights**

5. Warner Bros. did not represent to Elliott that it had or could transfer to Elliott any applicable rights in the Film, including any rights of Pollack. Rather, the Quitclaim Agreement contained a clause requiring Elliott to obtain all necessary authorizations, consents, and releases and pay all necessary reuse fees and other compensation required by collective bargaining agreements for the Film, among other things. (Exhibit 1, § 2.)

6. The records in the Warner Bros. files were not sufficiently complete to indicate whether Warner Bros. (including its predecessors in interest) had acquired Pollack's rights in the Film or whether the Film had been prepared for Warner Bros. as a work-for-hire. The only record located in the Warner Bros. files regarding arrangements with Pollack as to his directing of the Film was an Inter-Office Memo dated March 14, 1972, which references an agreement to pay \$1,500 for Pollack's services in producing and directing the Film and states that DGA contributions would be billed later. A true and correct copy of the Inter-Office Memo is attached hereto as Exhibit 4 (WBD 000185). The Inter-Office Memo ends: "Please prepare a check and send it to me for transmittal with an appropriate letter."

7. Warner Bros. was not able to determine whether the letter and \$1,500 check referenced in the Inter-Office Memo were in fact sent to Pollack or whether DGA contributions were paid. Further, given the relatively small amount of the check, Warner Bros. was unable to rule out the possibility of other additional financial agreements or arrangements with Pollack as to the Film.

**Warner Bros. Did Not Distribute The Film**

8. Warner Bros. had a right to acquire the Film for distribution under certain circumstances under the Quitclaim Agreement, as amended. Warner Bros., however, did not acquire or distribute the Film. Warner Bros.'s decision to neither acquire nor distribute the Film was not as a result of any claims made by Pollack's estate or its attorney, Barry Tyerman. Warner Bros. declined to acquire or distribute the Film for business reasons that were unrelated to any claims made by Pollack's estate.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on this 4th day of January, 2024, at Burbank, California.

steven spira  
steven spira (Jan 4, 2024 10:39 PST)

---

Steven Spira

# Elliott v. Tyerman - Decl. of S. Spira

Final Audit Report

2024-01-04

Created:	2024-01-03
By:	sara stuckey (sara.stuckey@wbd.com)
Status:	Signed
Transaction ID:	CBJCHBCAABAAzrK3TT2yVoalpdvJmxcQ3ZPHvCponq-

## "Elliott v. Tyerman - Decl. of S. Spira" History

-  Document created by sara stuckey (sara.stuckey@wbd.com)  
2024-01-03 - 10:50:28 PM GMT- IP address: 168.161.192.15
-  Document emailed to steve.spira@wbd.com for signature  
2024-01-03 - 10:51:30 PM GMT
-  Email viewed by steve.spira@wbd.com  
2024-01-03 - 11:02:22 PM GMT- IP address: 168.161.192.15
-  Signer steve.spira@wbd.com entered name at signing as steven spira  
2024-01-04 - 6:39:04 PM GMT- IP address: 168.161.192.15
-  Document e-signed by steven spira (steve.spira@wbd.com)  
Signature Date: 2024-01-04 - 6:39:06 PM GMT - Time Source: server- IP address: 168.161.192.15
-  Agreement completed.  
2024-01-04 - 6:39:06 PM GMT

**From:** Sasha Frid <sfrid@Millerbarondess.com>  
**Sent:** Thursday, January 4, 2024 1:36 PM  
**To:** Han, Andrew (HBO) <andrew.han@wbd.com>  
**Cc:** Colin H. Rolfs <crofls@millerbarondess.com>; Faure, Melissa (HBO) <melissa.faure@wbd.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>; Alexandria Alamango <aalamango@millerbarondess.com>; Danielle Novelly <dnovelly@millerbarondess.com>; Justin Stinar <jstinar@Millerbarondess.com>  
**Subject:** RE: Amazing Grace Film

---

Thank you, Andrew. Appreciate your help.

**Sasha Frid**

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2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

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[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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**From:** Han, Andrew (HBO) <andrew.han@wbd.com>  
**Sent:** Thursday, January 04, 2024 12:04 PM  
**To:** Sasha Frid <sfrid@Millerbarondess.com>  
**Cc:** Colin H. Rolfs <crofls@millerbarondess.com>; Faure, Melissa (HBO) <melissa.faure@wbd.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>; Alexandria Alamango <aalamango@millerbarondess.com>; Danielle Novelly <dnovelly@millerbarondess.com>; Justin Stinar <jstinar@Millerbarondess.com>  
**Subject:** RE: Amazing Grace Film

Sasha –

Attached is the signed declaration from Mr. Spira. Should you need anything further from Mr. Spira, or from WBD, please let me know.

Thank you,

Andy

## Andy Han

Director, Legal

Litigation

(212) 512-5636 (office+mobile)

Please note my new email address: [andrew.han@wbd.com](mailto:andrew.han@wbd.com)



---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Tuesday, January 2, 2024 9:43 PM  
**To:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Andrew – thanks; and yes.

### Sasha Frid

MILLER | BARONDES S<sub>LLP</sub>

2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

Main: 310-552-4400

Direct: 310-552-5228

Fax: 310-552-8400

[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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---

**From:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Sent:** Tuesday, January 02, 2024 6:41 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Hi Sasha – Happy New Year to you as well. We are on track to get you the signed declaration by the 5<sup>th</sup>.

Is Adobe Sign / DocuSign acceptable?

Andy

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Tuesday, January 2, 2024 6:45 PM  
**To:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Andrew – happy new year. Hope you had a nice holiday. Just checking on this?

**Sasha Frid**

M I L L E R | B A R O N D E S S LLP  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
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[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

**From:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Sent:** Saturday, December 23, 2023 6:40 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>  
**Subject:** Re: Amazing Grace Film

Hi Sasha- Our offices are closed through Jan. 1, but we have been reviewing and should be able to get it back to you shortly after the New Year. Please let me know if there is a hard deadline we need to meet.

Thanks and have a wonderful holiday,

Andy

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---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Friday, December 22, 2023 7:48:36 PM  
**To:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>  
**Subject:** Re: Amazing Grace Film

Andrew - following up on this. Hope you have a great holiday.

On Dec 15, 2023, at 3:47 'a0PM, Sasha Frid <[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)> wrote:

&#0;257 ?

Andy: Per our discussion, attached is a draft declaration with the exhibits referenced therein. Please review and let me know if you have any questions. We look forward to hearing from you. Thanks. Sasha

**Sasha Frid**

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2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

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[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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**From:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>

**Sent:** Monday, December 04, 2023 8:36 AM

**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>

**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO)

<[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria

Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>

**Subject:** RE: Amazing Grace Film

Hi Sasha,

It was good to talk to you last week. We would be willing to provide a declaration along the lines of what you described. What is the best way to proceed? Can you provide us with a proposed draft, or perhaps at least a template/example? You'd also mentioned that this declaration might need to include additional statements due to WB's association with this matter. Any further guidance on that point would be helpful.

Let me know if another call would help. Thanks,

Andy

---

**From:** Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>

**Sent:** Friday, December 1, 2023 11:35 AM

**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>

**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO)

<[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>

**Subject:** RE: Amazing Grace Film

Good morning.

The call-in number is 866-642-2818 and the access code is 3105525228.

A calendar invite has also been sent.

**Alexandria Alamango**  
**Legal Assistant**

MILLER | BARONDES S<sub>LLP</sub>  
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[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)

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---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Thursday, November 30, 2023 4:54 PM  
**To:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Alex, please send

**Sasha Frid**

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2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
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[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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---

**From:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Sent:** Thursday, November 30, 2023 4:48 PM

**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crofcs@millerbarondess.com](mailto:crofcs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>  
**Subject:** Re: Amazing Grace Film

2 pm ET is great. Could you send a dial in?

Also, I understand that a process server attempted to serve Mr. Spira with the subpoena at his home this week. Could you please refrain from doing so until we talk? We are open to working with you in responding to the subpoena.

Many thanks,

Andy

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---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Thursday, November 30, 2023 7:03:40 PM  
**To:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crofcs@millerbarondess.com](mailto:crofcs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Andy: Yes, tomorrow works for me. How about 2 pm EST?

**Sasha Frid**

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2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

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[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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**From:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Sent:** Thursday, November 30, 2023 2:43 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>  
**Subject:** FW: Amazing Grace Film

Hi Sasha –

Apologies, there was some internal miscommunication re your message. I'm actually the in-house attorney handling this matter. Could we have a call tomorrow to discuss this subpoena? I'm available anytime except 1-1:30 p.m. ET (please note that I'm on the East Coast).

Thanks so much,

Andy

## **Andy Han**

Director, Legal

Litigation

(212) 512-5636 (office+mobile)

*Please note my new email address: [andrew.han@wbd.com](mailto:andrew.han@wbd.com)*



---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Friday, November 17, 2023 11:41 AM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Eber, Lauren <[lauren.eber@wbd.com](mailto:lauren.eber@wbd.com)>  
**Subject:** RE: Amazing Grace Film

Thanks Wayne. Lauren, attached is a deposition subpoena for Mr. Spira. Please let me know if you will accept service. We are defense counsel in a case brought by the plaintiff who made Mr. Spira a key witness. Thank you for your consideration.

**Sasha Frid**

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[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Sent:** Thursday, November 16, 2023 5:04 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Eber, Lauren <[lauren.eber@wbd.com](mailto:lauren.eber@wbd.com)>  
**Subject:** RE: Amazing Grace Film

Hi Sasha:

You misunderstand me. I am not in the litigation group and am not a person who decides whether, or not, to accept service of process. If you actually want to offer us a courtesy, as you state, you will reach out to someone in that group. Given my understanding that we have begun producing documents in the matter, I suspect that you know who those persons may be, but in case you don't, I'm copying Lauren Eber from our litigation group who can address your request.

Thanks.

-W

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Thursday, November 16, 2023 4:53 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Wayne: Steve Spira was indeed identified by the plaintiff as the person who was involved in the negotiations for the film and who has relevant information. We will seek his deposition as an individual. Given that you are not authorized to accept service for him, we will have to serve him personally. I wanted to offer you the courtesy of accepting service for him to minimize any disruption. Thank you for your consideration. Sasha

**Sasha Frid**

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2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Direct: 310-552-5228  
Fax: 310-552-8400  
[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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---

**From:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Sent:** Thursday, November 16, 2023 12:38 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Hi Sasha:

I am not in the litigation group at the company and as such don't have authority to accept service of process. That said, our litigation group has advised that they will begin producing documents in response to your document subpoena today. As I believe you will see, Steve Spira is not going to be a knowledgeable witness on this matter. It may make sense for you to review the documents that are being produced before you decide who you want to seek to depose at the company. Thanks.

-W

## Wayne M. Smith

Head of Legal | WB Motion Picture Group

[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com) | (818) 954-6007



---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Wednesday, November 15, 2023 1:29 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Wayne:

I am attaching a subpoena for the deposition of Steve Spira. Please let me know if you will accept service of the subpoena. I noticed it for December 7 by ZOOM. If December 7 doesn't work for you or Mr. Spira, let me know and I will select another date. I don't expect my questioning to last for more than one hour. Thanks. Sasha

### Sasha Frid

MILLER | BARONDES S<sub>LLP</sub>

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Fax: 310-552-8400

[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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**From:** Sasha Frid  
**Sent:** Thursday, November 09, 2023 2:26 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Thanks Dan; putting you on bcc. Wayne, nice to meet you over email. Please let me know when we can chat. I also want to discuss Steve Spiro. Thanks. Sasha

**Sasha Frid**

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Los Angeles, CA 90067

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Direct: 310-552-5228

Fax: 310-552-8400

[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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**From:** Furie, Dan <[daniel.furie@wbd.com](mailto:daniel.furie@wbd.com)>

**Sent:** Thursday, November 09, 2023 12:16 PM

**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>

**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>

**Subject:** Re: Amazing Grace Film

Hi. Sasha-

Please contact Wayne Smith who is head of legal (cc'd above). Thanks.

Regards,

Dan

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>

**Date:** Thursday, November 9, 2023 at 11:45 AM

**To:** Furie, Dan <[daniel.furie@wbd.com](mailto:daniel.furie@wbd.com)>

**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>

**Subject:** Amazing Grace Film

[CAUTION]

This email originated outside Warner Bros.

**EXTERNAL SENDER: Caution opening links or attachments**

Dan:

My name is Sasha Frid. I am an attorney representing Barry Tyerman in a lawsuit filed by Alan Elliott relating to the Amazing Grace film. I wanted to talk to you about the film. Do you have some time for a quick call? Thank you.

Sasha

**Sasha Frid**

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2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Direct: 310-552-5228  
Fax: 310-552-8400  
[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
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**From:** Sasha Frid <sfrid@Millerbarondess.com>  
**Sent:** Friday, December 22, 2023 4:49 PM  
**To:** Han, Andrew (HBO) <andrew.han@wbd.com>  
**Cc:** Colin H. Rolfs <crofls@millerbarondess.com>; Faure, Melissa (HBO) <melissa.faure@wbd.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>; Alexandria Alamango <aalamango@millerbarondess.com>; Danielle Novelly <dnovelly@millerbarondess.com>  
**Subject:** Re: Amazing Grace Film

---

Andrew - following up on this. Hope you have a great holiday.

On Dec 15, 2023, at 3:47 'a0PM, Sasha Frid <sfrid@millerbarondess.com> wrote:

&#0;257 ?

Andy: Per our discussion, attached is a draft declaration with the exhibits referenced therein. Please review and let me know if you have any questions. We look forward to hearing from you. Thanks. Sasha

### Sasha Frid

M I L L E R | B A R O N D E S S S U L P  
2121 Avenue of the Stars, 26th Floor  
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Fax: 310-552-8400  
[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Han, Andrew (HBO) <andrew.han@wbd.com>  
**Sent:** Monday, December 04, 2023 8:36 AM  
**To:** Sasha Frid <sfrid@Millerbarondess.com>  
**Cc:** Colin H. Rolfs <crofls@millerbarondess.com>; Faure, Melissa (HBO) <melissa.faure@wbd.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>; Alexandria Alamango <aalamango@millerbarondess.com>  
**Subject:** RE: Amazing Grace Film

Hi Sasha,

It was good to talk to you last week. We would be willing to provide a declaration along the lines of what you described. What is the best way to proceed? Can you provide us with a proposed draft, or perhaps at least a template/example? You'd also mentioned that this declaration might need to include additional statements due to WB's association with this matter. Any further guidance on that point would be helpful.

Let me know if another call would help. Thanks,  
Andy

---

**From:** Alexandria Alamango <aalamango@millerbarondess.com>  
**Sent:** Friday, December 1, 2023 11:35 AM  
**To:** Sasha Frid <sfrid@Millerbarondess.com>; Han, Andrew (HBO) <andrew.han@wbd.com>

**Cc:** Colin H. Rolfes <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Good morning.

The call-in number is 866-642-2818 and the access code is 3105525228.

A calendar invite has also been sent.

### Alexandria Alamango

#### Legal Assistant

MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Fax: 310-552-8400  
[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)

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**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Thursday, November 30, 2023 4:54 PM  
**To:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfes <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Alex, please send

### Sasha Frid

MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Direct: 310-552-5228  
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[www.millerbarondess.com](http://www.millerbarondess.com)  
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**Subject:** Re: Amazing Grace Film

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**Subject:** RE: Amazing Grace Film

Andy: Yes, tomorrow works for me. How about 2 pm EST?

### Sasha Frid

M I L L E R | B A R O N D E S S SLLP  
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Hi Sasha –

Apologies, there was some internal miscommunication re your message. I'm actually the in-house attorney handling this matter. Could we have a call tomorrow to discuss this subpoena? I'm available anytime except 1-1:30 p.m. ET (please note that I'm on the East Coast).

Thanks so much,

Andy

### Andy Han

Director, Legal  
Litigation  
(212) 512-5636 (office+mobile)

Please note my new email address: [andrew.han@wbd.com](mailto:andrew.han@wbd.com)



# WARNER BROS. DISCOVERY

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Friday, November 17, 2023 11:41 AM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Eber, Lauren <[lauren.eber@wbd.com](mailto:lauren.eber@wbd.com)>  
**Subject:** RE: Amazing Grace Film

Thanks Wayne. Lauren, attached is a deposition subpoena for Mr. Spira. Please let me know if you will accept service. We are defense counsel in a case brought by the plaintiff who made Mr. Spira a key witness. Thank you for your consideration.

## Sasha Frid

M I L L E R | B A R O N D E S S LLP  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Direct: 310-552-5228  
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[www.millerbarondess.com](http://www.millerbarondess.com)  
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**From:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Sent:** Thursday, November 16, 2023 5:04 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Eber, Lauren <[lauren.eber@wbd.com](mailto:lauren.eber@wbd.com)>  
**Subject:** RE: Amazing Grace Film

Hi Sasha:

You misunderstand me. I am not in the litigation group and am not a person who decides whether, or not, to accept service of process. If you actually want to offer us a courtesy, as you state, you will reach out to someone in that group. Given my understanding that we have begun producing documents in the matter, I suspect that you know who those persons may be, but in case you don't, I'm copying Lauren Eber from our litigation group who can address your request.

Thanks.

-W

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Thursday, November 16, 2023 4:53 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>

**Cc:** Colin H. Rolfes <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>

**Subject:** RE: Amazing Grace Film

Wayne: Steve Spira was indeed identified by the plaintiff as the person who was involved in the negotiations for the film and who has relevant information. We will seek his deposition as an individual. Given that you are not authorized to accept service for him, we will have to serve him personally. I wanted to offer you the courtesy of accepting service for him to minimize any disruption. Thank you for your consideration. Sasha

**Sasha Frid**

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Los Angeles, CA 90067

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Direct: 310-552-5228

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[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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**From:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>

**Sent:** Thursday, November 16, 2023 12:38 PM

**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>

**Cc:** Colin H. Rolfes <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>

**Subject:** RE: Amazing Grace Film

Hi Sasha:

I am not in the litigation group at the company and as such don't have authority to accept service of process. That said, our litigation group has advised that they will begin producing documents in response to your document subpoena today. As I believe you will see, Steve Spira is not going to be a knowledgeable witness on this matter. It may make sense for you to review the documents that are being produced before you decide who you want to seek to depose at the company. Thanks.

-W

**Wayne M. Smith**

Head of Legal | WB Motion Picture Group

[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com) | (818) 954-6007



---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>

**Sent:** Wednesday, November 15, 2023 1:29 PM

**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>

**Cc:** Colin H. Rolfes <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>

**Subject:** RE: Amazing Grace Film

Wayne:

I am attaching a subpoena for the deposition of Steve Spira. Please let me know if you will accept service

of the subpoena. I noticed it for December 7 by ZOOM. If December 7 doesn't work for you or Mr. Spira, let me know and I will select another date. I don't expect my questioning to last for more than one hour. Thanks. Sasha

**Sasha Frid**

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**From:** Sasha Frid  
**Sent:** Thursday, November 09, 2023 2:26 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfes <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Thanks Dan; putting you on bcc. Wayne, nice to meet you over email. Please let me know when we can chat. I also want to discuss Steve Spiro. Thanks. Sasha

**Sasha Frid**

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[www.millerbarondess.com](http://www.millerbarondess.com)  
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**From:** Furie, Dan <[daniel.furie@wbd.com](mailto:daniel.furie@wbd.com)>  
**Sent:** Thursday, November 09, 2023 12:16 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfes <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Subject:** Re: Amazing Grace Film

Hi. Sasha-

Please contact Wayne Smith who is head of legal (cc'd above). Thanks.

Regards,  
Dan

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Date:** Thursday, November 9, 2023 at 11:45 AM  
**To:** Furie, Dan <[daniel.furie@wbd.com](mailto:daniel.furie@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** Amazing Grace Film

[CAUTION]

**This email originated outside Warner Bros.**

**EXTERNAL SENDER: Caution opening links or attachments**

Dan:

My name is Sasha Frid. I am an attorney representing Barry Tyerman in a lawsuit filed by Alan Elliott relating to the Amazing Grace film. I wanted to talk to you about the film. Do you have some time for a quick call? Thank you.

Sasha

**Sasha Frid**

MILLER | BARONDESS LLP

2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

Main: 310-552-4400

Direct: 310-552-5228

Fax: 310-552-8400

[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)

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**From:** Han, Andrew (HBO) <andrew.han@wbd.com>  
**Sent:** Saturday, December 23, 2023 6:40 PM  
**To:** Sasha Frid <sfrid@Millerbarondess.com>  
**Cc:** Colin H. Rolfs <crofcs@millerbarondess.com>; Faure, Melissa (HBO) <melissa.faure@wbd.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>; Alexandria Alamango <aalamango@millerbarondess.com>; Danielle Novelly <dnovelly@millerbarondess.com>  
**Subject:** Re: Amazing Grace Film

---

Hi Sasha- Our offices are closed through Jan. 1, but we have been reviewing and should be able to get it back to you shortly after the New Year. Please let me know if there is a hard deadline we need to meet.

Thanks and have a wonderful holiday,  
Andy

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---

**From:** Sasha Frid <sfrid@Millerbarondess.com>  
**Sent:** Friday, December 22, 2023 7:48:36 PM  
**To:** Han, Andrew (HBO) <andrew.han@wbd.com>  
**Cc:** Colin H. Rolfs <crofcs@millerbarondess.com>; Faure, Melissa (HBO) <melissa.faure@wbd.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>; Alexandria Alamango <aalamango@millerbarondess.com>; Danielle Novelly <dnovelly@millerbarondess.com>  
**Subject:** Re: Amazing Grace Film

Andrew - following up on this. Hope you have a great holiday.

On Dec 15, 2023, at 3:47 'a0PM, Sasha Frid <sfrid@millerbarondess.com> wrote:

&#0;257 ?

Andy: Per our discussion, attached is a draft declaration with the exhibits referenced therein. Please review and let me know if you have any questions. We look forward to hearing from you. Thanks. Sasha

**Sasha Frid**

MILLER | BARONDES S<sub>LLP</sub>

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[www.millerbarondess.com](http://www.millerbarondess.com)

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**From:** Han, Andrew (HBO) <andrew.han@wbd.com>  
**Sent:** Monday, December 04, 2023 8:36 AM  
**To:** Sasha Frid <sfrid@Millerbarondess.com>  
**Cc:** Colin H. Rolfs <crofs@millerbarondess.com>; Faure, Melissa (HBO) <melissa.faure@wbd.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>; Alexandria Alamango <aalamango@millerbarondess.com>  
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**Alexandria Alamango**  
**Legal Assistant**  
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**Subject:** RE: Amazing Grace Film

Alex, please send

#### Sasha Frid

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**Subject:** Re: Amazing Grace Film

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Andy

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**Subject:** RE: Amazing Grace Film

Andy: Yes, tomorrow works for me. How about 2 pm EST?

### Sasha Frid

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**Sent:** Thursday, November 30, 2023 2:43 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
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**Subject:** FW: Amazing Grace Film

Hi Sasha –

Apologies, there was some internal miscommunication re your message. I'm actually the in-house attorney handling this matter. Could we have a call tomorrow to discuss this subpoena? I'm available anytime except 1-1:30 p.m. ET (please note that I'm on the East Coast).

Thanks so much,

Andy

## Andy Han

Director, Legal

Litigation

(212) 512-5636 (office+mobile)

Please note my new email address: [andrew.han@wbd.com](mailto:andrew.han@wbd.com)



---

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**Sent:** Friday, November 17, 2023 11:41 AM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Eber, Lauren <[lauren.eber@wbd.com](mailto:lauren.eber@wbd.com)>  
**Subject:** RE: Amazing Grace Film

Thanks Wayne. Lauren, attached is a deposition subpoena for Mr. Spira. Please let me know if you will

accept service. We are defense counsel in a case brought by the plaintiff who made Mr. Spira a key witness.  
Thank you for your consideration.

**Sasha Frid**

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[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Sent:** Thursday, November 16, 2023 5:04 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Eber, Lauren <[lauren.eber@wbd.com](mailto:lauren.eber@wbd.com)>  
**Subject:** RE: Amazing Grace Film

Hi Sasha:

You misunderstand me. I am not in the litigation group and am not a person who decides whether, or not, to accept service of process. If you actually want to offer us a courtesy, as you state, you will reach out to someone in that group. Given my understanding that we have begun producing documents in the matter, I suspect that you know who those persons may be, but in case you don't, I'm copying Lauren Eber from our litigation group who can address your request.

Thanks.

-W

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Thursday, November 16, 2023 4:53 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Wayne: Steve Spira was indeed identified by the plaintiff as the person who was involved in the negotiations for the film and who has relevant information. We will seek his deposition as an individual. Given that you are not authorized to accept service for him, we will have to serve him personally. I wanted to offer you the courtesy of accepting service for him to minimize any disruption. Thank you for your consideration. Sasha

**Sasha Frid**

MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
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**Subject:** RE: Amazing Grace Film

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-W

**Wayne M. Smith**

Head of Legal | WB Motion Picture Group

[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com) | (818) 954-6007



---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Wednesday, November 15, 2023 1:29 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Wayne:

I am attaching a subpoena for the deposition of Steve Spira. Please let me know if you will accept service of the subpoena. I noticed it for December 7 by ZOOM. If December 7 doesn't work for you or Mr. Spira, let me know and I will select another date. I don't expect my questioning to last for more than one hour. Thanks. Sasha

**Sasha Frid**

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**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Thanks Dan; putting you on bcc. Wayne, nice to meet you over email. Please let me know when we can chat. I also want to discuss Steve Spiro. Thanks. Sasha

**Sasha Frid**

MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Direct: 310-552-5228  
Fax: 310-552-8400  
[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)

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**From:** Furie, Dan <[daniel.furie@wbd.com](mailto:daniel.furie@wbd.com)>  
**Sent:** Thursday, November 09, 2023 12:16 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Subject:** Re: Amazing Grace Film

Hi. Sasha-

Please contact Wayne Smith who is head of legal (cc'd above). Thanks.

Regards,

Dan

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Date:** Thursday, November 9, 2023 at 11:45 AM  
**To:** Furie, Dan <[daniel.furie@wbd.com](mailto:daniel.furie@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** Amazing Grace Film

**[CAUTION]**  
**This email originated outside Warner Bros.**

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Dan:

My name is Sasha Frid. I am an attorney representing Barry Tyerman in a lawsuit filed by Alan Elliott relating to the Amazing Grace film. I wanted to talk to you about the film. Do you have some time for a quick call? Thank you.

Sasha

**Sasha Frid**

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2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

Main: 310-552-4400

Direct: 310-552-5228

Fax: 310-552-8400

[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

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**From:** Sasha Frid <sfrid@Millerbarondess.com>  
**Sent:** Saturday, December 23, 2023 7:07 PM  
**To:** Han, Andrew (HBO) <andrew.han@wbd.com>  
**Cc:** Colin H. Rolfs <crolfs@millerbarondess.com>; Faure, Melissa (HBO) <melissa.faure@wbd.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>; Alexandria Alamango <aalamango@millerbarondess.com>; Danielle Novelly <dnovelly@millerbarondess.com>  
**Subject:** Re: Amazing Grace Film

---

Thanks Andrew. We are filing our MSJ on Jan. 8 so Jan. 5 would be great. Merry Christmas and happy new year.

On Dec 23, 2023, at 6:39 'a0PM, Han, Andrew (HBO) <andrew.han@wbd.com> wrote:

&#0;257 ?

Hi Sasha- Our offices are closed through Jan. 1, but we have been reviewing and should be able to get it back to you shortly after the New Year. Please let me know if there is a hard deadline we need to meet.

Thanks and have a wonderful holiday,  
Andy

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---

**From:** Sasha Frid <sfrid@Millerbarondess.com>  
**Sent:** Friday, December 22, 2023 7:48:36 PM  
**To:** Han, Andrew (HBO) <andrew.han@wbd.com>  
**Cc:** Colin H. Rolfs <crolfs@millerbarondess.com>; Faure, Melissa (HBO) <melissa.faure@wbd.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>; Alexandria Alamango <aalamango@millerbarondess.com>; Danielle Novelly <dnovelly@millerbarondess.com>  
**Subject:** Re: Amazing Grace Film

Andrew - following up on this. Hope you have a great holiday.

On Dec 15, 2023, at 3:47 'a0PM, Sasha Frid <sfrid@millerbarondess.com> wrote:

&#0;257 ?

Andy: Per our discussion, attached is a draft declaration with the exhibits referenced therein. Please review and let me know if you have any questions. We look forward to hearing from you. Thanks. Sasha

**Sasha Frid**

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[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Sent:** Monday, December 04, 2023 8:36 AM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Hi Sasha,

It was good to talk to you last week. We would be willing to provide a declaration along the lines of what you described. What is the best way to proceed? Can you provide us with a proposed draft, or perhaps at least a template/example? You'd also mentioned that this declaration might need to include additional statements due to WB's association with this matter. Any further guidance on that point would be helpful.

Let me know if another call would help. Thanks,  
Andy

---

**From:** Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>  
**Sent:** Friday, December 1, 2023 11:35 AM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Good morning.

The call-in number is 866-642-2818 and the access code is 3105525228.

A calendar invite has also been sent.

**Alexandria Alamango**  
**Legal Assistant**

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Los Angeles, CA 90067  
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[www.millerbarondess.com](http://www.millerbarondess.com)

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**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Thursday, November 30, 2023 4:54 PM  
**To:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Alex, please send

**Sasha Frid**

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2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

Main: 310-552-4400

Direct: 310-552-5228

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[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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**From:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>

**Sent:** Thursday, November 30, 2023 4:48 PM

**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>

**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>

**Subject:** Re: Amazing Grace Film

2 pm ET is great. Could you send a dial in?

Also, I understand that a process server attempted to serve Mr. Spira with the subpoena at his home this week. Could you please refrain from doing so until we talk? We are open to working with you in responding to the subpoena.

Many thanks,  
Andy

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---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>

**Sent:** Thursday, November 30, 2023 7:03:40 PM

**To:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>

**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>

**Subject:** RE: Amazing Grace Film

Andy: Yes, tomorrow works for me. How about 2 pm EST?

**Sasha Frid**

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**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>  
**Subject:** FW: Amazing Grace Film

Hi Sasha –

Apologies, there was some internal miscommunication re your message. I'm actually the in-house attorney handling this matter. Could we have a call tomorrow to discuss this subpoena? I'm available anytime except 1-1:30 p.m. ET (please note that I'm on the East Coast).

Thanks so much,

Andy

**Andy Han**

Director, Legal  
Litigation  
(212) 512-5636 (office+mobile)

Please note my new email address: [andrew.han@wbd.com](mailto:andrew.han@wbd.com)



---

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**Sent:** Friday, November 17, 2023 11:41 AM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Eber, Lauren <[lauren.eber@wbd.com](mailto:lauren.eber@wbd.com)>  
**Subject:** RE: Amazing Grace Film

Thanks Wayne. Lauren, attached is a deposition subpoena for Mr. Spira. Please let me know if you will accept service. We are defense counsel in a case brought by the plaintiff who made Mr. Spira a key witness. Thank you for your consideration.

**Sasha Frid**

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**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Eber, Lauren <[lauren.eber@wbd.com](mailto:lauren.eber@wbd.com)>  
**Subject:** RE: Amazing Grace Film

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-W

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**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
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#### Sasha Frid

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[www.millerbarondess.com](http://www.millerbarondess.com)  
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**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>

**Subject:** RE: Amazing Grace Film

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-W

**Wayne M. Smith**

Head of Legal | WB Motion Picture Group  
[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com) | (818) 954-6007



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**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

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**Sasha Frid**

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**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Thanks Dan; putting you on bcc. Wayne, nice to meet you over email. Please let me know when we can chat. I also want to discuss Steve Spiro. Thanks. Sasha

**Sasha Frid**

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Los Angeles, CA 90067

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Direct: 310-552-5228

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[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

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**From:** Furie, Dan <[daniel.furie@wbd.com](mailto:daniel.furie@wbd.com)>

**Sent:** Thursday, November 09, 2023 12:16 PM

**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>

**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>

**Subject:** Re: Amazing Grace Film

Hi. Sasha-

Please contact Wayne Smith who is head of legal (cc'd above). Thanks.

Regards,  
Dan

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>

**Date:** Thursday, November 9, 2023 at 11:45 AM

**To:** Furie, Dan <[daniel.furie@wbd.com](mailto:daniel.furie@wbd.com)>

**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>

**Subject:** Amazing Grace Film

[CAUTION]

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**EXTERNAL SENDER: Caution opening links or attachments**

Dan:

My name is Sasha Frid. I am an attorney representing Barry Tyerman in a lawsuit filed by Alan Elliott relating to the Amazing Grace film. I wanted to talk to you about the film. Do you have some time for a quick call? Thank you.

Sasha

**Sasha Frid**

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**From:** Sasha Frid <sfrid@Millerbarondess.com>  
**Sent:** Tuesday, January 2, 2024 3:45 PM  
**To:** Han, Andrew (HBO) <andrew.han@wbd.com>  
**Cc:** Colin H. Rolfs <crolfs@millerbarondess.com>; Faure, Melissa (HBO) <melissa.faure@wbd.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>; Alexandria Alamango <aalamango@millerbarondess.com>; Danielle Novelly <dnovelly@millerbarondess.com>  
**Subject:** RE: Amazing Grace Film

---

Andrew – happy new year. Hope you had a nice holiday. Just checking on this?

**Sasha Frid**

MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Direct: 310-552-5228  
Fax: 310-552-8400  
[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
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**From:** Han, Andrew (HBO) <andrew.han@wbd.com>  
**Sent:** Saturday, December 23, 2023 6:40 PM  
**To:** Sasha Frid <sfrid@Millerbarondess.com>  
**Cc:** Colin H. Rolfs <crolfs@millerbarondess.com>; Faure, Melissa (HBO) <melissa.faure@wbd.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>; Alexandria Alamango <aalamango@millerbarondess.com>; Danielle Novelly <dnovelly@millerbarondess.com>  
**Subject:** Re: Amazing Grace Film

Hi Sasha- Our offices are closed through Jan. 1, but we have been reviewing and should be able to get it back to you shortly after the New Year. Please let me know if there is a hard deadline we need to meet.

Thanks and have a wonderful holiday,

Andy

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---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Friday, December 22, 2023 7:48:36 PM  
**To:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>  
**Subject:** Re: Amazing Grace Film

Andrew - following up on this. Hope you have a great holiday.

On Dec 15, 2023, at 3:47 'a0PM, Sasha Frid <[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)> wrote:

&#0;257 ?

Andy: Per our discussion, attached is a draft declaration with the exhibits referenced therein. Please review and let me know if you have any questions. We look forward to hearing from you. Thanks. Sasha

**Sasha Frid**

M I L L E R | B A R O N D E S S L L P  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
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Direct: 310-552-5228  
Fax: 310-552-8400  
[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
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**From:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Sent:** Monday, December 04, 2023 8:36 AM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Hi Sasha,

It was good to talk to you last week. We would be willing to provide a declaration along the lines of what you described. What is the best way to proceed? Can you provide us with a proposed draft, or perhaps at least a template/example? You'd also mentioned that this declaration might need to include additional statements due to WB's association with this matter. Any further guidance on that point would be helpful.

Let me know if another call would help. Thanks,

Andy

---

**From:** Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>  
**Sent:** Friday, December 1, 2023 11:35 AM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Good morning.

The call-in number is 866-642-2818 and the access code is 3105525228.

A calendar invite has also been sent.

**Alexandria Alamango**  
**Legal Assistant**

M I L L E R | B A R O N D E S S<sup>LLP</sup>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Fax: 310-552-8400  
[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)

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**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Thursday, November 30, 2023 4:54 PM

**To:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Alexandria Alamango <[aalamango@millerbarondess.com](mailto:aalamango@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Alex, please send

**Sasha Frid**

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2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
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[www.millerbarondess.com](http://www.millerbarondess.com)  
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**From:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Sent:** Thursday, November 30, 2023 4:48 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>  
**Subject:** Re: Amazing Grace Film

2 pm ET is great. Could you send a dial in?

Also, I understand that a process server attempted to serve Mr. Spira with the subpoena at his home this week. Could you please refrain from doing so until we talk? We are open to working with you in responding to the subpoena.

Many thanks,

Andy

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---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Thursday, November 30, 2023 7:03:40 PM  
**To:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Andy: Yes, tomorrow works for me. How about 2 pm EST?

**Sasha Frid**

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Fax: 310-552-8400  
[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
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**From:** Han, Andrew (HBO) <[andrew.han@wbd.com](mailto:andrew.han@wbd.com)>  
**Sent:** Thursday, November 30, 2023 2:43 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>  
**Subject:** FW: Amazing Grace Film

Hi Sasha –

Apologies, there was some internal miscommunication re your message. I'm actually the in-house attorney handling this matter. Could we have a call tomorrow to discuss this subpoena? I'm available anytime except 1-1:30 p.m. ET (please note that I'm on the East Coast).

Thanks so much,

Andy

**Andy Han**

Director, Legal

Litigation

(212) 512-5636 (office+mobile)

Please note my new email address: [andrew.han@wbd.com](mailto:andrew.han@wbd.com)



---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Friday, November 17, 2023 11:41 AM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Eber, Lauren <[lauren.eber@wbd.com](mailto:lauren.eber@wbd.com)>  
**Subject:** RE: Amazing Grace Film

Thanks Wayne. Lauren, attached is a deposition subpoena for Mr. Spira. Please let me know if you will accept service. We are defense counsel in a case brought by the plaintiff who made Mr. Spira a key witness. Thank you for your consideration.

**Sasha Frid**

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Los Angeles, CA 90067

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Fax: 310-552-8400

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[www.millerbarondess.com](http://www.millerbarondess.com)

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**From:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Sent:** Thursday, November 16, 2023 5:04 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Eber, Lauren <[lauren.eber@wbd.com](mailto:lauren.eber@wbd.com)>  
**Subject:** RE: Amazing Grace Film

Hi Sasha:

You misunderstand me. I am not in the litigation group and am not a person who decides whether, or not, to accept service of process. If you actually want to offer us a courtesy, as you state, you will reach out to someone in that group. Given my understanding that we have begun producing documents in the matter, I suspect that you know who those persons may be, but in case you don't, I'm copying Lauren Eber from our litigation group who can address your request.

Thanks.

-W

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Thursday, November 16, 2023 4:53 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Wayne: Steve Spira was indeed identified by the plaintiff as the person who was involved in the negotiations for the film and who has relevant information. We will seek his deposition as an individual. Given that you are not authorized to accept service for him, we will have to serve him personally. I wanted to offer you the courtesy of accepting service for him to minimize any disruption. Thank you for your consideration. Sasha

**Sasha Frid**

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2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400

Direct: 310-552-5228  
Fax: 310-552-8400  
[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Sent:** Thursday, November 16, 2023 12:38 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Hi Sasha:

I am not in the litigation group at the company and as such don't have authority to accept service of process. That said, our litigation group has advised that they will begin producing documents in response to your document subpoena today. As I believe you will see, Steve Spira is not going to be a knowledgeable witness on this matter. It may make sense for you to review the documents that are being produced before you decide who you want to seek to depose at the company. Thanks.

-W

## Wayne M. Smith

Head of Legal | WB Motion Picture Group

[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com) | (818) 954-6007



---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Sent:** Wednesday, November 15, 2023 1:29 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Wayne:

I am attaching a subpoena for the deposition of Steve Spira. Please let me know if you will accept service of the subpoena. I noticed it for December 7 by ZOOM. If December 7 doesn't work for you or Mr. Spira, let me know and I will select another date. I don't expect my questioning to last for more than one hour. Thanks. Sasha

**Sasha Frid**

MILLER | BARONDES S<sub>LLP</sub>  
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Main: 310-552-4400  
Direct: 310-552-5228  
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[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Sasha Frid  
**Sent:** Thursday, November 09, 2023 2:26 PM  
**To:** Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: Amazing Grace Film

Thanks Dan; putting you on bcc. Wayne, nice to meet you over email. Please let me know when we can chat. I also want to discuss Steve Spiro. Thanks. Sasha

**Sasha Frid**

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Fax: 310-552-8400  
[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
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**From:** Furie, Dan <[daniel.furie@wbd.com](mailto:daniel.furie@wbd.com)>  
**Sent:** Thursday, November 09, 2023 12:16 PM  
**To:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Smith, Wayne <[wayne.smith@wbd.com](mailto:wayne.smith@wbd.com)>  
**Subject:** Re: Amazing Grace Film

Hi. Sasha-

Please contact Wayne Smith who is head of legal (cc'd above). Thanks.

Regards,

Dan

---

**From:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>  
**Date:** Thursday, November 9, 2023 at 11:45 AM  
**To:** Furie, Dan <[daniel.furie@wbd.com](mailto:daniel.furie@wbd.com)>  
**Cc:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** Amazing Grace Film

[CAUTION]  
This email originated outside Warner Bros.

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Dan:

My name is Sasha Frid. I am an attorney representing Barry Tyerman in a lawsuit filed by Alan Elliott relating to the Amazing Grace film. I wanted to talk to you about the film. Do you have some time for a quick call? Thank you.

Sasha

**Sasha Frid**  
MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067

Main: 310-552-4400  
Direct: 310-552-5228  
Fax: 310-552-8400  
[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)  
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**From:** Colin H. Rolfs <crofs@millerbarondess.com>  
**Sent:** Tuesday, September 26, 2023 10:44 AM  
**To:** Faure, Melissa (HBO) <melissa.faure@warnermedia.com>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

---

**EXTERNAL SENDER: Caution opening links or attachments**

Hi Melissa:

Are you available for a call this afternoon to discuss the status of HBO and Warner Bros. response?

Best,

**Colin H. Rolfs**

MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Direct: 310-552-5242  
Fax: 310-552-8400  
[crofs@millerbarondess.com](mailto:crofs@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Faure, Melissa (HBO) <melissa.faure@warnermedia.com>  
**Sent:** Monday, August 21, 2023 12:41 PM  
**To:** Colin H. Rolfs <crofs@millerbarondess.com>  
**Subject:** In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Mr. Rolfs:

On behalf of Home Box Office, Inc. and Warner Bros. Entertainment, Inc., I am writing regarding your subpoenas dated August 1, 2023 In Re *Alan Elliott v. Barry Tyerman*, Case No. 20STCV42553. I tried calling your firm a couple of times and left a voicemail, but wasn't able to speak with you directly.

We are looking into the matters raised therein. Unfortunately, given delays due to summer vacations and other circumstances, members of our organization are currently unavailable. As such, we need additional time to

respond. We respectfully ask to have until October 5, 2023, to respond. Please let me know if you have any concerns with this timing; otherwise, we will proceed to have our response to you by then.

Thank you for your patience and understanding.

Regards,

**Melissa Faure**

Sr. Litigation Administrator

230 Park Avenue South, New York, NY 10003

[Melissa.Faure@warnermedia.com](mailto:Melissa.Faure@warnermedia.com)



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**From:** Colin H. Rolfs <crofcs@millerbarondess.com>  
**Sent:** Wednesday, September 27, 2023 3:11 PM  
**To:** Faure, Melissa (HBO) <melissa.faure@warnermedia.com>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

---

**EXTERNAL SENDER: Caution opening links or attachments**

Hi Melissa,

Following up on this. Is there a time tomorrow we could speak?

Best,

**Colin H. Rolfs**

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Direct: 310-552-5242  
Fax: 310-552-8400  
[crofcs@millerbarondess.com](mailto:crofcs@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Colin H. Rolfs  
**Sent:** Tuesday, September 26, 2023 10:44 AM  
**To:** 'Faure, Melissa (HBO)' <melissa.faure@warnermedia.com>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Hi Melissa:

Are you available for a call this afternoon to discuss the status of HBO and Warner Bros. response?

Best,

**Colin H. Rolfs**

MILLER | BARONDESS<sub>LLP</sub>

2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

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Direct: 310-552-5242

Fax: 310-552-8400

[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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**From:** Faure, Melissa (HBO) <melissa.faure@warnermedia.com>

**Sent:** Monday, August 21, 2023 12:41 PM

**To:** Colin H. Rolfs <crolfs@millerbarondess.com>

**Subject:** In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Mr. Rolfs:

On behalf of Home Box Office, Inc. and Warner Bros. Entertainment, Inc., I am writing regarding your subpoenas dated August 1, 2023 In Re *Alan Elliott v. Barry Tyerman*, Case No. 20STCV42553. I tried calling your firm a couple of times and left a voicemail, but wasn't able to speak with you directly.

We are looking into the matters raised therein. Unfortunately, given delays due to summer vacations and other circumstances, members of our organization are currently unavailable. As such, we need additional time to respond. We respectfully ask to have until October 5, 2023, to respond. Please let me know if you have any concerns with this timing; otherwise, we will proceed to have our response to you by then.

Thank you for your patience and understanding.

Regards,

**Melissa Faure**

Sr. Litigation Administrator

230 Park Avenue South, New York, NY 10003

[Melissa.Faure@warnermedia.com](mailto:Melissa.Faure@warnermedia.com)



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**From:** Faure, Melissa (HBO) </O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=5CA34329908A46E8B52B15C56A765F6A-FAURE, MELI>  
**Sent:** Thursday, September 28, 2023 11:40 AM  
**To:** 'Colin H. Rolfs' <crolfs@millerbarondess.com>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

---

Hi Colin,

I am available for the next hour or so in case that works for you. You can reach me at (212) 548-5089. I look forward to speaking with you.

Thanks very much,

**Melissa Faure**

Sr. Litigation Administrator

---

**From:** Colin H. Rolfs <crolfs@millerbarondess.com>  
**Sent:** Wednesday, September 27, 2023 6:11 PM  
**To:** Faure, Melissa (HBO) <melissa.faure@warnermedia.com>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

**EXTERNAL SENDER: Caution opening links or attachments**

Hi Melissa,

Following up on this. Is there a time tomorrow we could speak?

Best,

**Colin H. Rolfs**

MILLER | BARONDES S<sub>LLP</sub>

2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

Main: 310-552-4400

Direct: 310-552-5242

Fax: 310-552-8400

[crofs@millerbarondess.com](mailto:crofs@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

 Please consider the environment – do you really need to print this email?

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**From:** Colin H. Rolfs

**Sent:** Tuesday, September 26, 2023 10:44 AM

**To:** 'Faure, Melissa (HBO)' <[melissa.faure@warnermedia.com](mailto:melissa.faure@warnermedia.com)>

**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Hi Melissa:

Are you available for a call this afternoon to discuss the status of HBO and Warner Bros. response?

Best,

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**From:** Faure, Melissa (HBO) <[melissa.faure@warnermedia.com](mailto:melissa.faure@warnermedia.com)>

**Sent:** Monday, August 21, 2023 12:41 PM

**To:** Colin H. Rolfs <[crofs@millerbarondess.com](mailto:crofs@millerbarondess.com)>

**Subject:** In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

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**From:** Colin H. Rolfs <crofhs@millerbarondess.com>  
**Sent:** Thursday, September 28, 2023 12:19 PM  
**To:** Faure, Melissa (HBO) <melissa.faure@warnermedia.com>  
**Cc:** Sasha Frid <sfrid@Millerbarondess.com>; Danielle Novelly <dnovelly@millerbarondess.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>; Justin Stinar <jstinar@Millerbarondess.com>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553  
**Attach:** STIP - Stipulation and Protective Order - Confidential Designation Only.PDF; Complaint - First Amended Complaint.PDF

---

Hi Melissa,

Per our call, attached please find the complaint and protective order.

Best,

**Colin H. Rolfs**

MILLER | BARONDES S<sub>LLP</sub>

2121 Avenue of the Stars, 26th Floor

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Main: 310-552-4400

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Sr. Litigation Administrator

---

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**DOUGLAS / HICKS LAW**

CARL E. DOUGLAS, SBN 97011  
RACHEL P. JACOBS, SBN 349947  
5120 W. Goldleaf Circle, Suite 140  
Los Angeles, CA 90056-1661  
Phone: 323-655-6505; Fax: 323-927-1941  
Email: Carl@douglashicksllaw.com

**LAW OFFICES OF MARYANN P. GALLAGHER**

MARYANN P. GALLAGHER, SBN 146078  
SHARON A. RAMIREZ, SBN 322696  
205 S. Broadway, Suite 920  
Los Angeles, CA 90012  
Telephone: (213) 626-1810  
Facsimile: (213) 626-0961  
E-mail: [mail@mpg-law.com](mailto:mail@mpg-law.com)

Attorneys for Plaintiffs,

ALAN ELLIOTT,  
AMAZING GRACE MOVIE LLC  
AL'S RECORDS AND TAPES INC.

**SUPERIOR COURT OF THE STATE OF CALIFORNIA**

**FOR THE COUNTY OF LOS ANGELES - CENTRAL DISTRICT**

ALAN ELLIOTT; AMAZING GRACE  
MOVIE LLC; AL'S RECORDS AND TAPES  
INC.

Plaintiff,

v.

BARRY TYERMAN, JACKOWAY AUSTEN  
TYERMAN WERTHEIMER  
MANDELBAUM MORRIS BERNSTEIN  
TRATTNER & KLEIN, a Professional Law  
Corporation and DOES 1 through 100  
Inclusive

Defendants.

CASE NO. 20STCV42553

*[Assigned to the Honorable Daniel S. Murphy  
in Department 32]*

**STIPULATION AND PROTECTIVE  
ORDER – CONFIDENTIAL  
DESIGNATION ONLY**

Action Filed: November 5, 2020  
Trial Date: None Set

**IT IS HEREBY STIPULATED** by and between Plaintiffs ALAN ELLIOTT, AMAZING  
GRACE MOVIE LLC, and AL'S RECORDS AND TAPES INC., and Defendants BARRY

1 TYERMAN, and JACKOWAY AUSTEN TYERMAN WERTHEIMER MANDELBAUM  
2 MORRIS BERNSTEIN TRATTNER & KLEIN, PLC, by and through their respective counsel of  
3 record, that in order to facilitate the exchange of information and documents which may be subject  
4 to confidentiality limitations on disclosure due to federal laws, state laws, and privacy rights, the  
Parties stipulate as follows:

5 1. In this Stipulation and Protective Order, the words set forth below shall have the  
6 following meanings:

7 a. "Proceeding" means the above-entitled proceeding 20STCV42553.

8 b. "Court" means the Hon. Daniel S. Murphy, or any other judge to which this  
9 Proceeding may be assigned, including Court staff participating in such proceedings.

10 c. "Confidential" means any information which is in the possession of a  
11 Designating Party who believes in good faith that such information is entitled to  
confidential treatment under applicable law.

12 d. "Confidential Materials" means any Documents, Testimony or Information  
13 as defined below designated as "Confidential" pursuant to the provisions of this Stipulation  
14 and Protective Order.

15 e. "Designating Party" means the Party that designates Materials as  
16 "Confidential."

17 f. "Disclose" or "Disclosed" or "Disclosure" means to reveal, divulge, give, or  
18 make available Materials, or any part thereof, or any information contained therein.

19 g. "Documents" means (i) any "Writing," "Original," and "Duplicate" as those  
20 terms are defined by California Evidence Code Sections 250, 255, and 260, which have  
21 been produced in discovery in this Proceeding by any person, and (ii) any copies,  
reproductions, or summaries of all or any part of the foregoing.

22 h. "Information" means the content of Documents or Testimony.

23 i. "Testimony" means all depositions, declarations or other testimony taken or  
24 used in this Proceeding.

25 2. The Designating Party shall have the right to designate as "Confidential" any  
26 Documents, Testimony or Information that the Designating Party in good faith believes to contain  
27 non-public information that is entitled to confidential treatment under applicable law.

28 ~~3. The entry of this Stipulation and Protective Order does not alter, waive, modify, or~~

1 abridge any right, privilege or protection otherwise available to any Party with respect to the  
2 discovery of matters, including but not limited to any Party's right to assert the attorney-client  
3 privilege, the attorney work product doctrine, or other privileges, or any Party's right to contest  
4 any such assertion.

5 4. Any Documents, Testimony or Information to be designated as "Confidential" must  
6 be clearly so designated before the Document, Testimony or Information is Disclosed or produced.  
7 The parties may agree that the case name and number are to be part of the "Confidential"  
8 designation. The "Confidential" designation should not obscure or interfere with the legibility of  
9 the designated Information.

10 a. For Documents (apart from transcripts of depositions or other pretrial or  
11 trial proceedings), the Designating Party must affix the legend "Confidential" on each page  
12 of any Document containing such designated Confidential Material.

13 b. For Testimony given in depositions the Designating Party may either:

14 i. identify on the record, before the close of the deposition, all  
15 "Confidential" Testimony, by specifying all portions of the Testimony that qualify  
16 as "Confidential;" or

17 ii. designate the entirety of the Testimony at the deposition as  
18 "Confidential" (before the deposition is concluded) with the right to identify more  
19 specific portions of the Testimony as to which protection is sought within 30 days  
20 following receipt of the deposition transcript. In circumstances where portions of  
21 the deposition Testimony are designated for protection, the transcript pages  
22 containing "Confidential" Information may be separately bound by the court  
23 reporter, who must affix to the top of each page the legend "Confidential," as  
24 instructed by the Designating Party.

25 c. For Information produced in some form other than Documents, and for any  
26 other tangible items, including, without limitation, compact discs or DVDs, the  
27 Designating Party must affix in a prominent place on the exterior of the container or  
28

1 containers in which the Information or item is stored the legend "Confidential." If only  
2 portions of the Information or item warrant protection, the Designating Party, to the extent  
3 practicable, shall identify the "Confidential" portions.

4 5. The inadvertent production by any of the undersigned Parties or non-Parties to the  
5 Proceedings of any Document, Testimony or Information during discovery in this Proceeding  
6 without a "Confidential" designation, shall be without prejudice to any claim that such item is  
7 "Confidential" and such Party shall not be held to have waived any rights by such inadvertent  
8 production. In the event that any Document, Testimony or Information that is subject to a  
9 "Confidential" designation is inadvertently produced without such designation, the Party that  
10 inadvertently produced the document shall give written notice of such inadvertent production  
11 within twenty (20) days of discovery of the inadvertent production, together with a further copy of  
12 the subject Document, Testimony or Information designated as "Confidential" (the "Inadvertent  
13 Production Notice"). Upon receipt of such Inadvertent Production Notice, the Party that received  
14 the inadvertently produced Document, Testimony or Information shall promptly destroy the  
15 inadvertently produced Document, Testimony or Information and all copies thereof, or, at the  
16 expense of the producing Party, return such together with all copies of such Document, Testimony  
17 or Information to counsel for the producing Party and shall retain only the "Confidential"  
18 designated Materials. Should the receiving Party choose to destroy such inadvertently produced  
19 Document, Testimony or Information, the receiving Party shall notify the producing Party in  
20 writing of such destruction within ten (10) days of receipt of written notice of the inadvertent  
21 production. This provision is not intended to apply to any inadvertent production of any  
22 Information protected by attorney-client or work product privileges. In the event that this  
23 provision conflicts with any applicable law regarding waiver of confidentiality through the  
24 inadvertent production of Documents, Testimony or Information, such law shall govern.

25 6. In the event that counsel for a Party receiving Documents, Testimony or  
26 Information in discovery designated as "Confidential" objects to such designation with respect to  
27 any or all of such items, said counsel shall advise counsel for the Designating Party, in writing, of  
28

1 such objections, the specific Documents, Testimony or Information to which each objection  
2 pertains, and the specific reasons and support for such objections (the "Designation Objections").  
3 Counsel for the Designating Party shall have thirty (30) days from receipt of the written  
4 Designation Objections to either (a) agree in writing to de-designate Documents, Testimony or  
5 Information pursuant to any or all of the Designation Objections and/or (b) file a motion with the  
6 Court seeking to uphold any or all designations on Documents, Testimony or Information  
7 addressed by the Designation Objections (the "Designation Motion"). Pending a resolution of the  
8 Designation Motion by the Court, any and all existing designations on the Documents, Testimony  
9 or Information at issue in such Motion shall remain in place. The Designating Party shall have the  
10 burden on any Designation Motion of establishing the applicability of its "Confidential"  
11 designation. In the event that the Designation Objections are neither timely agreed to nor timely  
12 addressed in the Designation Motion, then such Documents, Testimony or Information shall be de-  
13 designated in accordance with the Designation Objection applicable to such material.

14 7. Access to and/or Disclosure of Confidential Materials designated as "Confidential"  
15 shall be permitted only to the following persons:

16 a. the Court;

17 b. (1) Attorneys of record in the Proceedings and their affiliated attorneys,  
18 paralegals, clerical and secretarial staff employed by such attorneys who are actively  
19 involved in the Proceedings and are not employees of any Party. (2) In-house counsel to  
20 the undersigned Parties and the paralegal, clerical and secretarial staff employed by such  
21 counsel. Provided, however, that each non-lawyer given access to Confidential Materials  
22 shall be advised that such Materials are being Disclosed pursuant to, and are subject to, the  
23 terms of this Stipulation and Protective Order and that they may not be Disclosed other  
24 than pursuant to its terms;

25 c. those officers, directors, partners, members, employees and agents of all  
26 non-designating Parties that counsel for such Parties deems necessary to aid counsel in the  
27 prosecution and defense of this Proceeding; provided, however, that prior to the Disclosure

1 of Confidential Materials to any such officer, director, partner, member, employee or  
2 agent, counsel for the Party making the Disclosure shall deliver a copy of this Stipulation  
3 and Protective Order to such person, shall explain that such person is bound to follow the  
4 terms of such Order, and shall secure the signature of such person on a statement in the  
5 form attached hereto as Exhibit A;

6 d. court reporters in this Proceeding (whether at depositions, hearings, or any  
7 other proceeding); ie. any deposition, trial or hearing witness in the Proceeding who  
8 previously has had access to the Confidential Materials, or who is currently or was  
9 previously an officer, director, partner, member, employee or agent of an entity that has  
10 had access to the Confidential Materials;

11 f. any deposition or non-trial hearing witness in the Proceeding who  
12 previously did not have access to the Confidential Materials; provided, however, that each  
13 such witness given access to Confidential Materials shall be advised that such Materials  
14 are being Disclosed pursuant to, and are subject to, the terms of this Stipulation and  
15 Protective Order and that they may not be Disclosed other than pursuant to its terms;

16 g. mock jury participants, provided, however, that prior to the Disclosure of  
17 Confidential Materials to any such mock jury participant, counsel for the Party making the  
18 Disclosure shall deliver a copy of this Stipulation and Protective Order to such person,  
19 shall explain that such person is bound to follow the terms of such Order, and shall secure  
20 the signature of such person on a statement in the form attached hereto as Exhibit A.

21 h. outside experts or expert consultants consulted by the undersigned Parties  
22 or their counsel in connection with the Proceeding, whether or not retained to testify at any  
23 oral hearing; provided, however, that prior to the Disclosure of Confidential Materials to  
24 any such expert or expert consultant, counsel for the Party making the Disclosure shall  
25 deliver a copy of this Stipulation and Protective Order to such person, shall explain its  
26 terms to such person, and shall secure the signature of such person on a statement in the  
27 form attached hereto as Exhibit A. It shall be the obligation of counsel, upon learning of

1 any breach or threatened breach of this Stipulation and Protective Order by any such expert  
2 or expert consultant, to promptly notify counsel for the Designating Party of such breach or  
3 threatened breach; and

4 i. any other person that the Designating Party agrees to in writing.

5 8. Confidential Materials shall be used by the persons receiving them only for the  
6 purposes of preparing for, conducting, participating in the conduct of, and/or prosecuting and/or  
7 defending the Proceeding, and not for any business or other purpose whatsoever.

8 9. Any Party to the Proceeding (or other person subject to the terms of this Stipulation  
9 and Protective Order) may ask the Court, after appropriate notice to the other Parties to the  
10 Proceeding, to modify or grant relief from any provision of this Stipulation and Protective Order.

11 10. Entering into, agreeing to, and/or complying with the terms of this Stipulation and  
12 Protective Order shall not:

13 a. operate as an admission by any person that any particular Document,  
14 Testimony or Information marked "Confidential" contains or reflects trade secrets,  
15 proprietary, confidential or competitively sensitive business, commercial, financial or  
16 personal information; or

17 b. prejudice in any way the right of any Party (or any other person subject to  
18 the terms of this Stipulation and Protective Order):

19 i. to seek a determination by the Court of whether any particular  
20 Confidential Material should be subject to protection as "Confidential" under the  
21 terms of this Stipulation and Protective Order; or

22 ii. to seek relief from the Court on appropriate notice to all other  
23 Parties to the Proceeding from any provision(s) of this Stipulation and Protective  
24 Order, either generally or as to any particular Document, Material or Information.

25 11. Any Party to the Proceeding who has not executed this Stipulation and Protective  
26 Order as of the time it is presented to the Court for signature may thereafter become a Party to this  
27 Stipulation and Protective Order by its counsel's signing and dating a copy thereof and filing the  
28

1 same with the Court, and serving copies of such signed and dated copy upon the other Parties to  
2 this Stipulation and Protective Order.

3 12. Any Information that may be produced by a non-Party witness in discovery in the  
4 Proceeding pursuant to subpoena or otherwise may be designated by such non-Party as  
5 “Confidential” under the terms of this Stipulation and Protective Order, and any such designation  
6 by a non-Party shall have the same force and effect, and create the same duties and obligations, as  
7 if made by one of the undersigned Parties hereto. Any such designation shall also function as a  
8 consent by such producing Party to the authority of the Court in the Proceeding to resolve and  
9 conclusively determine any motion or other application made by any person or Party with respect  
10 to such designation, or any other matter otherwise arising under this Stipulation and Protective  
11 Order.

12 13. If any person subject to this Stipulation and Protective Order who has custody of  
13 any Confidential Materials receives a subpoena or other process (“Subpoena”) from any  
14 government or other person or entity demanding production of Confidential Materials, the  
15 recipient of the Subpoena shall promptly give notice of the same by electronic mail transmission,  
16 followed by either express mail or overnight delivery to counsel of record for the Designating  
17 Party, and shall furnish such counsel with a copy of the Subpoena. Upon receipt of this notice, the  
18 Designating Party may, in its sole discretion and at its own cost, move to quash or limit the  
19 Subpoena, otherwise oppose production of the Confidential Materials, and/or seek to obtain  
20 confidential treatment of such Confidential Materials from the subpoenaing person or entity to the  
21 fullest extent available under law. The recipient of the Subpoena may not produce any  
22 Documents, Testimony or Information pursuant to the Subpoena prior to the date specified for  
23 production on the Subpoena.

24 14. Nothing in this Stipulation and Protective Order shall be construed to preclude  
25 either Party from asserting in good faith that certain Confidential Materials require additional  
26 protection. The Parties shall meet and confer to agree upon the terms of such additional protection.

1           15.     If, after execution of this Stipulation and Protective Order, any Confidential  
2 Materials submitted by a Designating Party under the terms of this Stipulation and Protective  
3 Order is Disclosed by a non-Designating Party to any person other than in the manner authorized  
4 by this Stipulation and Protective Order, the non-Designating Party responsible for the Disclosure  
5 shall bring all pertinent facts relating to the Disclosure of such Confidential Materials to the  
6 immediate attention of the Designating Party.

7           16.     This Stipulation and Protective Order is entered into without prejudice to the right  
8 of any Party to knowingly waive the applicability of this Stipulation and Protective Order to any  
9 Confidential Materials designated by that Party. If the Designating Party uses Confidential  
10 Materials in a non-Confidential manner, then the Designating Party shall advise that the  
11 designation no longer applies.

12           17.     Where any Confidential Materials, or Information derived from Confidential  
13 Materials, is included in any motion or other proceeding governed by California Rules of Court,  
14 Rules 2.550 and 2.551, the party shall follow those rules. With respect to discovery motions or  
15 other proceedings not governed by California Rules of Court, Rules 2.550 and 2.551, the  
16 following shall apply: If Confidential Materials or Information derived from Confidential  
17 Materials are submitted to or otherwise disclosed to the Court in connection with discovery  
18 motions and proceedings, the same shall be separately filed under seal with the clerk of the Court  
19 in an envelope marked: "CONFIDENTIAL – FILED UNDER SEAL PURSUANT TO  
20 PROTECTIVE ORDER AND WITHOUT ANY FURTHER SEALING ORDER REQUIRED."

21           18.     The Parties shall meet and confer regarding the procedures for use of Confidential  
22 Materials at trial and shall move the Court for entry of an appropriate order.

23           19.     Nothing in this Stipulation and Protective Order shall affect the admissibility into  
24 evidence of Confidential Materials, or abridge the rights of any person to seek judicial review or to  
25 pursue other appropriate judicial action with respect to any ruling made by the Court concerning  
26 the issue of the status of Protected Material.

1           20.     This Stipulation and Protective Order shall continue to be binding after the  
2 conclusion of this Proceeding and all subsequent proceedings arising from this Proceeding, except  
3 that a Party may seek the written permission of the Designating Party or may move the Court for  
4 relief from the provisions of this Stipulation and Protective Order. To the extent permitted by law,  
5 the Court shall retain jurisdiction to enforce, modify, or reconsider this Stipulation and Protective  
6 Order, even after the Proceeding is terminated.

7           21.     Upon written request made within thirty (30) days after the settlement or other  
8 termination of the Proceeding, the undersigned Parties shall have thirty (30) days to either (a)  
9 promptly return to counsel for each Designating Party all Confidential Materials and all copies  
10 thereof (except that counsel for each Party may maintain in its files, in continuing compliance with  
11 the terms of this Stipulation and Protective Order, all work product, and one copy of each pleading  
12 filed with the Court [and one copy of each deposition together with the exhibits marked at the  
13 deposition)]\*, (b) agree with counsel for the Designating Party upon appropriate methods and  
14 certification of destruction or other disposition of such Confidential Materials, or (c) as to any  
15 Documents, Testimony or other Information not addressed by sub-paragraphs (a) and (b), file a  
16 motion seeking a Court order regarding proper preservation of such Materials. To the extent  
17 permitted by law the Court shall retain continuing jurisdiction to review and rule upon the motion  
18 referred to in sub-paragraph (c) herein. \*[The bracketed portion of this provision shall be subject  
19 to agreement between counsel for the Parties in each case.]

20           22.     After this Stipulation and Protective Order has been signed by counsel for all  
21 Parties, it shall be presented to the Court for entry. Counsel agree to be bound by the terms set  
22 forth herein with regard to any Confidential Materials that have been produced before the Court  
23 signs this Stipulation and Protective Order.

24           23.     The Parties and all signatories to the Certification attached hereto as Exhibit A  
25 agree to be bound by this Stipulation and Protective Order pending its approval and entry by the  
26 Court. In the event that the Court modifies this Stipulation and Protective Order, or in the event  
27 that the Court enters a different Protective Order, the Parties agree to be bound by this Stipulation  
28

1 and Protective Order until such time as the Court may enter such a different Order. It is the  
2 Parties' intent to be bound by the terms of this Stipulation and Protective Order pending its entry  
3 so as to allow for immediate production of Confidential Materials under the terms herein.

4 This stipulation and Protective Order may be executed in counterparts.

5 **MILLER BARONDESS, LLP**

6  
7 DATED: August 15, 2023

By: 

LOUIS R. MILLER  
A. SASHA FRID  
COLIN H. ROLFS  
Attorneys for Defendants

8  
9  
10  
11  
12 DATED: August 18, 2023

LAW OFFICES OF MARYANN P. GALLAGHER  
DOUGLAS /HICKS LAW

  
\_\_\_\_\_  
MARYANN P. GALLAGHER  
CARL DOUGLAS  
RACHEL P. JACOBS  
SHARON A. RAMIREZ  
Attorneys for Plaintiff, ALAN ELLIOTT,  
AMAZING GRACE MOVIE LLC  
AL'S RECORDS AND TAPES INC.

**ORDER**

**GOOD CAUSE APPEARING**, the Court hereby approves this Stipulation and Protective Order.

**IT IS SO ORDERED.**

Dated:

THE HONORABLE

**EXHIBIT A**

**CERTIFICATION RE CONFIDENTIAL DISCOVERY MATERIALS**

1  
2  
3 I hereby acknowledge that I, BETTY J. SYKES, Legal Assistant at the Law Offices of  
4 DOUGLAS HICKS LAW, APC, 5120 West Goldleaf Circle #140, Los Angeles, CA 90056, am  
5 about to receive Confidential Materials supplied in connection with the Proceeding, (LASC Case  
6 No. 20STCV42553),. I certify that I understand that the Confidential Materials are provided to  
me subject to the terms and restrictions of the Stipulation and Protective Order filed in this  
Proceeding. I have been given a copy of the Stipulation and Protective Order; I have read it, and I  
agree to be bound by its terms.

7 I understand that Confidential Materials, as defined in the Stipulation and Protective Order,  
8 including any notes or other records that may be made regarding any such materials, shall not be  
9 Disclosed to anyone except as expressly permitted by the Stipulation and Protective Order. I will  
10 not copy or use, except solely for the purposes of this Proceeding, any Confidential Materials  
obtained pursuant to this Protective Order, except as provided therein or otherwise ordered by the  
Court in the Proceeding.

11 I further understand that I am to retain all copies of all Confidential Materials provided to me in  
12 the Proceeding in a secure manner, and that all copies of such Materials are to remain in my  
13 personal custody until termination of my participation in this Proceeding, whereupon the copies  
of such Materials will be returned to counsel who provided me with such Materials.

14 I declare under penalty of perjury, under the laws of the State of California, that the foregoing is  
15 true and correct Executed this 21st day of August, 2023, at Los Angeles, CA

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**SERVICE LIST**

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RECORDS AND TAPES INC.

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**FILED**  
Superior Court of California  
County of Los Angeles

01/12/2021

Sherril R. Carter, Executive Officer / Clerk of Court

By: \_\_\_\_\_ J. Arceo Deputy

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12 Attorneys for Plaintiffs

13  
14 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**  
15 **FOR THE COUNTY OF LOS ANGELES, CENTRAL DISTRICT**

16 ALAN ELLIOTT; AMAZING GRACE  
17 MOVIE LLC; AL'S RECORDS AND TAPES  
18 INC.

19 Plaintiff,

20 v.

21 BARRY TYERMAN, JACKOWAY  
22 AUSTEN TYERMAN WERTHEIMER  
23 MANDELBAUM MORRIS BERNSTEIN  
24 TRATTNER & KLEIN, a Professional Law  
25 Corporation and DOES 1 through 100  
26 Inclusive

27 Defendants.

CASE NO. 20STCV42553

**FIRST AMENDED COMPLAINT FOR  
DAMAGES FOR:**

1. TRADE LIBEL/SLANDER;
2. INTENTIONAL INTERFERENCE WITH PROSPECTIVE ECONOMIC RELATIONS;
3. NEGLIGENCE INTERFERENCE WITH PROSPECTIVE ECONOMIC RELATIONS
4. INTERFERENCE WITH CONTRACTUAL RELATIONS;
5. UNFAIR COMPETITION IN VIOLATION OF BUSINESS & PROFESSIONS CODE §17200;
6. INTENTIONAL INFLICTION OF EMOTIONAL DISTRESS; and
7. NEGLIGENCE SUPERVISION AND RETENTION.

**[DEMAND FOR JURY TRIAL]**

FIRST AMENDED COMPLAINT FOR DAMAGES

1 COMES NOW Plaintiffs ALAN ELLIOT and AMAZING GRACE MOVIE LLC and  
2 AL'S RECORDS AND TAPES INC. (hereafter the "PLAINTIFFS") who plead these causes of  
3 action against Defendants BARRY TYERMAN, individually, JACKOWAY AUSTEN  
4 TYERMAN WERTHEIMER MANDELBAUM MORRIS BERNSTEIN TRATTNER & KLEIN,  
5 a Professional Law Corporation, and DOES 1 through 100 Inclusive, and each of them in this  
6 Complaint as follows:

7  
8 I.

9 THE PARTIES

10 A. PLAINTIFFS

11 1. Plaintiff ALAN ELLIOTT ("Mr. ELLIOTT") is, and at all relevant mentioned here,  
12 was a resident of the State of California, County of Los Angeles.

13 2. Plaintiff AMAZING GRACE MOVIE LLC is, and at all relevant mentioned here,  
14 was a resident of the State of California, County of Los Angeles.

15 3. Plaintiff AL'S RECORDS AND TAPES is, and at all relevant mentioned here, was  
16 a resident of the State of California, County of Los Angeles.

17 B. DEFENDANTS

18 4. Plaintiffs are informed and believe, and based thereupon alleges, that at all relevant  
19 times mentioned here, Defendant JACKOWAY AUSTEN TYERMAN WERTHEIMER  
20 MANDELBAUM MORRIS BERNSTEIN TRATTNER & KLEIN, a Professional Law  
21 Corporation, [hereafter the "JACKOWAY FIRM"] was and is a business entity formed in the  
22 County of Los Angeles, State of California. The JACKOWAY FIRM is a law firm in the business  
23 of providing legal service to members of the public.

24 5. Plaintiffs are informed and believe, and based thereupon alleges, that at all relevant  
25 times mentioned here, Defendant BARRY TYERMAN ("TYERMAN") is and was a resident of  
26 the State of California and was a partner in the JACKOWAY FIRM. Defendant TYERMAN is an  
27 attorney licensed by the State Bar of California.

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1 two years recording for Warner Bros., Mr. ELLIOTT was the first musical writer hired by Steven  
2 Bochco (the creator of NYPD Blue (1993)) for the now infamous television musical series Cop  
3 Rock (1990). Shortly after Cop Rock, Mr. ELLIOTT was hired by President Doug Morris and  
4 Jason Flom to work at Atlantic Records' West Coast office as a staff producer/Artists and  
5 Repertoire representative. At Atlantic, he worked with a diverse slate of acts ranging from En  
6 Vogue, Phil Collins, Gerald LeVert, Debbie Gibson and Tori Amos as well as producing the first  
7 "alternative" music album for the label by the Snapdragons. Mr. ELLIOTT also discovered and  
8 produced the rap act Mr. Nice Guy. In addition, he was responsible for the idea of mining  
9 Atlantic's existing back catalog, which resulted in a deal between Atlantic and Rhino Records.

10 11. Following Atlantic, Mr. ELLIOTT worked in the Artists and Repertoire division at  
11 Warner Bros. Records where he served as a creative liaison for Prince, Miles Davis, George  
12 Clinton, and Paul Simon. In 1994, Mr. ELLIOTT and his then partner Ari Emanuel started Matter  
13 Inc., one of the first companies to focus on entertainment programming for the Internet.  
14 Revolutionary in its foresight, the company produced the first celebrity "chat show" online for  
15 America Online in 1995 with "The Oldsmobile Hour" which featured a different celebrity  
16 answering and interacting with America Online subscribers five nights a week.

17 12. In 1995, he composed, orchestrated, and arranged scores for such television shows  
18 as Here and Now (1992) and The Naked Truth (1995) for NBC, "The NFL on Fox" for FBC, in  
19 addition to composing the opening and closing themes for the Grammy Awards in 1997 and  
20 1998.

21 13. Plaintiff ALAN ELLIOTT has written orchestrations, arrangements and conducted  
22 for acts such as Beck, V.A.S.T., Jamiroquai and Supergrass in addition to Varese Sarabande's  
23 tribute to Burt Bacharach. His remix work has been featured on Jamiroquai's multi-platinum  
24 recording "Virtual Insanity" and Eel's "Susan's House." He continues to find talent for record  
25 companies and was responsible for signing the band "Eels" to Dreamworks Records.

1           14.     Mr. ELLIOTT has studied composition and orchestration with Jack Smalley as well  
2 as working and/or studying with such acclaimed artists as Quincy Jones, Dave Grusin, Henry  
3 Mancini, Wah Wah Watson, Phil Ramone, the Dust Bros. and his father, Jack Elliott.

4           15.     In 2007, Mr. ELLIOTT began pursuing the opportunity to bring to life an archival  
5 filming of the recording of Aretha Franklin's 1972 breakthrough album, "Amazing Grace." The  
6 unedited raw footage from that recording performance, shot by Academy Award winning director  
7 Sydney Pollock, and produced by Jerry Wexler had sat dormant for more than 35 years until Mr.  
8 ELLIOTT entered discovered it and with Warner Bros. permission and Mr. Pollock 's  
9 encouragement began the long journey to bring the raw footage to life. Mr. ELLIOTT had  
10 admired Mr. Pollack and Mr. Wexler and considered them heroes. The opportunity to take this  
11 raw footage and try and create a motion picture that would bring this unseen film of the historic  
12 filming of one of the greatest live recordings of an album in this history of music.

13           16.     Defendants BARRY TYERMAN, the JACKOWAY FIRM, and DOES 1 through  
14 100 are attorneys who allegedly are one of the "Power Firms" in the entertainment industry in  
15 Los Angeles. The Defendants represented Sydney Pollock when Mr. ELLIOTT and Mr. Pollack  
16 worked together and also claimed to represent Mr. Pollock's family after his May 26, 2008 death.

17           17.     The California State Bar *Rules of Professional Responsibility* provide that lawyers  
18 are not to engage in any transaction that would create a conflict of interest or a potential conflict  
19 of interest between clients or potential clients. This *Rule* is squarely and routinely ignored in the  
20 entertainment industry, as law firms such as the JACKOWAY FIRM seek to exert their "power"  
21 with only one goal in mind; to enrich themselves financially. These law firms routinely play both  
22 sides, exploiting one side over the other, often bullying both sides to pay them for their treachery.  
23 However, in additional to financial gain, firms such as the JACKOWAY FIRM and attorney  
24 BARRY TYERMAN often engage in disrupting deals just for sport, or to show that they "still  
25 have the power" to make or break a deal.

26           18.     Power corrupts and, in this case, Defendant TYERMAN, the JACKOWAY FIRM,  
27 and DOES 1 through 100's thirst for power and to show Mr. ELLIOTT that they could interfere  
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1 with his lifelong pursuit to bring *Amazing Grace* to the screen, corrupted the Defendants.  
2 Defendants TYERMAN and the JACKOWAY inserted themselves into every opportunity  
3 plaintiff was able to make for *Amazing Grace*, attempting to exert their “power and influence” to  
4 force Plaintiffs to cut them into a deal of which they knew they had no legal right or claim for  
5 pecuniary interest.

6 19. Plaintiffs are informed and believe that Defendants TYERMAN, the JACKOWAY  
7 FIRM and DOES 1 through 100 knowingly and falsely claimed that their client Mr. Pollack had  
8 some legal or equitable claim or rights to the *Amazing Grace* film, when in fact the Defendants  
9 knew, or through the exercise of reasonable diligence should have known, that those claims were  
10 false. Indeed, the Defendants TYERMAN, the JACKOWAY FIRM and DOES 1 through 100  
11 had previously insisted years before that Sydney Pollock’s name be removed from all references  
12 connected with the film and insisted that Plaintiffs were not to associate the film at all with Mr.  
13 Pollack, who had sadly passed away.

14 20. In this case, these Defendants, TYERMAN, the JACKOWAY FIRM, and DOES 1  
15 through 100 engaged in a conscious, careless, reckless, and/or malicious effort to interfere with  
16 the Plaintiff’s attempts to make, market, and distribute the *Amazing Grace* film among various  
17 platforms in the entertainment industry, resulting in the Plaintiffs suffering tens of millions of  
18 dollars in economic and noneconomic losses, all in an amount to be determined according to  
19 proof at trial.

20 21. Plaintiffs are informed and believe that this conduct is regrettably part of a long-  
21 standing pattern and practice of Defendants, TYERMAN, the JACKOWAY FIRM, and DOES 1  
22 through 100. If the Defendants smell that a deal in the air, even when they are not involved and  
23 have no legal claim, they will inject themselves into the mix; first by attempting to voluntarily  
24 obtain some sort of agreement from the parties that they get a percentage payment in the deal. If  
25 that approach does not work, then the Defendants will next resort to threats of killing the deal,  
26 then asking for a percentage; and if that does not work, then the Plaintiffs are informed and  
27 believe the Defendants will take active measures to sabotage the deal and hope that they can  
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1 swoop in and pick apart whatever is left for their own financial gain. They want to starve out the  
2 Plaintiffs, by maliciously spreading false claims that the project is tainted in some way, or  
3 intimate that there is some dispute as to ownership, so that Plaintiffs have no choice but to include  
4 them in any potential agreement to get them to stop interfering with the marketing of the project.  
5 If TYERMAN and JACKOWAY FIRM and DOES 1 through 100, "put the word out" that there  
6 is some issue with the film, as they did in this case, it ruins any chance for the person who is  
7 trying to market the film to sell it for its fair market value. Instead, they are attempting to force  
8 Plaintiffs to capitulate to their false claims and to pay them something, or give them a cut of the  
9 deal, even though they know they are not entitled to anything. The message to any potential  
10 interested buyers is that TYERMAN, the JACKOWAY FIRM and DOES 1 through 100 are  
11 going to interfere with the marketability of the film, not because they have any legal basis to do  
12 so, for if they did, they would simply go to court. Their malicious goal is to let any potential  
13 buyer know if they want to invest in the film, they are going to have to deal with TYERMAN, the  
14 JACKOWAY FIRM and DOES 1 through 100 who are illegally clouding the title to the film for  
15 their own financial gain.

16  
17 **III.**

18 **THE HISTORY OF THE MAKING OF THE ARETHA FRANKLIN**

19 **DOCUMENTARY AMAZING GRACE**

20 **1972 THE INCEPTION OF THE IDEA**

21  
22 22. Early in January 1972, Mr. ELLIOTT's colleague Joseph Boyd learned that  
23 Atlantic Records was planning to record an Aretha Franklin gospel album at New Temple  
24 Missionary Baptist Church in South Los Angeles, accompanied by a gospel choir, led by Rev.  
25 James Cleveland. Ted Ashley, the CEO of Warner Bros. films, asked Mr. Boyd to organize the  
26 filming of the two-day session. Mr. Boyd initiated discussions with an experienced team of  
27 camera-operators and a director and experienced in filming live music events. Before those  
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1 arrangements could be finalized and only a few weeks prior to the session, Boyd received another  
2 call from Mr. Ashley, who told him that he had dined the night before with director Sydney  
3 Pollack, who was a fan of Aretha Franklin and wanted to be involved in the filming of her live  
4 performance album. However, Mr. Pollack had never filmed a live music film. Nevertheless,  
5 Pollack was chosen to film his first musical performance.

6 23. Due to his inexperience in filming a live musical performance, Mr. Pollock  
7 neglected to create identifiable cues which would later enable a film editor to synchronize the  
8 images he was filming with the musical performances as they were occurring. This “rookie  
9 mistake” made it commercially unreleasable and virtually impossible for film makers to splice the  
10 film together so as to turn the footage into a theatrical work of art, as everyone had hoped and  
11 expected. Pollack never cut together a frame of film as the sound could never be synced with the  
12 film- the central problem for the film’s remaining unedited.

13 24. Consequently, the footage laid dormant in storage for more than 35 years until Mr.  
14 ELLIOTT entered into an agreement with Warner Bros. Films to create a theatrical documentary  
15 from the hundreds of hours of available raw footage owned by Warner Bros. at that time. Mr.  
16 ELLIOTT spent several years of painstaking work synchronizing the filmed images with the  
17 music. Due to the lapse in time between the initial filming and the time Mr. ELLIOTT picked up  
18 the film and began to create a masterpiece, Mr. Elliott was required to spend several years and  
19 hundreds of thousands of dollars of hours, working with attorneys and spending time tracking  
20 down the participants, and other interested parties to make sure all potential legal requirements  
21 were met.

#### 22 IV.

#### 23 THE AMAZING GRACE ALBUM IS A HIT

24 25. The Atlantic Records album of the groundbreaking two-day live gospel  
25 performance session was a commercial success selling over 2 million copies and has been hailed  
26 as one of the greatest live musical recordings of all time.  
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1 Sydney Pollack's encouragement and blessings. Mr. ELLIOTT reaches out to Defendants  
2 TYERMAN, the JACKOWAY FIRM and DOES 1 through 100 to let them know that Warner  
3 Bros. has given him rights to the film. Defendants TYERMAN, the JACKOWAY FIRM and  
4 DOES 1 through 100 show little interest in rights to the film because at that point there is no  
5 prospect of any financial gain. The Defendants do not claim that Sydney Pollack has any  
6 ownership rights in the film.

7 31. On May 26, 2008, Sydney Pollack passed away. On or about May 28, 2008, in  
8 response to an email from Herb Jordan about the passing of Mr. Pollack and the work that Mr.  
9 ELLIOTT was doing on the film, Defendant TYERMAN emails back: 'Thanks, Herb. I assume  
10 this is being done under the authority of Warners as owners of the raw footage? Good luck with  
11 the work. Barry T.'

12 32. On or about June 5, 2008, Mr. ELLIOTT and Mr. Herb Jordan meet with  
13 Defendant TYERMAN at the JACKOWAY law firm. Since the 35-year-old raw footage at that  
14 time is of little value and thus little interest to the Defendants, TYERMAN acknowledges again  
15 that Warner Bros. was the owner of the raw footage and inquires whether or not Mr. ELLIOTT  
16 has Warner Bros.' "permission." While he claims to have a "file" on Sydney Pollack's  
17 involvement with the film, TYERMAN acknowledges that his file did not contain any  
18 information about the 1972 filming and only refers to conversations about a possible editing  
19 project Pollack was discussing with Warner Bros. in 1997 regarding the raw footage. TYERMAN  
20 does not claim that Pollack or his Estate have any claim to the film.

21 33. For the next seven years, Mr. ELLIOTT embarks on the task of trying to combine  
22 the music with the on-screen majesty of Aretha Franklin and revive the energy, joy, and triumph  
23 of the two nights of unique live performances. Mr. ELLIOTT dedicates years to refining the  
24 *Amazing Grace* film and painstakingly and with complete dedication, makes sure every amazing  
25 note matches every amazing movement of the Queen of Soul. Mr. ELLIOTT spends hundreds of  
26 thousands of dollars of his own money, takes out loans and mortgages his house risking  
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1 everything for this project of love of music and his goal of preserving this golden moment in the  
2 history of music.

3 34. During this time frame, when Mr. ELLIOTT is hard at work creating the film from  
4 the raw footage, Defendants TYERMAN, the JACKOWAY FIRM, and DOES 1 through 100 still  
5 show no interest and make no claim that the Pollack estate had any claim or interest in the newly  
6 created film. It was not until after Mr. Elliott had created a trailer with Mr. Steinkamp, to start  
7 generating funding, which leads to an article appearing in *Variety Magazine* that Defendants  
8 TYERMAN, the JACKOWAY FIRM, and DOES 1 through 100 began to see that there may be  
9 financial potential in Mr. ELLIOTT's endeavor. In 2010 after the article appeared in *Variety*  
10 creating some buzz about the trailer and Mr. ELLIOTT's work, TYERMAN then sends Mr.  
11 ELLIOTT an email stating: "At some point (presumably sooner rather than later) we should  
12 discuss appropriate economic and other terms for the Sydney Pollack rights." But at this point  
13 does not follow through.

14 35. Mr. ELLIOTT devoted himself to creating a film that captured the senses, the  
15 sound, the smell, the sight of these historic two nights and translated them to a film that was  
16 matched only by the uncompromising energy and power of Ms. Franklin. No work, effort, or  
17 money was offered or expended by the Pollack Estate.

18 36. In 2014, Mr. ELLIOTT hired Defendants TYERMAN, the JACKOWAY FIRM,  
19 and DOES 1 through 100 to advise him concerning a new venture he was involved with at his  
20 talent management agency WME.

21 37. After Mr. ELLIOTT dedicates more than eight years relentlessly pursuing the  
22 editing of film and the music, at great personal expense, he is finally ready to release the film.  
23 Plaintiffs are informed and believe that Defendants TYERMAN and DOES 1 through 100 keep  
24 tabs on Mr. ELLIOTT's progress on *Amazing Grace*, acting as if his interest was to help Mr.  
25 ELLIOTT when in fact he was just sniffing around to see if there was any money to be made and  
26 then he would strike.

1           38.     From 2014 through 2015, Defendants TYERMAN, the JACKOWAY FIRM, and  
2 DOES 1 through 100 are actively representing Plaintiffs on multiple entertainment deals.  
3 Defendant TYERMAN pretends to be the “good cop,” but is actually working both sides, and  
4 starts prodding Mr. ELLIOTT who the firm is representing, to “make a deal for Sydney  
5 Pollack’s rights to the film.” (See Exhibit 1 hereto) Mr. ELLIOTT consistently responds that  
6 Sidney Pollack has no rights to the films, that Warner Bros. maintained the rights and transferred  
7 them to Mr. ELLIOTT. He politely responds to Defendants’ inquiries asking if TYERMAN has  
8 anything in writing to the contrary; and, of course, Defendant TYERMAN does not.

9           39.     When Mr. ELLIOTT’s work on *Amazing Grace* is complete, out of respect for Mr.  
10 Pollack, ELLIOTT reaches out to Sydney Pollock’s children Rachel and Rebecca. He wants to  
11 show them the film and let them know he is actually bringing the film to life. He suggests to the  
12 children that he will list Sydney Pollack as a producer or director of the epic documentary. The  
13 daughters are very enthusiastic and grateful to Mr. ELLIOTT.

14           40.     Plaintiffs are informed and believe that upon hearing that Mr. ELLIOTT was  
15 successfully completing his odyssey and had actually created a film that he would be marketing to  
16 the public, Defendants TYERMAN, the JACKOWAY FIRM, and DOES 1 through 100 attempt  
17 to inject themselves into the project and begin trying to position themselves to profit from the  
18 film’s release.

19           41.     Plaintiffs are informed and believe that Defendants TYERMAN, the JACKOWAY  
20 FIRM, and DOES 1 through 100, try to get Warner Brothers to recognize some claim on behalf of  
21 Sydney Pollack, but that of course does not happen. Mr. ELLIOTT hires his own attorney, Tom  
22 McGuire to assist him with marketing the film. Once TYERMAN finds out Mr. ELLIOTT has  
23 hired separate counsel, he is livid. Someone has now interfered with his chances of trying to  
24 abuse his position with Mr. ELLIOTT to obtain a percentage of the proceeds in *Amazing Grace*  
25 when they are not entitled to it. Someone is actually looking out for the Plaintiffs’ interest.  
26 TYERMAN then sends an email to Mr. McGuire, stating: “Contrary to Mr. ELLIOTT’s assertion  
27 he has no rights to either the name, likeness, biography or results and proceeds of services of  
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1 Sydney Pollack or Aretha Franklin (among other essential clearances) and he is about to step off  
2 the deepest darkest elevator shaft of his life.” (See Exhibit “2” attached hereto the 8/12/2015  
3 email)

4 42. Mr. ELLIOTT reaches out to Sydney Pollack’s daughters to show them the film.  
5 When it appears that Mr. Pollack’s family is overjoyed that Mr. ELLIOTT has completed the film  
6 and are showering him with praise and gratitude, Defendants TYERMAN, the JACKOWAY  
7 FIRM, and DOES 1 through 100 are threatening Ms. ELLIOTT and directing him to cut-off all  
8 communications with the Pollack family. The Plaintiffs are informed and believe that Defendants  
9 TYERMAN, the JACKOWAY FIRM, and DOES 1 through 100 knew, or through the exercise of  
10 reasonable diligence should have known, that the Pollack Estate did not have any lawful claim to  
11 the film, so the Defendants didn’t want Mr. ELLIOTT speaking directly to Sydney Pollock’s  
12 daughters. The Defendants feared Mr. ELLIOTT’s direct communication with Mr. Pollock’s  
13 family would interfere with their malicious efforts to manipulate ELLIOTT into including the  
14 Defendants in any potential distribution marketing deal he may reach.

15 43. At this point Mr. ELLIOTT has his own entertainment attorney representing him  
16 in his marketing efforts regarding *Amazing Grace*, however, in the height of hypocrisy and  
17 fearing that they might be “cut out” of any potential agreement if Mr. ELLIOTT and the Pollack  
18 children get along, Defendants TYERMAN and DOES 1 through 100 threaten Mr. ELLIOTT’s  
19 attorney stating: “Please remind you client that it is unethical for him to be contacting Rachel  
20 Pollack or any member of the family directly.” Not only is this statement patently false, but  
21 while making this threat, Defendants TYERMAN, and DOES 1 through 100 are still contacting  
22 Mr. ELLIOTT directly, behind his lawyer’s back, seeking to gather information about any  
23 potential marketing deals. (See, Exhibit “3” attached hereto the 8/17/2015 email)

24 44. The Plaintiffs are informed and believe that after learning of the film’s completion,  
25 Defendants TYERMAN, the JACKOWAY FIRM, and DOES 1 through 100 begin fishing for  
26 any agreements between Mr. Pollack and Warner Bros. The Defendants had to begin fishing for  
27  
28

1 agreements, because they had no authentic agreements themselves, as would have been expected  
2 since the allegedly represented the Pollack family's best interests.

3 45. The Defendants TYERMAN, the JACKOWAY FIRM, and DOES 1 through 100  
4 exploited their fiduciary relationship with Mr. ELLIOTT by trying to obtain information from  
5 him about whether Warner Bros. had any remaining claim to the film, for their own financial  
6 benefit. They also exploited their relationship with Mr. ELLIOTT by trying to get copies of any  
7 contracts between Mr. ELLIOTT and Warner Bros.

8 46. In addition, the Defendants begin a campaign to undermine the film's success by  
9 threatening Mr. ELLIOTT that he had to make sure he cleared all potential claims with Ms.  
10 Franklin before releasing *Amazing Grace*. Defendants TYERMAN, the JACKOWAY FIRM,  
11 and DOES 1 through 100 were using ELLIOTT and his separate counsel to perform all the  
12 groundwork of clearing the film from any potential claims from Warner Bros. or Aretha Franklin.  
13 The Plaintiffs are informed and believe that at the same time, the Defendants TYERMAN, the  
14 JACKOWAY FIRM, and DOES 1 through 100 were always intending to falsely assert ownership  
15 rights to the film, knowing full well that there was no legal basis for such an assertion, and  
16 intending only to prevent the Plaintiffs from marketing the film themselves.

17 47. The Plaintiffs are informed and believe that soon thereafter, the Defendants  
18 TYERMAN, the JACKOWAY FIRM, and DOES 1 through 100 then start contacting Aretha  
19 Franklin and her representatives to see if they can inject themselves on her side, while at the same  
20 time keeping in contact with Mr. ELLIOTT, though they knew, or through the exercise of  
21 reasonable diligence should have known, that the Plaintiff was represented by his own  
22 entertainment lawyer. The Plaintiffs are informed and believe that the Defendants are seeking to  
23 control all aspects of any marketing distribution deal that the Plaintiffs might enter for their own  
24 financial benefit.

25 48. As Mr. ELLIOTT continues to finalize the film for release in multiple film festivals  
26 to attract potential buyers, Defendants TYERMAN, the JACKOWAY FIRM, and DOES 1  
27 through 100 become more desperate and hostile towards Mr. ELLIOTT. In August 2015,  
28

1 TYERMAN, the JACKOWAY FIRM, and DOES 1 through 100 threaten that there should be  
2 “No mention of Sydney Pollack ANYWHERE (Including publicity, promotion, etc.) and no use  
3 of his image.” (emphasis in original) (See, Exhibit “4 hereto, August 26, 2015 email)

4 49. The Plaintiffs are informed and believe that the Defendants continue trying to  
5 pressure Mr. ELLIOTT by threatening baseless legal action. They seek to persuade Mr.  
6 ELLIOTT into including them in any film marketing deal he may reach, since they are aware the  
7 Pollock Estate has no lawful claim to any rights in the film.

8 50. In or about September 2015, *Amazing Grace* is set to premier at both the Telluride  
9 and Toronto Film Festivals, two of the most prestigious film festivals in the world. Mr.  
10 ELLIOTT reaches out to members of the Directors Guild, who assure him that the Pollack Estate  
11 and Defendant TYERMAN have no claim on the film. Plaintiffs are informed and believe that  
12 TYERMAN and the JACKOWAY FIRM and Does 1 through 100, also asks for the same  
13 information from the Directors Guild.

14 51. At one point, Aretha Franklin and the Plaintiffs reach an agreement concerning the  
15 use of her likeness, with Ms. Franklin agreeing to share in the film’s profits.

16 52. In March 2016, Plaintiffs enter into negotiations with Lionsgate for the rights to the  
17 picture. As per TYERMAN’s previous demands, the Pollack name is removed from the film  
18 before it goes to market. A marketing agreement is reached with Lionsgate for more than \$2  
19 million, however, the deal stalled when Defendants TYERMAN, the JACKOWAY FIRM, and  
20 DOES 1 through 100 intervene, asserting that Sydney Pollack’s name should be added to the film  
21 and trying to negotiate themselves into the deal of which they had no right to be a part. In fact,  
22 the actions and conduct of Defendants TYERMAN, the JACKOWAY FIRM, and DOES 1  
23 through 100 was a substantial factor killing the potential agreement with Lionsgate.

24 53. In June 2016, Plaintiff’s attorney Linda Burrow sends a detailed letter debunking  
25 any potential claim that the Pollack Estate has to any portion of the *Amazing Grace* proceeds and  
26 once again, asks TYERMAN for any proof he has to his client’s legal rights to any claim to the  
27 film.

28

1           54.     Sometime in or about June 2016, Concord Films shows interest in *Amazing Grace*.  
2 Since Defendants TYERMAN, the JACKOWAY FIRM, and DOES 1 through 100 are making  
3 noise undermining the film and interfering with Mr. ELLIOTT's attempts to enter into a lucrative  
4 marketing agreement for the film, Mr. ELLIOTT reached out to Steven Spira, Vice President of  
5 Business Affairs at Warner Bros. who had been previously involved with the *Amazing Grace*  
6 project. Spira confirms that Pollack has no interest and speaks of the Defendants TYERMAN,  
7 the JACKOWAY FIRM, and DOES 1 through 100's efforts to try to get money from the  
8 *Amazing Grace* film. Spira describes that he had told Defendants TYERMAN, the JACKOWAY  
9 FIRM, and DOES 1 through 100 this himself explaining, "Mr. TYERMAN asked us for money  
10 on this, but I told him he had no cause. He is on a fishing expedition." (See, Exhibit "5" attached  
11 here, the 7/19/2016 email)

12           55.     The Plaintiffs are informed and believe that if Defendants TYERMAN, the  
13 JACKOWAY FIRM, and DOES 1 through 100 had any viable legal claim to make on the Pollack  
14 Estate's behalf, they would have filed a lawsuit, a restraining order, or taken some other legal  
15 action on the Estate's behalf to have their alleged claim confirmed by a court. They did nothing.

16           56.     Instead, since the Defendants knew, or through the exercise of reasonable diligence  
17 should have known, that they had no factual evidence supporting any valid legal claim, they  
18 embarked on a malicious effort to suppress the film's marketing potential. The Defendants  
19 TYERMAN, the JACKOWAY FIRM, and DOES 1 through 100 make veiled threats of taking  
20 legal action against Mr. ELLIOTT knowing those threats will be disclosed to potential  
21 distributors of the film, thereby discouraging their involvement. The Defendants are hoping their  
22 "threats of a claim" will force Mr. ELLIOTT to include them into any potential marketing deal,  
23 for their own financial benefit. The Plaintiffs are informed and believe the Defendants have a  
24 custom, habit or practice of making baseless threats of taking legal action, such as they were  
25 making against the Plaintiffs, with hopes of pressuring others to enter agreements for the  
26 Defendants' own financial benefit. Defendant TYERMAN and the JACKOWAY FIRM and Does  
27 1 through 100 know that they have the power and the money, and they can derail or kill a deal  
28

1 just by starting to spread false rumors about the film. Defendants then hope to “Starve out” the  
2 person who is trying to sell the film, so they come running back to TYERMAN and the  
3 JACKOWAY FIRM and Does 1 through 100, desperate to make a deal and cut TYERMAN and  
4 the JACKOWAY into a project they know they have no financial interest in, just to get  
5 TYERMAN and the JACKOWAY to stop badmouthing their film.

6 57. On August 16, 2018, Aretha Franklin, the queen of soul passed away.

7 58. The Plaintiffs are informed and believe that on or about November 5, 2018, when  
8 Mr. ELLIOTT is set to show the film to potential distributors without Sydney Pollock’s name  
9 attached, as the Defendants had insisted, Defendants TYERMAN, the JACKOWAY FIRM, and  
10 DOES 1 through 100 learn of the film’s positive reviews from limited screening to the New York  
11 critics.

12 59. On November 5, 2018, the Defendants again threaten ELLIOTT and his attorneys,  
13 knowing there is no legal claim to the film on behalf of Sidney Pollack. TYERMAN writes:

14 “I hope you were not involved in this?

15 [https://variety.com/2018/music/news/aretha-franklin-estate-amazing-  
16 grace-film-premiere-1203019833/](https://variety.com/2018/music/news/aretha-franklin-estate-amazing-grace-film-premiere-1203019833/)

17 Clearly this statement in the release, among others, is absolutely false:  
18 ‘Years before director Sydney Pollack’s death in 2008, he encouraged  
19 ELLIOTT to buy and complete the footage he had shot in 1972; the  
20 filmmaker went to Warner Bros. and gave them his blessing to sell  
21 ELLIOTT the film, which had languished in storage for decades  
22 after problems synching visuals and audio make it impossible to edit  
23 with the existing technology. The film is going out without a directorial  
24 credit, after years of debate about whether Pollack would want to be  
25 credited on a project he wasn’t able to see through after the initial shoot.’

26 ‘As you and your client are aware (and Mr. ELLIOTT has acknowledged  
27 on multiple occasions, including in writing, as he has pursued these rights),  
28 it is self-evident that the Sydney Pollack rights (contractual, guild and at  
29 law) would need to be cleared before this material can be exploited in any  
30 manner. ANY person or entity engaging in ANY conduct inconsistent  
31 with those rights will be held accountable for their unseemly attempts to  
32 trample on our esteemed client and his legacy for their personal gain.”  
(See, Exhibit “6” the 11/5/2018 email)

1 VI.

2 NEW YORK CRITICS HAIL AMAZING GRACE AS A

3 BRILLIANT FILM FOLLOWING LIMITED SCREENING

4 60. Plaintiffs screen *Amazing Grace* to New York critics in a limited release in  
5 November 2018. In the November 15, 2018 edition, VARIETY critic Wesley Morris writes:

6 ["t"] he footage of the 1972 live recording of her best album (and one of the  
7 greatest albums, period) just kind of sat there until a team led by the producer and  
8 onetime music executive Alan Elliott spent years turning it into a film.

9 We'd gathered Monday, with the Franklin family's blessing, to behold a  
10 trove of all kinds of genius — physical, musical, oratorical, sartorial,  
11 tonsorial, *metaphysical* — the most staggering genius, of course, being Franklin's.  
12 She decided to record "Amazing Grace" at the height of her success, aware that  
13 some people — church people — felt that she'd turned her back on her gospel roots,  
14 that she'd dyed them pop.

15 So for two nights in Los Angeles, at the New Temple Missionary Baptist  
16 Church, Franklin tended those roots with one of the most astounding  
17 performances anybody's ever given of anything...

18 The first night proceeds with a kind of formal chaos (*you* try filming this  
19 many people catching the spirit); the second erupts in its human equivalent. And  
20 at the center of it all is Franklin, who performs at the piano, the dais and, at one  
21 point, unforgettably, a chair. She wears a sparkled pearl-white caftan on Night One  
22 and a somehow more regal spearmint paisley gown the next. An Afro crown her  
23 head for both. She wasn't just at the height of her vocal powers on those two days.  
24 She was at the apex of her musical imagination. You know it from the opening  
25 number, which turns Marvin Gaye's year-old "Wholy Holy" into a hymn of fervor  
26 and stardust.

27 It doesn't matter how much time you've spent with "*Amazing Grace*" the  
28 album. No suitable preparation exists for the experience of witnessing its  
recording. Some of that is structural. On the album, the songs are sequenced in a  
different, more dramatic order. The movie's drama comes from seeing them live,  
breathe and smolder — seeing what they do to the audience. On the album, you can  
hear people rocked by the arrangement and performance of these songs. You can  
hear the exhortations of "Go, Aretha!" You can hear that the Southern California  
Community Choir might be one of the mightiest collections of singers ever  
assembled.

But you can't see the shiny silver vests they wear with their black shirts and  
pants, and how utterly moved they are by the woman they're supporting. Nor can  
you see the exuberant geometry with which the choir director Alexander Hamilton

1 instructs them. You can't see how, when Franklin's singing blasts through the  
2 rafters during the title number, the choir leaps up and loses it, the way the bench  
3 explodes after a basketball player invents a sick dunk or the dugout swarms the  
4 field after a particularly opportune grand slam.

5 I have never liked the expression "everybody is a star." Everybody isn't. I'll  
6 make an exception for this movie, though, because everybody in it is — from the  
7 gospel powerhouse (and seasoned ham) the Rev. James Cleveland to the  
8 hypnotically inscrutable front-row reactions of Franklin's idol, the gospel god Clara  
9 Ward, to the folks in the aisles who don't just cut a rug, they make a whole rug  
10 salad. Franklin herself often seems modest, girlish (she was 29 at the time), never  
11 more so than when she's being praised by her father, the Rev. C.L. Franklin. She  
12 retains her composure through the entire affair. Not even a spiritual ruckus that  
13 breaks out toward the end of Night Two can disturb the hold the music has over  
14 her. Both nights, she's covered in perspiration. Yet so strong are her sublimation  
15 abilities that the beads of sweat appear to bejewel her.

16 It's worth noting that, before it became a church, New Temple Missionary  
17 used to be a different house of worship: It used to be a movie theater. (There's a  
18 painting of Jesus hung where the screen probably was.) So it feels more than right  
19 that this album was recorded and filmed there. It's also worth noting that even  
20 though this movie has a weeklong run at Film Forum starting Dec. 7, it has no  
21 distributor yet. It needs one. Everybody deserves to have the revelation it offers —  
22 and the emotional exercise. Everybody deserves to have Aretha Franklin take them  
23 to the moon."

24 61. Seeing the enormous potential in the *Amazing Grace* film, the Defendants  
25 TYERMAN, the JACKOWAY FIRM, and DOES 1 through 100 are anxious to use whatever  
26 maneuver they can to inject themselves into any potential film distribution agreement for their  
27 own financial gain, knowing full well they have no legal right to do so.

28 62. The Plaintiffs are informed and believe that the Defendants knew, or through the  
exercise of reasonable diligence should have known, that in the film distribution industry, even  
empty threats of protracted litigation over a film rights can be a death knell to any distribution  
agreement. No studio wants to touch a film project that may be mired in film rights litigation.

63. The Plaintiffs are informed and believe that the Defendants TYERMAN, the  
JACKOWAY FIRM, and DOES 1 through 100, were well aware of a distributor's reluctance to  
enter into any agreements when a film's rights are in dispute. The Defendants had 10 years to  
offer any document supporting a valid claim on behalf of Pollack's Estate to any rights connected  
with *Amazing Grace* and failed to do so. Indeed, in August 2015 Defendant TYERMAN insisted

1 himself that Sidney Pollack's name be removed from the film. (*See*, Exhibit 4, above). Despite  
2 multiple threats that they had an "army of lawyers" working on litigation, the Defendants did  
3 nothing to assert that the Pollock Estate had any lawful rights to the film whatsoever. Then on or  
4 about November 2018 after Mr. ELLIOTT enters an agreement with Aretha Franklin's family,  
5 clearing the way for the film's release, the Defendants TYERMAN, the JACKOWAY FIRM, and  
6 DOES 1 through 100 again make a desperate attempt to interfere with any potential film  
7 distribution agreement, for their own financial benefit,

8 64. The Plaintiffs are informed and believe that the Defendants TYERMAN, the  
9 JACKOWAY FIRM, and DOES 1 through 100 set about on a decades-long campaign while  
10 representing Mr. ELLIOTT to try and (1) persuade Mr. ELLIOTT into including them in any  
11 *Amazing Grace* film distribution agreement, because they were his lawyer, and they were "all  
12 friends." The Defendants use Mr. ELLIOTT during this time when he was their client to attempt  
13 to obtain information that they want to eventually use *against* him to take money to which he is  
14 entitled when and if *Amazing Grace* is the commercial and box office hit critics anticipate.

15 65. The Plaintiffs are informed and believe that when Mr. ELLIOTT refuses to cave  
16 into the "good cop" play and refuses to provide information and instead asks Defendants  
17 TYERMAN, the JACKOWAY FIRM, and DOES 1 through 100 for their proof that Sidney  
18 Pollack had any legally viable claim to any rights in *Amazing Grace*, the Defendants  
19 TYERMAN, the JACKOWAY FIRM, and DOES 1 through 100 move to phase 2: (2)  
20 threatening the Plaintiffs hoping the Defendants can get Mr. ELLIOTT to pay some money to  
21 make them go away so they can continue marketing their film.

22 66. The Plaintiffs are informed and believe that when that did not work TYERMAN,  
23 the JACKOWAY FIRM, and DOES 1 through 100 moved to Phase 3: (3) trying to sabotage the  
24 film by making a false claim to potential distributors they knew, or through the exercise of  
25 reasonable diligence should have known i.e., falsely claiming, that Sidney Pollack's Estate had  
26 rights to the film, thereby preventing Plaintiffs from selling the film to potential distributors for  
27 its fair market value. The Plaintiffs are informed and believe that the Defendants hoped they  
28

1 could inject themselves into any potential distribution agreement and appear as if they were  
2 “saving the day” for the *Amazing Grace* film and get a cut of the money which they were not  
3 entitled to.

4 67. DEFENDANT TYERMAN and the JACKOWAY FIRM and DOES 1 through  
5 100’s plan and scheme to “starve out” Plaintiffs so that they could then force him into making a  
6 deal with them or risk having no one buy the film worked. After spreading false and malicious  
7 claims that the film was “damaged goods” and should not be touched because TYERMAN and  
8 the JACKOWAY FIRM and Does 1 through 100, were going to try and make a play to get a  
9 percentage, no one would touch the film. This masterpiece that should have been sold for tens of  
10 millions of dollars languished with most studios and potential buyers scared off by Defendant  
11 TYERMAN and the JACKOWAY FIRM and Does 1 through 100 intentional interference for  
12 their own financial gain. Defendants intentionally and maliciously derailed plaintiffs efforts to  
13 sell the film.

14 68. Mr. ELLIOTT has suffered actual pecuniary loss because of the Defendants  
15 TYERMAN, the JACKOWAY FIRM, and DOES 1 through 100’s slander of the title he had in  
16 *Amazing Grace* and their interference with his attempts to market the film to potential  
17 distributors.

18 69. The Plaintiffs are informed and believe that other documentaries with far less  
19 critical acclaim than *Amazing Grace* have been sold to potential distributors for multiple millions  
20 of dollars. For example:

21 In April 2019, Netflix paid \$20 million dollars to singer/entertainer Beyoncé for the rights  
22 to distribute her *Homecoming* concert film.

23 In June 2019, Netflix paid more than \$20 million dollars to Martin Scorsese for a film  
24 about Bob Dylan’s 1970’s Rolling Thunder Revue Tour.

25 In December 2019, Amazon Studios paid \$25 million dollars for the rights to the  
26 documentary project on singer Rihanna’s life.

27 In December 2019, singer Billy Eilish documentary is sold to Apple for \$25million dollars.

28



1           75.     Plaintiffs are informed and believe, and thereon allege, that at all relevant times  
2 mentioned here, each of the Defendants TYERMAN, the JACKOWAY FIRM, and DOES 1  
3 through 100, were, and now are a corporate entity authorized to do business in, and conduct  
4 business in, the County of Los Angeles, State of California.

5           76.     Defendants made non-privileged statements with the intention of disparaging the  
6 rights and value of Plaintiff's life's work in the Aretha Franklin documentary and the value of the  
7 film.

8           77.     As set forth above in detail, Defendants TYERMAN, the JACKOWAY FIRM and  
9 DOES 1 through 100, made repeated statements that Sydney Pollack had a financial interest by  
10 virtue of a contract or alleged agreement with Warner Brothers on the Aretha Franklin film  
11 Amazing Grace, when in fact, TYERMAN and the JACKOWAY FIRM and DOES 1 through  
12 100, knew that Sydney Pollack did not have any such claim, they had been told by Warner Bros.  
13 that Sydney Pollack had no such claim and they themselves had insisted that Pollack's name be  
14 removed from any association with the film. The intended sting or gist of the published  
15 statements was that the film should not be touched because Sydney Pollack had a claim and  
16 TYERMAN and the JACKOWAY FIRM and DOES 1 through 100 were going to interfere in any  
17 potential deal, delay it, drag it out, even though they knew they had no valid legal basis to do so.

18           78.     Defendants' statements were made to persons other than Plaintiff, were repeated to  
19 persons and entities including but not limited to representatives of Lionsgate, Warner Bros.,  
20 Ebony, Concord, MGM, Hulu, Apple, Netflix, and others.

21           79.     Defendants TYERMAN, the JACKOWAY FIRM, and DOES 1 through 100 knew  
22 the statements were untrue when they were made.

23           80.     Defendants' statements were understood in their disparaging sense and the  
24 understanding is a reasonable construction of the language the Defendants' used.

25           81.     Defendants acted with reckless disregard for the truth or falsity of the non-  
26 privileged statements or knew that the statements were untrue when the statements were made.  
27  
28

1           82. Defendants knew, or through the exercise of reasonable diligence should have  
2 known, that someone else might act in reliance on the non-privileged statements. Defendants  
3 knew that asserting a claim on behalf of Sydney Pollack, would prevent interested buyers from  
4 purchasing rights to the film and would severely damage the marketability of the film.

5           83. Defendants knew or through the exercise of reasonable diligence should have  
6 known that their communication would be overheard and repeated to third parties in the industry  
7 and cause Plaintiffs additional harm. That is the nature of the Business and Defendants knew that  
8 by their threats of litigation any potential deal would be dead.

9           84. The statements were made with malice and included hallow threats of litigation  
10 which Defendants knew they had no legal basis to make and which in over 10 years, defendants  
11 never took any action to initiate.

12           85. Plaintiffs suffered direct and legal financial harm because interested studios and  
13 buyers of the Aretha Franklin documentary refused to engage in business with Plaintiffs in  
14 reliance on the Defendants' statements.

15           86. Defendants' statements were a substantial factor in causing Plaintiffs' injuries,  
16 losses, damages, and harms.

17           87. As a legal result of Defendants TYERMAN, the JACKOWAY FIRM, and DOES 1  
18 through 100's conduct, Plaintiffs have suffered actual pecuniary damages including the loss of the  
19 ability to market *Amazing Grace* from 2018 to the present without the cloud placed upon the film  
20 by Defendants TYERMAN, the JACKOWAY FIRM, and DOES 1 through 100's false claim that  
21 Sydney Pollack had a valid legal claim of rights in the film. This resulted in \$20,000,000.00 to  
22 \$50,000,000.00 in damages in the value of the *Amazing Grace* documentary, all in an exact  
23 amount to be determined according to proof at trial. The going rate for a documentary in  
24 December 2019 was approximately \$25,000,000, the value of the Aretha Franklin *Amazing Grace*  
25 documentary which should exceed that. It was a once in a lifetime process recreating her magical  
26 and once in a lifetime two-night recording of one of the greatest albums of all times, to be  
27 released within months of her untimely passing, and given there would never be another film like  
28

1 this, the value of the *Amazing Grace* film could easily have reached the \$50,000,000.00 spectrum.  
2 Plaintiffs also suffered pecuniary loss in the approximate amount of \$1,500,000.00 and  
3 continuing in time spent, attorney fees, and costs of creating the *Amazing Grace* film.

4 88. Plaintiffs believe that Defendants TYERMAN, the JACKOWAY FIRM, and  
5 DOES 1 through 100 will or have engaged in the intentional spoliation of evidence and will seek  
6 all sanctions and remedies available, all in an amount to be determined according to proof at trial.

7 89. The Defendants interference, acts, and failures to act, as described above, were  
8 committed by and through their managing agents, supervisors, alter egos, including but not  
9 limited to Defendants TYERMAN, the JACKOWAY FIRM, and DOES 1 through 100, and were  
10 committed with the knowledge of the Defendants and/or were ratified and condoned by each of  
11 the Defendants. The Defendants acts were willful, wanton, malicious, intentional, oppressive and  
12 despicable and were done in willful and conscious disregard of the rights, welfare and safety of  
13 the Plaintiffs, and were done by managerial agents, agents, supervisors and alter egos of  
14 Defendants TYERMAN, the JACKOWAY FIRM, and DOES 1 through 100, and with the  
15 express knowledge, consent, and ratification of managerial employees of Defendants  
16 TYERMAN, the JACKOWAY FIRM, and DOES 1 through 100, thereby justifying the awarding  
17 of punitive and exemplary damages against each of the Defendants in an amount to be  
18 determined at the time of trial.

19 90. Defendants TYERMAN, the JACKOWAY FIRM, and DOES 1 through 100, and  
20 their managing agents, including TYERMAN and DOES 1 through 100 (whose identity is known  
21 to Defendant, and will be the subject of discovery in this case) knew that their actions were illegal  
22 and acted in conscious disregard for the law, putting their own desires and financial interests over  
23 the Plaintiffs.

24 91. Further, the Plaintiffs are informed and believe that each of the Defendants  
25 TYERMAN, the JACKOWAY FIRM, and DOES 1 through 100, and their managing agents had  
26 advanced notice that its managers and managing agents and supervisors, including Defendants  
27 TYERMAN, and DOES 1 through 100, would routinely engage in this practice of attempting to  
28

1 interfere and weaken the name of a potential entertainment project and derail other deals in the  
2 hopes that they would be able to obtain advantage. This policy was in conscious disregard for the  
3 rights of the Plaintiffs and others. Defendants TYERMAN, the JACKOWAY FIRM, and DOES  
4 1 through 100 continued to employ the managing agents including DOES 1 through 100 (whose  
5 identity is known to Defendants and will be the subject of discovery) despite knowing that they  
6 were maliciously derailing potential deals to their own economic benefit .

7 92. This common plan and scheme had been used by Defendants in the past. Further,  
8 each of the Defendants TYERMAN, the JACKOWAY FIRM, and DOES 1 through 100, its  
9 managing agents including DOES 1 through 100 (whose identity is known to Defendants, and  
10 will be the subject of discovery in this case) ratified and condoned the illegal actions of  
11 Defendants TYERMAN, the JACKOWAY FIRM, and DOES 1 through 100 after they became  
12 aware of them and continued to allow Defendants TYERMAN, the JACKOWAY FIRM, and  
13 DOES 1 through 100 to falsely claim that Plaintiffs did not have clear title to the *Amazing Grace*.

14 93. As a legal result of the illegal acts of each of Defendants TYERMAN, the  
15 JACKOWAY FIRM, and DOES 1 through 100, its agents and alter egos, as alleged here,  
16 Plaintiffs are entitled to reasonable attorneys' fees and costs of this lawsuit.

17  
18 **VIII.**

19 **SECOND CAUSE OF ACTION**

20 **ALAN ELLIOTT, AMAZING GRACE, AL'S RECORDS**

21 **Against BARRY TYERMAN, the JACKOWAY FIRM, and DOES 1 through 100 for**  
22 **INTENTIONAL INTERFERENCE WITH**  
23 **PROSPECTIVE ECONOMIC RELATIONS**

24 94. Plaintiffs incorporate by reference the allegations contained in all paragraphs  
25 above, as if fully set forth here.

26 95. Plaintiffs are informed and believe, that at all relevant times mentioned here,  
27 Defendants TYERMAN, the JACKOWAY FIRM, and DOES 1 through 100 were the owners,  
28 managing agents, alter ego or were acting as the agent, managing agent, principal, owner, partner,

1 joint venture, representative, supervisor, manager, servant, employee and/or co-conspirator of  
2 each of the other Defendants, and were at all times mentioned here acting within the course and  
3 scope of that agency, conspiracy, and employment, and that all acts or omissions alleged here  
4 were duly committed with the ratification, knowledge, permission, encouragement, authorization  
5 and consent of each of the Defendants TYERMAN, the JACKOWAY FIRM, and DOES 1  
6 through 100 designated here.

7 96. Plaintiffs are unaware of the true names and capacities, whether corporate,  
8 associate, individual or otherwise, of Defendants TYERMAN, the JACKOWAY FIRM, and  
9 DOES 1 through 100, and therefore sues each of these Defendants by their fictitious names.  
10 Plaintiffs will seek leave of court to amend this Complaint to assert the true names and capacities  
11 of the fictitiously named Defendants when that information has been ascertained. The Plaintiffs  
12 are informed and believe, and thereon allege, that each Defendant designated as a "DOE" here is  
13 legally responsible for the events, happenings, acts, occurrences, indebtedness, damages, and  
14 liabilities alleged here and legally caused the injuries and damages to the PLAINTIFFS, as  
15 alleged here.

16 97. Plaintiffs are informed and believe, and thereon allege, that at all times relevant  
17 mentioned here, each of the Defendants TYERMAN, the JACKOWAY FIRM, and DOES 1  
18 through 100, was the agent, partner, joint venturer, alter ego, representative, servant, employee  
19 and/or co-conspirator of each of the other Defendants, and was at all times mentioned here acting  
20 within the course and scope of that agency and employment, and that all acts or omissions alleged  
21 here were duly committed with the ratification, knowledge, permission, encouragement,  
22 authorization and consent of each Defendant designated here.

23 98. Defendants TYERMAN, the JACKOWAY FIRM, and DOES 1 through 100  
24 intentionally interfered with an economic relationship that would have resulted in economic  
25 benefit to Plaintiffs, including but not limited to recouping the over \$1,500,000 plaintiff paid to  
26 bring the film to life, attorney fees, and costs that are continuing, deals with Lionsgate, Apple,  
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1 Bloom and others, and the potential sale of this highly valuable documentary for the going price  
2 of between \$20,000,000.00 to \$50,000,000.00.

3 99. Plaintiffs and others including Warner Bros., MGM, EBONY Magazine, Concord,  
4 Lionsgate, Netflix, Apple TV, Hulu, and others were in an economic relationship and prospective  
5 economic relationship that would have resulted in an economic benefit to the Plaintiffs had the  
6 Defendants not interfered.

7 100. Each of the Defendants knew or through the exercise of reasonable diligence  
8 should have known of these relationships.

9 101. By engaging in the conduct as set forth here, Defendants TYERMAN, the  
10 JACKOWAY FIRM, and DOES 1 through 100 intended to disrupt the business relationship or  
11 knew that disruption of this business relationship was certain or substantially certain to occur.

12 102. The business relationship was intentionally disrupted by Defendants TYERMAN,  
13 the JACKOWAY FIRM, and DOES 1 through 100's intentional interference, when they knew for  
14 10 years that there was no legal claim that the Pollock Estate retained legal rights to the *Amazing*  
15 *Grace* documentary Plaintiffs created.

16 103. Defendants TYERMAN, the JACKOWAY FIRM, and DOES 1 through 100's  
17 conduct was a substantial factor in causing the Plaintiffs' injuries, damages, and harms.

18 104. By the above-described acts and conduct of each of the Defendants TYERMAN,  
19 the JACKOWAY FIRM, and DOES 1 through 100 directly and legally caused Plaintiffs to suffer  
20 injuries, damages, and harms including over \$1,500,000.00 in out of pocket costs and  
21 \$20,000,000.00 to \$50,000,000.00 in losses from *Amazing Grace's* potential distribution deal, all  
22 in an amount to be determined according to proof at trial.

23 105. Defendants TYERMAN, the JACKOWAY FIRM, and DOES 1 through 100 had a  
24 pattern and history of interfering with business and trying to undermine projects or potential  
25 projects for their own economic advantage or for their own malicious activities.

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1           106. Plaintiffs believe that Defendants TYERMAN, the JACKOWAY FIRM, and  
2 DOES 1 through 100 will or have engaged in spoliation of evidence and will seek all sanctions  
3 and remedies available.

4           107. The acts and failures to act of Defendants TYERMAN, the JACKOWAY FIRM,  
5 and DOES 1 through 100, committed by and through its managing agents, supervisors, alter egos,  
6 including but not limited to Defendants TYERMAN, the JACKOWAY FIRM, and DOES 1  
7 through 100 were done with the Defendants' knowledge, and/or were ratified and condoned by  
8 each of the Defendants TYERMAN, the JACKOWAY FIRM, and DOES 1 through 100.

9           108. These actions were willful, wanton, malicious, intentional, oppressive and  
10 despicable and were done in willful and conscious disregard of the rights, welfare and safety of  
11 the Plaintiffs, and were done by managerial agents, agents, supervisors and alter egos of  
12 Defendants TYERMAN, the JACKOWAY FIRM, and DOES 1 through 100, and with the  
13 express knowledge, consent, and ratification of managerial employees of each of the Defendants,  
14 thereby justifying the awarding of punitive and exemplary damages in an amount to be  
15 determined according to proof at the time of trial.

16           109. The Plaintiffs are informed and believe that the Defendants and their managing  
17 agents, including TYERMAN, and DOES 1 through 100 (whose identity is known to Defendants,  
18 and will be the subject of discovery in this case) knew, or through the exercise of reasonable  
19 diligence should have known, that its actions were illegal and acted in conscious disregard for the  
20 law, putting its own desires and financial interests over the Plaintiffs.

21           110. Further, each of the Defendants, and its managing agents had advanced notice that  
22 its managers, managing agents and supervisors and including TYERMAN, the JACKOWAY  
23 FIRM, and DOES 1 through 100 would routinely engage in this practice of attempting to interfere  
24 and diminish the viability of a project in the hopes that they would be able to obtain financial  
25 advantage. Defendants would sabotage deals for their own financial gain. This policy was in  
26 conscious disregard of the Plaintiffs' rights. Each of the Defendants continued to employ the  
27 managing agents including TYERMAN, the JACKOWAY FIRM and DOES 1 through 100  
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1 (whose identity is known to Defendants and will be the subject of discovery), despite knowing  
2 that they maliciously acting in conscious disregard for the legal rights of their clients and and  
3 using information to sabotage and derail claims to their own financial advantage. They would  
4 swoop in and claim that they fixed it for a cut of the deal.

5 111. Further, each of the Defendants, their managing agents including TYERMAN, the  
6 JACKOWAY FIRM and DOES 1 through 100 (whose identity is known to the Defendants and  
7 will be the subject of discovery in this case) ratified and condoned the Defendants' illegal actions,  
8 after they became known, and continued to allow TYERMAN to falsely claim that Mr. ELLIOTT  
9 did not have clear title to the *Amazing Grace* documentary and that Pollack had some claim.

10 112. As a legal result of the each of the Defendants' illegal acts, as alleged here,  
11 Plaintiffs are entitled to reasonable attorneys' fees and costs of this lawsuit.

12 113. As a further legal result of the each of the Defendants' illegal acts, as alleged here,  
13 Plaintiffs are entitled to recover general damages for emotional distress, anxiety, suffering, worry,  
14 in an amount to be determined according to proof at trial.

15  
16 **VIII.**

17 **THIRD CAUSE OF ACTION**

18 **(For ALAN ELLIOTT, AMAZING GRACE, AL'S RECORDS**

19 **Against BARRY TYERMAN, the JACKOWAY FIRM, and DOES 1 through 100 for**  
20 **NEGLIGENT INTERFERENCE WITH PROSPECTIVE ECONOMIC RELATIONS**

21 114. Plaintiffs incorporate by reference the allegations contained in all paragraphs  
22 above, as if fully set forth here.

23 115. Plaintiffs are informed and believe, and thereon allege, that at all relevant times  
24 mentioned here, that Defendants TYERMAN, the JACKOWAY FIRM, and DOES 1 through  
25 100 were the owners, managing agents, alter ego or were acting as the agent, managing agent,  
26 principal, owner, co-conspirator, partner, joint venture, representative, supervisor, manager,  
27 servant, employee and/or co-conspirator of each of the other Defendants, and were at all relevant  
28 times mentioned here, acting within the course and scope of that agency, conspiracy, and/or

1 employment, and that all acts or omissions alleged here were duly committed with the  
2 ratification, knowledge, permission, encouragement, authorization and consent of each of the  
3 Defendants TYERMAN, the JACKOWAY FIRM, and DOES 1 through 100.

4 116. Plaintiffs are informed and believe that at all times relevant times mentioned here,  
5 each of the Defendants TYERMAN, the JACKOWAY FIRM, and DOES 1 through 100 was the  
6 agent, partner, joint venturer, alter ego, representative, servant, employee and/or co-conspirator of  
7 each of the other Defendants, and was at all times mentioned here acting within the course and  
8 scope of said agency and employment, and that all acts or omissions alleged here were duly  
9 committed with the ratification, knowledge, permission, encouragement, authorization and  
10 consent of each of the Defendants TYERMAN, the JACKOWAY FIRM, and DOES 1 through  
11 100.

12 117. Each of the Defendants negligently interfered with an economic relationship that  
13 would have resulted in economic benefit to each of the Plaintiffs.

14 118. Plaintiffs and others including Warner Bros., Lionsgate MGM, Ebony, Hulu.  
15 Netflix, Apple, and others were in an economic relationship and a prospective economic  
16 relationship that would have resulted in Plaintiff's economic benefit.

17 119. Defendants TYERMAN, the JACKOWAY FIRM, and DOES 1 through 100 knew  
18 or through the exercise of reasonable diligence should have known of these relationships.

19 120. Defendants TYERMAN, the JACKOWAY FIRM, and DOES 1 through 100 knew  
20 or through the exercise of reasonable diligence should have known that these relationships would  
21 be disrupted if the Defendants failed to act with reasonable care.

22 121. Defendants TYERMAN, the JACKOWAY FIRM, and DOES 1 through 100 failed  
23 to act with reasonable care.

24 122. The Plaintiffs are informed and believe that the Defendants TYERMAN, the  
25 JACKOWAY FIRM, and DOES 1 through 100 fraudulently claimed that the Pollock Estate  
26 retained legal rights and interests in the *Amazing Grace*, when they knew or should have known  
27 that no such legal rights or interests exist, since the Defendants TYERMAN, the JACKOWAY  
28

1 FIRM, and DOES 1 through 100 had repudiated any alleged interest by the Pollock Estate years  
2 before.

3 123. As a legal result and substantial factor of the Defendants' actions and omissions as  
4 described above, the Defendants disrupted the existing relationship the Plaintiffs had with Warne  
5 Bros. and Lionsgate as well as potential relationships with Apple, Netflix, Hulu, and others.

6 124. As a further legal result of each of the Defendants' acts and omissions, Plaintiffs  
7 injuries, damages, and harms as described above. Defendants TYERMAN, the JACKOWAY  
8 FIRM, and DOES 1 through 100 negligently interfered with an economic relationship that would  
9 have resulted in Plaintiffs' economic benefit, including but not limited to recouping the over  
10 \$1,500,000 Plaintiffs spent to bring the film to life, as well as attorney fees, and costs in an  
11 amount to be determined according to proof at trial.

12 125. As a legal result and substantial factor of the Defendants' actions and omissions as  
13 described above Plaintiffs lost potential deals, deals with Lionsgate, Bloom, and others, as well as  
14 the potential sale of this highly valuable film for the going price of \$20,000,000.00 to  
15 \$50,000,000.00 was lost, all in an amount to be determined according to proof at trial.

16 126. The Plaintiffs are informed and believe that Defendants TYERMAN, the  
17 JACKOWAY FIRM, and DOES 1 through 100 had a pattern, history, and practice of interfering  
18 with the business dealings of others and trying to undermine projects or potential projects for their  
19 own economic advantage or for their own malicious activities.

20 127. The Plaintiffs are informed and believe that Defendants TYERMAN, the  
21 JACKOWAY FIRM, and DOES 1 through 100 will engage, or have engaged in the spoliation of  
22 evidence and will seek all sanctions and remedies available, all in an amount to be determined  
23 according to proof at trial.

24 128. The above-described acts of Defendants TYERMAN, the JACKOWAY FIRM, and  
25 DOES 1 through 100, committed by and through its managing agents, supervisors, alter egos,  
26 were done with the Defendants' knowledge and/or were ratified and condoned by each of the  
27 Defendants.

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1           129. These acts were willful, wanton, malicious, intentional, oppressive, and despicable  
2 and were done in willful and conscious disregard of the Plaintiffs' rights, welfare, and safety, and  
3 with the express knowledge, consent, and ratification of managerial employees of Defendants  
4 TYERMAN, the JACKOWAY FIRM, and DOES 1 through 100, thereby justifying the awarding  
5 of punitive and exemplary damages, in an amount to be determined at the time of trial.

6           130. Defendants TYERMAN, the JACKOWAY FIRM, and DOES 1 through 100, and  
7 managing agents, including TYERMAN and others (whose identity is known to DEFENDANT,  
8 and will be the subject of discovery in this case) knew that its actions were illegal and acted in  
9 conscious disregard for the law, putting its own desires and financial interests over the Plaintiffs.

10           131. Further, each of the Defendants TYERMAN, the JACKOWAY FIRM, and DOES  
11 1 through 100, its managing agents had advanced notice that its managers and managing agents  
12 and supervisors and including TYERMAN and DOES 1 through 100 would routinely engage in  
13 this practice of attempting to interfere and diminish the viability of a project in the hopes that they  
14 would be able to obtain financial advantage. This policy was in conscious disregard of the  
15 Plaintiffs and others rights. Each of the Defendants continued to employ the managing agents  
16 including TYERMAN, the JACKOWAY FIRM and DOES 1 through 100 (whose identity is  
17 known to Defendants and will be the subject of discovery), despite knowing that they were using  
18 confidential knowledge to derail project for their own financial gain.

19           132. Further, each of the Defendants, their managing agents including TYERMAN, the  
20 JACKOWAY FIRM and DOES 1 through 100 (whose identity is known to the Defendants and  
21 will be the subject of discovery in this case) ratified and condoned the Defendants' illegal actions,  
22 after they became known, and continued to allow him to falsely claim that Mr. ELLIOTT did not  
23 have clear title to the *Amazing Grace* documentary, and Pollack had a claim when he did not.

24           133. As a legal result of the illegal acts of each Defendants TYERMAN, the  
25 JACKOWAY FIRM, and DOES 1 through 100, their agents and alter egos, and each of them, as  
26 alleged here, Plaintiffs are entitled to reasonable attorneys' fees and costs of said suit.

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1           140. Plaintiffs are informed and believe that Defendants TYERMAN, the JACKOWAY  
2 FIRM, and DOES 1 through 100, intended to disrupt and derail the performance of these  
3 contracts and prospective contracts or knew that disruption of performance was certain or  
4 substantially certain to occur. Defendant did disrupt potential contracts either intentionally or in  
5 conscious disregard of the effects of their interference.

6           141. As a legal result and substantial factor of the Defendants' actions and failures to  
7 act, the Plaintiffs sustained injuries damages, and harms as described above, including but not  
8 limited to, losing a potential agreement with Lionsgate, Warner Bros., Bloom, and others, all in  
9 an amount to be determined according to proof at trial.

10           142. The Plaintiffs are informed and believe that the Defendants had pattern, practice,  
11 history of interfering with contracts and prospective contracts and attempting to interfere and  
12 diminish the viability of a project in the hopes that the Defendants TYERMAN, the JACKOWAY  
13 FIRM, and DOES 1 through 100 would be able to obtain financial advantage. This policy was in  
14 conscious disregard of the Plaintiffs and others rights. Each of the Defendants continued to  
15 employ the managing agents including TYERMAN, the JACKOWAY FIRM and DOES 1  
16 through 100 (whose identity is known to Defendants and will be the subject of discovery), despite  
17 knowing that they were abusing their position and using privileged information to their own  
18 economic advantage .

19           143. The Plaintiffs are informed and believe that Defendants TYERMAN, the  
20 JACKOWAY FIRM, and DOES 1 through 100 will engage, or have engaged in the spoliation of  
21 evidence and will seek all sanctions and remedies available, all in an amount to be determined  
22 according to proof at trial.

23           144. The acts and failures to act of Defendants TYERMAN, the JACKOWAY FIRM,  
24 and DOES 1 through 100, committed by and through its managing agents, supervisors, alter egos,  
25 including but not limited to Defendants TYERMAN, the JACKOWAY FIRM, and DOES 1  
26 through 100 were done with the Defendants' knowledge, and/or were ratified and condoned by  
27 each of the Defendants TYERMAN, the JACKOWAY FIRM, and DOES 1 through 100.  
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1           145. These actions were willful, wanton, malicious, intentional, oppressive and  
2 despicable and were done in willful and conscious disregard of the rights, welfare and safety of  
3 the Plaintiffs, and were done by managerial agents, agents, supervisors and alter egos of  
4 Defendants TYERMAN, the JACKOWAY FIRM, and DOES 1 through 100, and with the  
5 express knowledge, consent, and ratification of managerial employees of each of the Defendants,  
6 thereby justifying the awarding of punitive and exemplary damages in an amount to be  
7 determined according to proof at the time of trial.

8           146. The Defendants and their managing agents, including Defendants TYERMAN and  
9 DOES 1 through 100 (whose identity is known to the Defendants, and will be the subject of  
10 discovery in this case) knew that its actions were illegal and acted in conscious disregard for the  
11 law, putting their own desires and financial interests over the Plaintiffs.

12           147. Further, Plaintiffs are informed and believe that each of the Defendants and their  
13 managing agents had advanced notice that its managers and managing agents and supervisors and  
14 including TYERMAN and DOES 1 through 100 would routinely engage in this practice of  
15 attempting to interfere and diminish the viability of a project in the hopes that they would be able  
16 to obtain financial advantage. This policy was in conscious disregard of the Plaintiffs' rights.

17           148. Each of the Defendants continued to employ the managing agents including  
18 TYERMAN, the JACKOWAY FIRM and DOES 1 through 100 (whose identity is known to  
19 Defendants and will be the subject of discovery), despite knowing that they were abusing their  
20 position and using privileged information to their own economic advantage .

21           149. Further, each of the Defendants, their managing agents including Defendants  
22 TYERMAN, the JACKOWAY FIRM and DOES 1 through 100 (whose identity is known to the  
23 Defendants and will be the subject of discovery in this case) ratified and condoned the  
24 Defendants' illegal actions, after they became known, and continued to allow him to falsely claim  
25 that Mr. ELLIOTT did not have clear title to the *Amazing Grace* documentary and Sidney Pollack  
26 did.  
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1 disrupt the performance of these contracts and prospective contracts or knew that disruption of  
2 performance was certain or substantially certain to occur.

3 154. Plaintiffs were harmed and Defendants TYERMAN, the JACKOWAY FIRM and  
4 DOES 1 through 100's conduct was a substantial factor in causing Plaintiff's harm.

5 155. By the aforesaid acts and conduct of each of the Defendants TYERMAN, the  
6 JACKOWAY FIRM and DOES 1 through 100, Plaintiffs have been directly and legally caused to  
7 suffer damages not presently ascertained and which still continue, for which Plaintiffs will seek  
8 leave of court to amend when ascertained and subject to proof at trial.

9 156. The Plaintiffs are informed and believe that Defendants TYERMAN, the  
10 JACKOWAY FIRM, and DOES 1 through 100 had a pattern, history, and practice of interfering  
11 with the business dealings of others and trying to undermine projects or potential projects for their  
12 own economic advantage or for their own malicious activities.

13 157. The Plaintiffs are informed and believe that Defendants TYERMAN, the  
14 JACKOWAY FIRM, and DOES 1 through 100 will engage, or have engaged in the spoliation of  
15 evidence and will seek all sanctions and remedies available, all in an amount to be determined  
16 according to proof at trial.

17 158. The acts and failures to act of Defendants TYERMAN, the JACKOWAY FIRM,  
18 and DOES 1 through 100, committed by and through its managing agents, supervisors, alter egos,  
19 including but not limited to Defendants TYERMAN, the JACKOWAY FIRM, and DOES 1  
20 through 100 were done with the Defendants' knowledge, and/or were ratified and condoned by  
21 each of the Defendants TYERMAN, the JACKOWAY FIRM, and DOES 1 through 100.

22 159. These actions were willful, wanton, malicious, intentional, oppressive and  
23 despicable and were done in willful and conscious disregard of the rights, welfare and safety of  
24 the Plaintiffs, and were done by managerial agents, agents, supervisors and alter egos of  
25 Defendants TYERMAN, the JACKOWAY FIRM, and DOES 1 through 100, and with the  
26 express knowledge, consent, and ratification of managerial employees of each of the Defendants,  
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1 thereby justifying the awarding of punitive and exemplary damages in an amount to be  
2 determined according to proof at the time of trial.

3 160. The Defendants and their managing agents, including Defendants TYERMAN and  
4 DOES 1 through 100 (whose identity is known to the Defendants, and will be the subject of  
5 discovery in this case) knew that its actions were illegal and acted in conscious disregard for the  
6 law, putting its own desires and financial interests over the Plaintiffs.

7 161. Further, Plaintiffs are informed and believe that each of the Defendants and their  
8 managing agents had advanced notice that its managers and managing agents and supervisors and  
9 including TYERMAN and DOES 1 through 100 would routinely engage in this practice of  
10 attempting to interfere and diminish the viability of a project in the hopes that they would be able  
11 to obtain financial advantage. This policy was in conscious disregard of the Plaintiffs' rights.

12 162. Further, each of the Defendants, their managing agents including TYERMAN, the  
13 JACKOWAY FIRM and DOES 1 through 100 (whose identity is known to the Defendants and  
14 will be the subject of discovery in this case) ratified and condoned the Defendants' illegal actions,  
15 after they became known, and continued to allow him to falsely claim that Mr. ELLIOTT did not  
16 have clear title to the *Amazing Grace* documentary.

17 163. As a legal result of the each of the Defendants' illegal acts, as alleged here,  
18 Plaintiffs are entitled to reasonable attorneys' fees and costs of this lawsuit.

19  
20 **XI.**

21 **SIXTH CAUSE OF ACTION**

22 **For ALAN ELLIOTT, AMAZING GRACE, AL'S RECORDS**  
23 **Against BARRY TYERMAN, the JACKOWAY FIRM, and DOES 1 through 100**  
24 **FOR INTENTIONAL INFLICTION OF EMOTIONAL DISTRESS**

25 164. Plaintiffs incorporate by reference the allegations contained in paragraphs 1  
26 through 165 above, as if fully set forth here.

27 165. Plaintiffs are informed and believe, and thereon allege, that at all times relevant  
28 here, each of the Defendants TYERMAN, the JACKOWAY FIRM, and DOES 1 through 100,

1 were the owners, managing agents, alter ego or were acting as the agent, managing agent,  
2 principal, owner, partner, joint venture, representative, supervisor, manager, servant, employee  
3 and/or co-conspirator of each of the other Defendants, and were at all times mentioned here  
4 acting within the course and scope of that agency, conspiracy, and employment, and that all acts  
5 or omissions alleged here were duly committed with the ratification, knowledge, permission,  
6 encouragement, authorization and consent of each the Defendants TYERMAN, the JACKOWAY  
7 FIRM, and DOES 1 through 100.

8 166. The Plaintiffs were harmed and each of the Defendants' conduct was a substantial  
9 factor in causing Plaintiffs' injuries, damages, and harms.

10 167. Due to the acts and failures to act by each of the Defendants TYERMAN, the  
11 JACKOWAY FIRM, and DOES 1 through 100, Plaintiffs have suffered injuries, damages, and  
12 harms, including but not limited to recouping over \$1,500,000 Plaintiffs paid to bring the film to  
13 life, attorney fees, and costs that are continuing, deals with Lionsgate, Apple, Bloom and others,  
14 as well as the potential distribution of this highly valuable documentary for the going price of  
15 \$20,000,000.00 to \$50,000,000.00, all in an amount to be determined according to proof at trial.

16 168. Plaintiffs are informed and believe that each off the Defendants TYERMAN, the  
17 JACKOWAY FIRM, and DOES 1 through 100 acted knowingly and in direct violation of the  
18 Rules of Professional Responsibility, and in conscious disregard for the Plaintiffs' rights.  
19 Moreover, each of the Defendants exploited their relationship with Mr. ELLIOTT, hoping to use  
20 him to obtain information to use against ELLIOTT and to benefit themselves economically.

21 169. Plaintiffs are informed and believe that each of the Defendants TYERMAN, the  
22 JACKOWAY FIRM, and DOES 1 through 100, acted illegally, knowing their actions were illegal  
23 and knowing their actions would cause Plaintiffs harm. The Defendants engaged in this pattern  
24 of this illegal behavior for more than 10 years, in conscious disregard for Mr. ELLIOTT's  
25 rights.

26 170. As a legal result of each of the Defendants TYERMAN, the JACKOWAY FIRM,  
27 and DOES 1 through 100's actions and omissions, Mr. ELLIOTT has suffered severe, extreme,  
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1 and lasting emotional distress, in the past, and is reasonably likely to cause similar pain and injury  
2 in the future, all in an amount to be determined according to proof at trial.

3 171. Mr. ELLIOTT was close to declaring bankruptcy, mortgaged his house multiple  
4 times, risked everything and because of Defendants TYERMAN, the JACKOWAY FIRM, and  
5 DOES 1 through 100's intentional interference, will never be able to recoup all the money and  
6 time he invested combatting the Defendants' efforts to undermine Amazing Grace and derailing  
7 the film. These injuries, damages, and harms were sustained all in an amount to be determined  
8 according to proof at trial.

9 172. The Plaintiffs are informed and believe that Defendants TYERMAN, the  
10 JACKOWAY FIRM, and DOES 1 through 100 had a pattern, history, and practice of interfering  
11 with the business dealings of others and trying to undermine projects or potential projects for their  
12 own economic advantage or for their own malicious activities.

13 173. The Plaintiffs are informed and believe that Defendants TYERMAN, the  
14 JACKOWAY FIRM, and DOES 1 through 100 will engage, or have engaged in the spoliation of  
15 evidence and will seek all sanctions and remedies available, all in an amount to be determined  
16 according to proof at trial.

17 174. The acts and failures to act of Defendants TYERMAN, the JACKOWAY FIRM,  
18 and DOES 1 through 100, committed by and through its managing agents, supervisors, alter egos,  
19 including, but not limited to Defendants TYERMAN, the JACKOWAY FIRM, and DOES 1  
20 through 100, were done with the Defendants' knowledge, and/or were ratified and condoned by  
21 each of the Defendants TYERMAN, the JACKOWAY FIRM, and DOES 1 through 100.

22 175. These actions were willful, wanton, malicious, intentional, oppressive and  
23 despicable and were done in willful and conscious disregard of the rights, welfare and safety of  
24 the Plaintiffs, and were done by managerial agents, agents, supervisors and alter egos of  
25 Defendants TYERMAN, the JACKOWAY FIRM, and DOES 1 through 100, and with the  
26 express knowledge, consent, and ratification of managerial employees of each of the Defendants,  
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1 thereby justifying the awarding of punitive and exemplary damages in an amount to be  
2 determined according to proof at the time of trial.

3 176. The Defendants and their managing agents, including Defendants TYERMAN and  
4 DOES 1 through 100 (whose identity is known to the Defendants, and will be the subject of  
5 discovery in this case) knew that its actions were illegal and acted in conscious disregard for the  
6 law, putting its own desires and financial interests over the Plaintiffs.

7 177. Further, Plaintiffs are informed and believe that each of the Defendants and their  
8 managing agents had advanced notice that its managers and managing agents and supervisors and  
9 including TYERMAN and DOES 1 through 100 would routinely engage in this practice of  
10 attempting to interfere and diminish the viability of a project in the hopes that they would be able  
11 to obtain financial advantage. This policy was in conscious disregard of the Plaintiffs' rights.

12 178. Each of the Defendants continued to employ the managing agents including  
13 TYERMAN, the JACKOWAY FIRM and DOES 1 through 100 (whose identity is known to  
14 Defendants and will be the subject of discovery), despite knowing that they were violating the  
15 law regarding their clients to their own economic advantage.

16 179. Further, each of the Defendants, their managing agents including TYERMAN, the  
17 JACKOWAY FIRM and DOES 1 through 100 (whose identity is known to the Defendants and  
18 will be the subject of discovery in this case) ratified and condoned the Defendants' illegal actions,  
19 after they became known, and continued to allow him to falsely claim that Mr. ELLIOTT did not  
20 have clear title to the *Amazing Grace* documentary, and Pollack had an interest.

21 180. As a legal result of the each of the Defendants' illegal acts, as alleged here,  
22 Plaintiffs are entitled to reasonable attorneys' fees and costs of this lawsuit.

23 181. As a further legal result of the each of the Defendants' illegal acts, as alleged here,  
24 Plaintiffs are entitled to recover general damages for emotional distress, anxiety, suffering, worry,  
25 in an amount to be determined according to proof at trial.

26 XII.

27 SEVENTH CAUSE OF ACTION

1                                   **For ALAN ELLIOTT, AMAZING GRACE, AL'S RECORDS**  
2                                   **Against BARRY TYERMAN, the JACKOWAY FIRM, and DOES 1 through 100**  
3                                   **FOR NEGLIGENT SUPERVISION AND RETENTION**

4           182. Plaintiffs incorporate by reference the allegations contained in paragraphs 1  
5 through 183 above, as if fully set forth here.

6           183. The allegations set forth all paragraphs are re-alleged and incorporated here by  
7 reference as though set forth in full here.

8           184. The Plaintiffs are informed and believe, that at relevant times mentioned here, that  
9 Defendants TYERMAN, the JACKOWAY FIRM, and DOES 1 through 100 were the owners,  
10 managing agents, alter ego or were acting as the agent, managing agent, principal, owner, partner,  
11 joint venture, representative, supervisor, manager, servant, employee and/or co-conspirator of  
12 each of the other Defendants, and were at all times mentioned here acting within the course and  
13 scope of that agency, conspiracy, and employment, and that all acts or omissions alleged here  
14 were duly committed with the ratification, knowledge, permission, encouragement, authorization  
15 and consent of each of the Defendants TYERMAN, the JACKOWAY FIRM, and DOES 1  
16 through 100.

17           185. Defendants TYERMAN, the JACKOWAY FIRM, and DOES 1 through 100  
18 negligently retained Defendants TYERMAN, and DOES 1 through 100 despite knowing that  
19 they was engaging in the violation of the Rules of Professional Responsibility, including  
20 representing clients in way that created a conflict of interest, using information obtained from  
21 one client to obtain an advantage for another, impacting the first client and trying to exploit his  
22 relationship with Mr. ELLIOTT to the economic advantage of the JACKOWAY FIRM and  
23 DOES 51 - 100. Each of these Defendants failed to supervise TYERMAN and DOES 51 through  
24 100 failed to terminate them when their illegal behavior became clear.

25           186. Each of the Defendants TYERMAN, the JACKOWAY FIRM, and DOES 1  
26 through 100's conduct was a legal result and substantial factor in causing the injuries damages  
27 and harms as described here, all in an amount to be determined according to proof at trial.  
28

1           187. Plaintiffs are informed and believe that each of the Defendants TYERMAN, the  
2 JACKOWAY FIRM, and DOES 1 through 100 has a pattern, practice, and history of interfering  
3 with projects, or potential deals for their own economic advantage.

4           188. The Plaintiffs are informed and believe that Defendants TYERMAN, the  
5 JACKOWAY FIRM, and DOES 1 through 100 will engage, or have engaged in the spoliation of  
6 evidence and will seek all sanctions and remedies available, all in an amount to be determined  
7 according to proof at trial.

8           189. The acts and failures to act of Defendants TYERMAN, the JACKOWAY FIRM,  
9 and DOES 1 through 100, committed by and through its managing agents, supervisors, alter egos,  
10 including but not limited to Defendants TYERMAN, the JACKOWAY FIRM, and DOES 1  
11 through 100 were done with the Defendants' knowledge, and/or were ratified and condoned by  
12 each of the Defendants TYERMAN, the JACKOWAY FIRM, and DOES 1 through 100.

13           190. In addition, each of the Defendants TYERMAN, the JACKOWAY FIRM, and  
14 DOES 1 through 100, their managing agents and others, had advanced notice that its managers  
15 and managing agents and supervisors of including Defendant TYERMAN and DOES 1 through  
16 100 would routinely engage in this practice of attempting to interfere and diminish the viability of  
17 a project in the hopes that they would be able to obtain financial advantage. This policy was in  
18 conscious disregard of the Plaintiffs' rights. Each of the Defendants continued to employ the  
19 managing agents including TYERMAN, the JACKOWAY FIRM and DOES 1 through 100  
20 (whose identity is known to Defendants and will be the subject of discovery), despite knowing he  
21 was using client information to derail potential deals so defendants could obtain an economic  
22 advantage.

23           191. Further, each of the Defendants, their managing agents including TYERMAN, the  
24 JACKOWAY FIRM and DOES 1 through 100 (whose identity is known to the Defendants and  
25 will be the subject of discovery in this case) ratified and condoned the Defendants' illegal actions,  
26 after they became known, and continued to allow him to falsely claim that Mr. ELLIOTT did not  
27 have clear title to the *Amazing Grace* documentary, and Sydney Pollack had a legal claim.

28

1           192. As a legal result of the each of the Defendants' illegal acts, as alleged here,  
2 Plaintiffs are entitled to reasonable attorneys' fees and costs of this lawsuit.

3           193. As a further legal result of the each of the Defendants' illegal acts, as alleged here,  
4 Plaintiffs are entitled to recover general damages for emotional distress, anxiety, suffering, worry,  
5 in an amount to be determined according to proof at trial.

6           194. Defendants TYERMAN, the JACKOWAY FIRM, and DOES 1 through 100  
7 negligently retained Defendants TYERMAN, and DOES 1 through 100 despite knowing that  
8 they was engaging in the violation of the *Rules of Professional Responsibility*, including  
9 representing clients in way that created a conflict of interest, using information obtained from  
10 one client to obtain an advantage for another, impacting the first client and trying to exploit his  
11 relationship with Mr. ELLIOTT to the economic advantage of the JACKOWAY FIRM and  
12 DOES 1 - 100. Each of these Defendants failed to supervise TYERMAN and DOES 1 through  
13 100, allowed him to use client information to derail potential deals to their own advantage.

14           195. Each of the Defendants TYERMAN, the JACKOWAY FIRM, and DOES 1  
15 through 100's conduct was a legal result and substantial factor in causing the injuries damages  
16 and harms as described here, all in an amount to be determined according to proof at trial.

17           196. Plaintiffs are informed and believe that each of the Defendants TYERMAN, the  
18 JACKOWAY FIRM, and DOES 1 through 100 has a pattern, practice, and history of interfering  
19 with projects, or potential deals for their own economic advantage.

20           197. As a legal result of each of the Defendants TYERMAN, the JACKOWAY FIRM,  
21 and DOES 1 through 100's actions and omissions, Mr. ELLIOTT has suffered severe, extreme,  
22 and lasting emotional distress, in the past, and is reasonably likely to cause similar pain and injury  
23 in the future, all in an amount to be determined according to proof at trial.

24           198. Mr. ELLIOTT was close to declaring bankruptcy, mortgaged his house multiple  
25 times, risked everything and because of Defendants TYERMAN, the JACKOWAY FIRM, and  
26 DOES 1 through 100's intentional interference, will never be able to recoup all the money and  
27  
28

1 time he invested combatting the Defendants' efforts to undermine Amazing Grace. These injuries,  
2 damages, and harms were sustained all in an amount to be determined according to proof at trial.

3  
4 **DEMAND FOR JURY TRIAL**

5 Plaintiffs hereby demand jury trial of all issues in this matter.

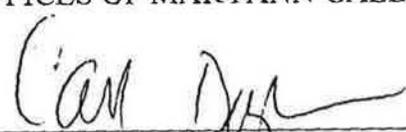
6 **PRAYER FOR RELIEF**

7 WHEREFORE, Plaintiffs hereby pray that the Court enters judgment in its favor and  
8 against Defendants, as follows:

- 9 1. For general damages in an amount within the jurisdictional limits of this court;  
10 2. For medical expenses and related items of expense, according to proof;  
11 3. For loss of earnings, earning capacity and benefits, according to proof;  
12 4. For exemplary and punitive damages in an amount according to proof;  
13 5. For all statutory penalties as permitted by law;  
14 6. For attorneys' fees according to proof;  
15 7. For prejudgment interest according to proof;  
16 8. For interest as allowed by law;  
17 9. For costs of suit incurred here;  
18 10. For actual damages;  
19 11. For injury and harm to the AMAZING GRACE film, marketability and value;  
20 12. For such other and further relief as the court may deem just and proper; and

21  
22  
23 DATED: January 12, 2021

DOUGLAS/ HICKS LAW  
LAW OFFICES OF MARYANN GALLAGHER

24  
25 By: 

CARL DOUGLAS/ESQ.  
MARYANN GALLAGHER.ESQ.  
Attorneys for Plaintiffs  
ALAN ELLIOTT; AMAZING GRACE MOVIE  
LLC; AL'S RECORDS AND TAPES INC.

# EXHIBIT "1"

On Jan 22, 2015, at 10:31 AM, Tyerman, Barry <[BTyerman@jtwamm.com](mailto:BTyerman@jtwamm.com)> wrote:

Shouldn't we first try to make a deal for Sydney's rights in the film?

Barry W. Tyerman, Esq.  
Jackoway Tyerman Wertheimer  
Austen Mandelbaum Morris & Klein  
1925 Century Park East, 22nd Floor  
Los Angeles, California 90067  
Phone: (310) 553-0305  
Firm Fax: (310) 553-5036  
Direct Fax: (310) 551-4448

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

**From:** alan elliott [[alan@alanelliott.net](mailto:alan@alanelliott.net)]  
**Received:** Thursday, 22 Jan 2015, 10:27AM  
**To:** Tyerman, Barry [[BTyerman@jtwamm.com](mailto:BTyerman@jtwamm.com)]  
**Subject:** amazing grace/redford...

barry:

i called as... i am finishing up the "amazing grace" doc... and i want robert redford to read the letter sydney wrote to aretha for the top of the picture.

If it's a no... i will really move on this time... but i feel he is the right choice for it... here's the letter:

attached is a link for "amazing grace."

here's the link:

<https://vimeo.com/91847063>

password: sp

---

the trailer can be seen here:

<https://vimeo.com/75871364>

(password: trailer)

thank you.

-alan

-----

**phone: 323 988 9692**

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# EXHIBIT “2”

**From:** Tyerman, Barry [<mailto:BTyerman@jtwamm.com>]  
**Sent:** Wednesday, August 12, 2015 11:01 AM  
**To:** Tom McGuire  
**Subject:** FW: Sydney Pollack; "Amazing Grace"

Tom,

I understand from Warners that you are representing Mr. Elliott and this project, which frankly surprises me given the attitude and disregard for contractual and creative rights he has consistently and routinely exhibited. Contrary to Mr. Elliott's assertion he has no rights to either the name, likeness, biography or results and proceeds of services of Sydney Pollack or Aretha Franklin (among other essential clearances) and he is about to step off the deepest darkest elevator shaft of his life.

---

# EXHIBIT “3”

Begin forwarded message:

From: Tom McGuire <TMcGuire@wmaentertainment.com>  
Subject: RE: Sydney Pollack; "Amazing Grace"  
Date: August 17, 2015 at 5:41:48 PM PDT  
To: "Tyerman, Barry" <BTyerman@jtwamm.com>  
Cc: "alan elliot (ucia)" <ellianellott@ucla.edu>, "alanellott@ucla.edu", "Todd Musburger (todd@musburger.com)" <todd@musburger.com>, LLesl Copland <LCopland@wmaentertainment.com>

Barry,

I will pass this email on. However, two observations:

1. I am unaware of any "standstill" agreement or other similar agreement that Alan or his production has entered into with Ms. Franklin. I would be happy to be on a call with you and/or her representative(s) to confirm that.
2. I do not believe it is against any ethical laws for Alan to speak directly to anyone involved in this matter. I will advise him that you do not want him to speak to Rachel or any other member of the family.

In addition, I do not know myself that Alan offered to take Mr. Pollack's name off the film, either generally or in the manner in which you suggest. I am passing your email on to Alan.

Tom

Tom McGuire | WME  
TMcGuire@wmaentertainment.com  
310.248.3022

---

From: Tyerman, Barry [mailto:BTyerman@jtwamm.com]  
Sent: Monday, August 17, 2015 5:32 PM  
To: Tom McGuire  
Subject: FW: Sydney Pollack; "Amazing Grace"

Tom,

I know that we have been missing each other. On the chance that it may take some time to connect, please advise your client that, without prejudice, the successors to the rights of Sydney Pollack accept his suggestion to take Mr. Pollack's name off the film, including for the proposed screenings at Toronto. Please have him cease any further use of Mr. Pollack's name, performance or image and, without limiting the generality of the foregoing, delete any and all visual or other references to Mr. Pollack in and in connection with the film.

I understand that quite provocatively Mr. Elliott has flagrantly breached a "standstill" agreement entered into with or on behalf of Aretha Franklin. Clearly not a positive move or one likely to encourage cooperation from anyone. I have been put in contact with her representatives.

Nothing contained herein or our previous correspondence shall be construed as a waiver of any of our clients' rights, positions or remedies, all of which are expressly reserved.

Barry

PS. Please remind your client that it is unethical for him to be contacting Rachel Pollack or any other member of the family directly. Thank you.

Barry W. Tyerman, Esq.  
Jackoway Tyerman Wertheimer  
Austen Mandelbaum Morris & Klein  
1925 Century Park East, 22nd Floor  
Los Angeles, California 90067  
Phone: (310) 553-0305  
Firm Fax: (310) 553-5036  
Direct Fax: (310) 551-4448

---

From: alan elliot (ucia) [mailto:algellott@ucla.edu]  
Sent: Tuesday, August 11, 2015 11:45 AM  
To: Tyerman, Barry  
Cc: Rachel Pollack; Todd W. Musburger  
Subject: Re: Sydney Pollack; "Amazing Grace"

and good morning to you to barry!

look... and rachel is on this email too (along with todd, my lawyer and pal)... so mind your manners, please, bar...

again... according to the records we have, sydney was paid for directing and producing. if you have ANYTHING else... please send it so we can sort it through fairly.

look... i was the one who worked with sydney on this. i have his shot notes. he and i had the conversations. and sydney suggested- without prompting- that i finish this because "alan, you kn it better." so for me... i want to honor that. and while i can change the credit... and if rachel and the family wants to take sydney's name off as "director" i will...

i can't change the facts of how the movie came to where it is!

and if this is about money... i am still soliciting investors. if the family wants to buy in... now's the time! (me personally... i have re-mortgaged- "jeremiah johnson"-style- my own house. fr times.) (barry... you have known about this for eight years... so the time to speak up to this... well, it would have been helpful before i re-mortgaged the house on any of these four occasion

in sum, i have nothing but love for sydney and the work we did on the film. i am and was honored to work with him on this but i defer to the family as to what to do on the credits. i am putting together the credits next week for the final crawl... so please let me know.

thank you.

-alan

phone: 323 988 9692

# EXHIBIT "4"

✓  

---

**From:** Tyerman, Barry [<mailto:BTyerman@jtwamm.com>]  
**Sent:** Wednesday, August 26, 2015 11:07 AM  
**To:** Tom McGuire  
**Subject:** RE: Amazing Grace

No mention of Sydney Pollack ANYWHERE (Including publicity, promotion, etc.) and no use of his image. This is all of course without prejudice to our basic position that all of this is uncleared as required by the Warner Bros. clip license.

Barry W. Tyerman, Esq.  
Jackoway Tyerman Wertheimer  
Austen Mandelbaum Morris & Klein  
1925 Century Park East, 22nd Floor  
Los Angeles, California 90067  
Phone: (310) 553-0305  
Firm Fax: (310) 553-5036  
Direct Fax: (310) 551-4448

---

# EXHIBIT "5"

**From:** alan elliot (ucla) alanelliott@g.ucla.edu  
**Subject:** steve spira/wb films  
**Date:** July 19, 2016 at 4:52 PM  
**To:** scott pascucci scottpascucci@concordbicycle.com



steve is president/biz affairs at wb- and a friend- and a help along the 9 years.

he and i talked today as i wanted to get him up to speed on concord.

he was completely enthusiastic about concord.

I asked him again of the pollack issue- to make sure he was still bullis... his quote:

"look, If you wanna put the name (sydney's) on the movie, you can. if you don't, that's ok too. It's your movie and we are your partner, and we all ready told him to stop- that he has nothing. tyerman has nothing enjoinable (i had to look that word up). he is just chasing- and he's got nothing."

i asked if he would be ok if we triangulated if need be, and he said he would help- and say the same thing to whomever that he has all ready told barry personally- he's got nothing.

thank you.

-alan

**phone: 323 988 9692**  
**peace and love.**

<http://songsoundrecord.tumblr.com>

# EXHIBIT "6"

**From:** Tyerman, Barry <BTyerman@jtwamm.com>  
**Sent:** Monday, November 5, 2018 3:55 PM  
**To:** Tom McGuire <TMcGuire@wmeentertainment.com>  
**Cc:** Liesl Copland <lcopland@endeavorcontent.com>  
**Subject:** Sydney Pollack/Aretha film

Tom,

I hope you were not involved in this? <https://variety.com/2018/music/news/aretha-franklin-estate-amazing-grace-film-premiere-1203019833/>

Clearly this statement in the release, among others, is absolutely false: "Years before director Sydney Pollack's death in 2008, he encouraged Elliott to buy and complete the footage he had shot in 1972; the filmmaker went to Warner Bros. and gave them his blessing to sell Elliott the film, which had languished in storage for decades after problems synching visuals and audio make it impossible to edit with the existing technology. The film is going out without a directorial credit, after years of debate about whether Pollack would want to be credited on a project he wasn't able to see through after the initial shoot."

As you and your client are aware (and Mr. Elliott has acknowledged on multiple occasions, including in writing, as he has pursued these rights), **it is self-evident that the Sydney Pollack rights (contractual, guild and at law) would need to be cleared before this material can be exploited in any manner. ANY person or entity engaging in ANY conduct inconsistent with those rights will be held accountable for their unseemly attempts to trample on our esteemed client and his legacy for their personal gain.**

All rights, positions and remedies reserved. Barry

**From:** Faure, Melissa (HBO) </O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=5CA34329908A46E8B52B15C56A765F6A-FAURE, MELI>  
**Sent:** Thursday, September 28, 2023 12:31 PM  
**To:** 'Colin H. Rolf's' <crolfs@millerbarondess.com>  
**Cc:** Sasha Frid <sfrid@Millerbarondess.com>; Danielle Novelly <dnovelly@millerbarondess.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>; Justin Stinar <jstinar@Millerbarondess.com>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

---

Received, thank you. Thank you as well for agreeing to an additional 2-week extension (October 19).

Regards,

## Melissa Faure

Sr. Litigation Administrator

230 Park Avenue South, New York, NY 10003

[Melissa.Faure@warnermedia.com](mailto:Melissa.Faure@warnermedia.com)



---

**From:** Colin H. Rolf's <crolfs@millerbarondess.com>  
**Sent:** Thursday, September 28, 2023 3:19 PM  
**To:** Faure, Melissa (HBO) <melissa.faure@warnermedia.com>  
**Cc:** Sasha Frid <sfrid@Millerbarondess.com>; Danielle Novelly <dnovelly@millerbarondess.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>; Justin Stinar <jstinar@Millerbarondess.com>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Hi Melissa,

Per our call, attached please find the complaint and protective order.

Best,

**Colin H. Rolfs**

MILLER | BARONDESS LLP

2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

Main: 310-552-4400

Direct: 310-552-5242

Fax: 310-552-8400

[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

 Please consider the environment – do you really need to print this email?

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**From:** Faure, Melissa (HBO) <[melissa.faure@warnermedia.com](mailto:melissa.faure@warnermedia.com)>

**Sent:** Thursday, September 28, 2023 11:40 AM

**To:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>

**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Hi Colin,

I am available for the next hour or so in case that works for you. You can reach me at (212) 548-5089. I look forward to speaking with you.

Thanks very much,

**Melissa Faure**

Sr. Litigation Administrator

---

**From:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>

**Sent:** Wednesday, September 27, 2023 6:11 PM  
**To:** Faure, Melissa (HBO) <[melissa.faure@warnermedia.com](mailto:melissa.faure@warnermedia.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

**EXTERNAL SENDER: Caution opening links or attachments**

Hi Melissa,

Following up on this. Is there a time tomorrow we could speak?

Best,

**Colin H. Rolfs**

MILLER | BARONDESS LLP

2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

Main: 310-552-4400

Direct: 310-552-5242

Fax: 310-552-8400

[crofs@millerbarondess.com](mailto:crofs@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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**From:** Colin H. Rolfs  
**Sent:** Tuesday, September 26, 2023 10:44 AM  
**To:** 'Faure, Melissa (HBO)' <[melissa.faure@warnermedia.com](mailto:melissa.faure@warnermedia.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Hi Melissa:

Are you available for a call this afternoon to discuss the status of HBO and Warner Bros. response?

Best,

**Colin H. Rolfs**

MILLER | BARONDESS LLP

2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

Main: 310-552-4400

Direct: 310-552-5242

Fax: 310-552-8400

[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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**From:** Faure, Melissa (HBO) <[melissa.faure@warnermedia.com](mailto:melissa.faure@warnermedia.com)>

**Sent:** Monday, August 21, 2023 12:41 PM

**To:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>

**Subject:** In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Mr. Rolfs:

On behalf of Home Box Office, Inc. and Warner Bros. Entertainment, Inc., I am writing regarding your subpoenas dated August 1, 2023 In Re *Alan Elliott v. Barry Tyerman*, Case No. 20STCV42553. I tried calling your firm a couple of times and left a voicemail, but wasn't able to speak with you directly.

We are looking into the matters raised therein. Unfortunately, given delays due to summer vacations and other circumstances, members of our organization are currently unavailable. As such, we need additional time to respond. We respectfully ask to have until October 5, 2023, to respond. Please let me know if you have any concerns with this timing; otherwise, we will proceed to have our response to you by then.

Thank you for your patience and understanding.

Regards,

**Melissa Faure**

Sr. Litigation Administrator

230 Park Avenue South, New York, NY 10003

[Melissa.Faure@warnermedia.com](mailto:Melissa.Faure@warnermedia.com)



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**From:** Faure, Melissa (HBO) </O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=5CA34329908A46E8B52B15C56A765F6A-FAURE, MELI>  
**Sent:** Wednesday, October 18, 2023 1:08 PM  
**To:** Colin H. Rolfs <crolfs@millerbarondess.com>  
**Cc:** Sasha Frid <sfrid@Millerbarondess.com>; Danielle Novelly <dnovelly@millerbarondess.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>; Justin Stinar <jstinar@Millerbarondess.com>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

---

Hi Colin,

I hope you are well. I am writing to ask for an additional short extension, just until the end of the month.

Thank you very much,

**Melissa Faure**

Sr. Paralegal, Litigation

---

**From:** Faure, Melissa (HBO)  
**Sent:** Thursday, September 28, 2023 3:31 PM  
**To:** 'Colin H. Rolfs' <crolfs@millerbarondess.com>  
**Cc:** Sasha Frid <sfrid@Millerbarondess.com>; Danielle Novelly <dnovelly@millerbarondess.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>; Justin Stinar <jstinar@Millerbarondess.com>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Received, thank you. Thank you as well for agreeing to an additional 2-week extension (October 19).

Regards,

**Melissa Faure**

Sr. Litigation Administrator

230 Park Avenue South, New York, NY 10003

[Melissa.Faure@warnermedia.com](mailto:Melissa.Faure@warnermedia.com)



---

**From:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Sent:** Thursday, September 28, 2023 3:19 PM  
**To:** Faure, Melissa (HBO) <[melissa.faure@warnermedia.com](mailto:melissa.faure@warnermedia.com)>  
**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Hi Melissa,

Per our call, attached please find the complaint and protective order.

Best,

**Colin H. Rolfs**

MILLER | BARONDES S<sub>LLP</sub>

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[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553  
**Attach:** 10.31.23 Letter.pdf

---

Colin,

Please see the attached letter with Responses and Objections to the Subpoenas. Also, do you have a secure FTP site or shared drive we can use to send documents?

Thank you,

## Melissa Faure

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October 31, 2023

VIA EMAIL  
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Colin H. Rolfs  
Miller Barondess LLP  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067

**RE: *Alan Elliott et al. v. Barry Tyerman et al.*, LASC Case No. 20STCV425553  
Subpoenas to Home Box Office, Inc. and Warner Bros. Entertainment Inc.**

Dear Mr. Rolfs,

I write in reference to your Subpoenas in a Civil Case dated August 1, 2023 (the “Subpoenas”) in connection with the above-referenced matter (the “Litigation”), directed to and served on Home Box Office, Inc. and Warner Bros. Entertainment Inc. (together, “HBO and WB”) on August 2, 2023. This constitutes HBO and WB’s responses and objections to the Subpoenas.

HBO and WB generally object to the Subpoena requests as follows:

1. HBO and WB will respond to the requests on the basis of the best information and records available to them as of the date of this response, subject to the objections described herein.
2. HBO and WB generally object to the entirety of the Subpoenas on the grounds that they impose undue burden and expense on non-parties HBO and WB.
3. HBO and WB’s responses herein, or any production of documents by HBO and WB, are not an admission that responsive documents exist or that produced documents are responsive. Further, HBO and WB’s response to any particular request should not be taken as an admission that they accept or admit the existence of any fact set forth or assumed by the request, or that the response constitutes admissible evidence. No response to any portion of any request shall be deemed a waiver of any objection not set forth herein that could be made to any such portion of the request regarding the relevancy of the information or its admissibility. Rather, these responses and any documents produced reflect HBO and WB’s attempt to produce non-privileged documents as they are kept in the ordinary course of business.
4. HBO and WB object to all of the Instructions and Definitions in the Subpoenas on the basis that each is burdensome and harassing.

5. HBO and WB object to all of the requests on the grounds that they are vague, overly broad and seek information that is neither relevant nor will lead to the discovery of admissible evidence.
6. HBO and WB object to all of the requests on the grounds that they are disproportionately burdensome to non-parties. HBO and WB object to all of the requests on the grounds, and to the extent, that they seek information that is within the possession, custody, or control of Plaintiffs, Defendants and/or other counsel in this matter, and/or that is publicly available, thereby imposing an extraordinary burden and expense on these non-parties, when discovery has not been exhausted as to the parties to the Litigation, and where the balance of information sought should be available directly from other parties to the Litigation or other sources that are more direct and less burdensome to HBO and WB as non-parties.
7. HBO and WB object to all of the requests to the extent that Defendants have not already sought the same information from a party to the Litigation. HBO and WB further object to all of the requests to the extent they seek, from non-parties HBO and WB, information that is available from, or that has already been produced by, a party to the Litigation.
8. HBO and WB object to the Subpoenas as overly broad, including but not limited to the extent that they seek "all" documents on a given subject from HBO and WB, non-parties to the Litigation. HBO and WB further object to the extent the Subpoenas seek, or may be construed to seek, the production of "all" documents under circumstances in which a production of a subset of all documents would be sufficient to show the allegedly relevant or pertinent information.
9. HBO and WB object to the Subpoenas as vague and ambiguous, including but not limited to their failure to designate a reasonable timeframe for the records and information sought.
10. HBO and WB object to all of the requests to the extent that they call for the production of documents that contain confidential, proprietary, and/or highly sensitive business information of HBO, WB and others that would be damaging to HBO and WB should it be disclosed to any third party, which outweighs any arguable relevance to the pending dispute.
11. HBO and WB object to all of the requests to the extent that they seek documents and information protected from disclosure under the attorney-client privilege and/or attorney work product doctrine.
12. HBO and WB object to all of the requests to the extent that they assume facts not in evidence.
13. HBO and WB object to the Subpoenas to the extent they oblige HBO and WB to produce documents not in their care, custody or control.

14. HBO and WB object to the Subpoenas on the grounds that they seek information that is not relevant to any party's claim or defense, nor is it proportional to the needs of the case.

Subject to and without waiver of the foregoing General Objections and conditions, which apply to each document request as if set forth fully below, HBO and WB make the following specific responses and objections:

1. HBO and WB object to Request No. 1 on the grounds that it is vague, ambiguous, overly broad, unduly burdensome and seeks information that is not relevant to any party's claim or defense, nor is it proportional to the needs of the case. HBO and WB object to this Request on the grounds, and to the extent, that it seeks information that is within the possession, custody, or control of Plaintiffs and/or other counsel in this matter. It is inappropriate for Defendants to seek the requested information from non-parties HBO and WB, thereby imposing an extraordinary burden and expense on these non-parties, when discovery has not been exhausted as to the parties to the Litigation, and where the balance of information sought should be available directly from other parties to the Litigation. HBO and WB further object to this Request to the extent it seeks, from non-parties HBO and WB, information that is available from, or that has already been produced by, a party to the Litigation.
2. HBO and WB object to Request No. 2 on the grounds that it is vague, ambiguous, overly broad, unduly burdensome and seeks information that is not relevant to any party's claim or defense, nor is it proportional to the needs of the case. HBO and WB object to this Request on the grounds, and to the extent, that it seeks information that is within the possession, custody, or control of Defendants and/or other counsel in this matter. It is inappropriate for Defendants to seek the requested information from non-parties HBO and WB, thereby imposing an extraordinary burden and expense on these non-parties, when discovery has not been exhausted as to the parties to the Litigation, and where the balance of information sought should be available directly from other parties to the Litigation. HBO and WB further object to this Request to the extent it seeks, from non-parties HBO and WB, information that is available from, or that has already been produced by, a party to the Litigation.
3. HBO and WB object to Request No. 3 on the grounds that it is vague, ambiguous, overly broad, unduly burdensome and seeks information that is not relevant to any party's claim or defense, nor is it proportional to the needs of the case. It is inappropriate for Defendant to seek the requested information from non-parties HBO and WB, thereby imposing an extraordinary burden and expense on these non-parties, when discovery has not been exhausted as to the parties to the Litigation, and where the balance of information sought should be available directly from other parties to the Litigation. HBO and WB also object to this Request to the extent that it seeks documents and information protected from disclosure under the attorney-client privilege and/or attorney work product doctrine. HBO and WB further object to this Request to the extent that it calls for the production of documents that contain confidential, proprietary, and/or highly sensitive business information of HBO, WB and others that would be damaging to HBO and WB should it be disclosed to any third party, which outweighs any arguable relevance to the pending dispute.
4. HBO and WB object to Request No. 4 on the grounds that it is vague, ambiguous, overly broad, unduly burdensome and seeks information that is not relevant to any party's claim or defense, nor

is it proportional to the needs of the case. It is inappropriate for Defendant to seek the requested information from non-parties HBO and WB, thereby imposing an extraordinary burden and expense on these non-parties, when discovery has not been exhausted as to the parties to the Litigation, and where the balance of information sought should be available directly from other parties to the Litigation. HBO and WB also object to this Request to the extent that it seeks documents and information protected from disclosure under the attorney-client privilege and/or attorney work product doctrine. HBO and WB further object to this Request to the extent that it calls for the production of documents that contain confidential, proprietary, and/or highly sensitive business information of HBO, WB and others that would be damaging to HBO and WB should it be disclosed to any third party, which outweighs any arguable relevance to the pending dispute.

Subject to and without waiving these objections, HBO and WB have conducted a reasonable search for relevant non-privileged documents and will be producing records on a rolling basis within the next couple of weeks. HBO and WB's production of any documents in response to the Subpoenas will be made subject to the provisions of the Stipulated Protective Order entered in the Litigation.

HBO and WB reserve all of their rights, remedies, and defenses in connection with the Subpoenas.

Sincerely,

Melissa Faure  
Sr. Paralegal, Litigation

**From:** Colin H. Rolfs <crofhs@millerbarondess.com>  
**Sent:** Tuesday, October 31, 2023 5:44 PM  
**To:** Ricky Reis <rreis@Millerbarondess.com>  
**Cc:** Faure, Melissa (HBO) <melissa.faure@wbd.com>; Sasha Frid <sfrid@Millerbarondess.com>; Danielle Novelly <dnovelly@millerbarondess.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>; Justin Stinar <jstinar@Millerbarondess.com>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

---

Ricky,

Please provide a link/password for upload, per the below.

Thanks!

**Colin H. Rolfs**

MILLER | BARONDES S<sub>LLP</sub>

2121 Avenue of the Stars, 26th Floor

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Main: 310-552-4400

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[Biography](#)

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Please see the attached letter with Responses and Objections to the Subpoenas. Also, do you have a secure FTP site or shared drive we can use to send documents?

Thank you,

**Melissa Faure**

Sr. Paralegal, Litigation

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Sr. Paralegal, Litigation

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Sr. Litigation Administrator

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[www.millerbarondess.com](http://www.millerbarondess.com)  
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**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Hi Colin,

I am available for the next hour or so in case that works for you. You can reach me at (212) 548-5089. I look forward to speaking with you.

Thanks very much,

**Melissa Faure**

Sr. Litigation Administrator

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**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

**EXTERNAL SENDER: Caution opening links or attachments**

Hi Melissa,

Following up on this. Is there a time tomorrow we could speak?

Best,

**Colin H. Rolfs**  
MILLER | BARONDESS LLP

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**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Hi Melissa:

Are you available for a call this afternoon to discuss the status of HBO and Warner Bros. response?

Best,

**Colin H. Rolfs**

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**From:** Faure, Melissa (HBO) <[melissa.faure@warnermedia.com](mailto:melissa.faure@warnermedia.com)>  
**Sent:** Monday, August 21, 2023 12:41 PM  
**To:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Mr. Rolfs:

On behalf of Home Box Office, Inc. and Warner Bros. Entertainment, Inc., I am writing regarding your subpoenas dated August 1, 2023 In Re *Alan Elliott v. Barry Tyerman*, Case No. 20STCV42553. I tried calling your firm a couple of times and left a voicemail, but wasn't able to speak with you directly.

We are looking into the matters raised therein. Unfortunately, given delays due to summer vacations and other circumstances, members of our organization are currently unavailable. As such, we need additional time to respond. We respectfully ask to have until October 5, 2023, to respond. Please let me know if you have any concerns with this timing; otherwise, we will proceed to have our response to you by then.

Thank you for your patience and understanding.

Regards,

**Melissa Faure**

Sr. Litigation Administrator

230 Park Avenue South, New York, NY 10003

[Melissa.Faure@warnermedia.com](mailto:Melissa.Faure@warnermedia.com)



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**From:** Justin Stinar <jstinar@Millerbarondess.com>  
**Sent:** Tuesday, October 31, 2023 5:57 PM  
**To:** Faure, Melissa (HBO) <melissa.faure@wbd.com>  
**Cc:** Sasha Frid <sfrid@Millerbarondess.com>; Danielle Novelly <dnovelly@millerbarondess.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>; Colin H. Rolfs <crofs@millerbarondess.com>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

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Please use the below link.

Link: <https://nextcloud.millerbarondess.com/index.php/s/icxHY9A3JH6drCC>

Password: Q3dD34TGyb

Expiration: 11/7/23

**Justin Stinar**  
**Paralegal**

M I L L E R | B A R O N D E S S LLP  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Fax: 310-552-8400  
[jstinar@millerbarondess.com](mailto:jstinar@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)

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**From:** Colin H. Rolfs <crofs@millerbarondess.com>  
**Sent:** Tuesday, October 31, 2023 5:44 PM  
**To:** Ricky Reis <rreis@Millerbarondess.com>  
**Cc:** Faure, Melissa (HBO) <melissa.faure@wbd.com>; Sasha Frid <sfrid@Millerbarondess.com>; Danielle Novelly <dnovelly@millerbarondess.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>; Justin Stinar <jstinar@Millerbarondess.com>  
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Ricky,

Please provide a link/password for upload, per the below.

Thanks!

**Colin H. Rolfs**

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Los Angeles, CA 90067

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[Biography](#)

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**Sent:** Tuesday, October 31, 2023 5:33 PM

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Thank you,

**Melissa Faure**

Sr. Paralegal, Litigation

230 Park Avenue South, New York, NY 10003

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Hi Melissa,

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[Melissa.Faure@warnermedia.com](mailto:Melissa.Faure@warnermedia.com)



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**From:** Faure, Melissa (HBO) <[melissa.faure@warnermedia.com](mailto:melissa.faure@warnermedia.com)>

**Sent:** Monday, August 21, 2023 12:41 PM

**To:** Colin H. Rolfs <[crofs@millerbarondess.com](mailto:crofs@millerbarondess.com)>

**Subject:** In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Mr. Rolfs:

On behalf of Home Box Office, Inc. and Warner Bros. Entertainment, Inc., I am writing regarding your subpoenas dated August 1, 2023 In Re *Alan Elliott v. Barry Tyerman*, Case No. 20STCV42553. I tried calling your firm a couple of times and left a voicemail, but wasn't able to speak with you directly.

We are looking into the matters raised therein. Unfortunately, given delays due to summer vacations and other circumstances, members of our organization are currently unavailable. As such, we need additional time to respond. We respectfully ask to have until October 5, 2023, to respond. Please let me know if you have any concerns with this timing; otherwise, we will proceed to have our response to you by then.

Thank you for your patience and understanding.

Regards,

**Melissa Faure**

Sr. Litigation Administrator

230 Park Avenue South, New York, NY 10003

[Melissa.Faure@warnermedia.com](mailto:Melissa.Faure@warnermedia.com)



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**From:** Justin Stinar <jstinar@Millerbarondess.com>  
**Sent:** Tuesday, November 7, 2023 3:03 PM  
**To:** Faure, Melissa (HBO) <melissa.faure@wbd.com>  
**Cc:** Sasha Frid <sfrid@Millerbarondess.com>; Danielle Novelly <dnovelly@millerbarondess.com>; Zachary Sarnoff <zarnoff@millerbarondess.com>; Colin H. Rolfs <crolfs@millerbarondess.com>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

---

I'm just following up on this. No documents were ever uploaded to the link below. Do you have an estimate of when a document production will be made?

**Justin Stinar**  
**Paralegal**

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2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Fax: 310-552-8400  
[jstinar@millerbarondess.com](mailto:jstinar@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)

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**From:** Justin Stinar  
**Sent:** Tuesday, October 31, 2023 5:57 PM  
**To:** Faure, Melissa (HBO) <melissa.faure@wbd.com>  
**Cc:** Sasha Frid <sfrid@millerbarondess.com>; Danielle Novelly <dnovelly@millerbarondess.com>; Zachary Sarnoff <zarnoff@millerbarondess.com>; Colin H. Rolfs <crolfs@millerbarondess.com>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Please use the below link.

Link: <https://nextcloud.millerbarondess.com/index.php/s/icxHY9A3JH6drCC>

Password: Q3dD34TGyb

Expiration: 11/7/23

**Justin Stinar**  
**Paralegal**

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2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Fax: 310-552-8400  
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[www.millerbarondess.com](http://www.millerbarondess.com)

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**From:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Sent:** Tuesday, October 31, 2023 5:44 PM  
**To:** Ricky Reis <[rreis@Millerbarondess.com](mailto:rreis@Millerbarondess.com)>  
**Cc:** Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Ricky,

Please provide a link/password for upload, per the below.

Thanks!

**Colin H. Rolfs**

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Los Angeles, CA 90067  
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[www.millerbarondess.com](http://www.millerbarondess.com)  
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**From:** Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>  
**Sent:** Tuesday, October 31, 2023 5:33 PM  
**To:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Colin,

Please see the attached letter with Responses and Objections to the Subpoenas. Also, do you have a secure FTP site or shared drive we can use to send documents?

Thank you,

**Melissa Faure**

Sr. Paralegal, Litigation

230 Park Avenue South, New York, NY 10003

[Melissa.Faure@warnermedia.com](mailto:Melissa.Faure@warnermedia.com)



---

**From:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Sent:** Wednesday, October 18, 2023 8:55 PM  
**To:** Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>  
**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Hi Melissa,

Yes, that extension until October 31 is fine. Please note, however, that we are unlikely to be able to afford further extensions, given the case schedule.

Regards,

**Colin H. Rolfs**

MILLER | BARONDESS LLP

2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

Main: 310-552-4400

Direct: 310-552-5242

Fax: 310-552-8400

[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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**From:** Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>

**Sent:** Wednesday, October 18, 2023 1:08 PM

**To:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>

**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>

**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Hi Colin,

I hope you are well. I am writing to ask for an additional short extension, just until the end of the month.

Thank you very much,

**Melissa Faure**

Sr. Paralegal, Litigation

---

**From:** Faure, Melissa (HBO)

**Sent:** Thursday, September 28, 2023 3:31 PM

**To:** 'Colin H. Rolfs' <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>

**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>

**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Received, thank you. Thank you as well for agreeing to an additional 2-week extension (October 19).

Regards,

**Melissa Faure**

Sr. Litigation Administrator

230 Park Avenue South, New York, NY 10003

[Melissa.Faure@warnermedia.com](mailto:Melissa.Faure@warnermedia.com)



---

**From:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Sent:** Thursday, September 28, 2023 3:19 PM  
**To:** Faure, Melissa (HBO) <[melissa.faure@warnermedia.com](mailto:melissa.faure@warnermedia.com)>  
**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Hi Melissa,

Per our call, attached please find the complaint and protective order.

Best,

**Colin H. Rolfs**

MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Direct: 310-552-5242  
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[www.millerbarondess.com](http://www.millerbarondess.com)  
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**From:** Faure, Melissa (HBO) <[melissa.faure@warnermedia.com](mailto:melissa.faure@warnermedia.com)>  
**Sent:** Thursday, September 28, 2023 11:40 AM  
**To:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Hi Colin,

I am available for the next hour or so in case that works for you. You can reach me at (212) 548-5089. I look forward to speaking with you.

Thanks very much,

**Melissa Faure**

Sr. Litigation Administrator

---

**From:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Sent:** Wednesday, September 27, 2023 6:11 PM  
**To:** Faure, Melissa (HBO) <[melissa.faure@warnermedia.com](mailto:melissa.faure@warnermedia.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

**EXTERNAL SENDER: Caution opening links or attachments**

Hi Melissa,

Following up on this. Is there a time tomorrow we could speak?

Best,

**Colin H. Rolfs**

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Los Angeles, CA 90067

Main: 310-552-4400

Direct: 310-552-5242

Fax: 310-552-8400

[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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**From:** Colin H. Rolfs

**Sent:** Tuesday, September 26, 2023 10:44 AM

**To:** 'Faure, Melissa (HBO)' <[melissa.faure@warnermedia.com](mailto:melissa.faure@warnermedia.com)>

**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Hi Melissa:

Are you available for a call this afternoon to discuss the status of HBO and Warner Bros. response?

Best,

**Colin H. Rolfs**

MILLER | BARONDES S<sub>LLP</sub>

2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

Main: 310-552-4400

Direct: 310-552-5242

Fax: 310-552-8400

[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

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**From:** Faure, Melissa (HBO) <[melissa.faure@warnermedia.com](mailto:melissa.faure@warnermedia.com)>  
**Sent:** Monday, August 21, 2023 12:41 PM  
**To:** Colin H. Rolfs <[crofs@millerbarondess.com](mailto:crofs@millerbarondess.com)>  
**Subject:** In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Mr. Rolfs:

On behalf of Home Box Office, Inc. and Warner Bros. Entertainment, Inc., I am writing regarding your subpoenas dated August 1, 2023 In Re *Alan Elliott v. Barry Tyerman*, Case No. 20STCV42553. I tried calling your firm a couple of times and left a voicemail, but wasn't able to speak with you directly.

We are looking into the matters raised therein. Unfortunately, given delays due to summer vacations and other circumstances, members of our organization are currently unavailable. As such, we need additional time to respond. We respectfully ask to have until October 5, 2023, to respond. Please let me know if you have any concerns with this timing; otherwise, we will proceed to have our response to you by then.

Thank you for your patience and understanding.

Regards,

**Melissa Faure**

Sr. Litigation Administrator

230 Park Avenue South, New York, NY 10003

[Melissa.Faure@warnermedia.com](mailto:Melissa.Faure@warnermedia.com)



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**From:** Danielle Novelly <dnovelly@millerbarondess.com>  
**Sent:** Wednesday, November 15, 2023 5:52 PM  
**To:** Faure, Melissa (HBO) <melissa.faure@wbd.com>  
**Cc:** Sasha Frid <sfrid@Millerbarondess.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>; Colin H. Rolfs <crolfs@millerbarondess.com>; Justin Stinar <jstinar@Millerbarondess.com>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

---

Melissa,

I left you a voicemail following up on our emails below. As requested on 10/31, we sent you a link to upload documents. To date, we have not received any documents from you. When will you be producing the documents? Please send us all documents before November 22, 2023. We prefer to avoid motion practice, but will move forward if we do not hear from you.

Please let me know if you have any questions or would like to discuss.

Thank you,

**Danielle Novelly**

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2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

Main: 310-552-4400

Direct: 310-552-5237

Fax: 310-552-8400

Mobile: 602-833-9609

[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

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**From:** Justin Stinar <jstinar@Millerbarondess.com>  
**Sent:** Tuesday, November 7, 2023 3:03 PM  
**To:** Faure, Melissa (HBO) <melissa.faure@wbd.com>  
**Cc:** Sasha Frid <sfrid@Millerbarondess.com>; Danielle Novelly <dnovelly@millerbarondess.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>; Colin H. Rolfs <crolfs@millerbarondess.com>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

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**Justin Stinar**  
**Paralegal**

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**Cc:** Sasha Frid <[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

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Password: Q3dD34TGyb

Expiration: 11/7/23

**Justin Stinar**  
**Paralegal**

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[www.millerbarondess.com](http://www.millerbarondess.com)

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**From:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Sent:** Tuesday, October 31, 2023 5:44 PM  
**To:** Ricky Reis <[rreis@Millerbarondess.com](mailto:rreis@Millerbarondess.com)>  
**Cc:** Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Danielle Novelty <[dnovelty@millerbarondess.com](mailto:dnovelty@millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Ricky,

Please provide a link/password for upload, per the below.

Thanks!

**Colin H. Rolfs**

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[www.millerbarondess.com](http://www.millerbarondess.com)

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**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Danielle Novelty <[dnovelty@millerbarondess.com](mailto:dnovelty@millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>  
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Colin,

Please see the attached letter with Responses and Objections to the Subpoenas. Also, do you have a secure FTP site or shared drive we can use to send documents?

Thank you,

**Melissa Faure**

Sr. Paralegal, Litigation

230 Park Avenue South, New York, NY 10003

[Melissa.Faure@warnermedia.com](mailto:Melissa.Faure@warnermedia.com)



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**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Hi Melissa,

Yes, that extension until October 31 is fine. Please note, however, that we are unlikely to be able to afford further extensions, given the case schedule.

Regards,

**Colin H. Rolfs**

MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor  
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Main: 310-552-4400  
Direct: 310-552-5242  
Fax: 310-552-8400  
[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)

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**From:** Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>  
**Sent:** Wednesday, October 18, 2023 1:08 PM  
**To:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Hi Colin,

I hope you are well. I am writing to ask for an additional short extension, just until the end of the month.

Thank you very much,

**Melissa Faure**

Sr. Paralegal, Litigation

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**From:** Faure, Melissa (HBO)  
**Sent:** Thursday, September 28, 2023 3:31 PM  
**To:** 'Colin H. Rolfs' <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Received, thank you. Thank you as well for agreeing to an additional 2-week extension (October 19).

Regards,

**Melissa Faure**

Sr. Litigation Administrator

230 Park Avenue South, New York, NY 10003

[Melissa.Faure@warnermedia.com](mailto:Melissa.Faure@warnermedia.com)



---

**From:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Sent:** Thursday, September 28, 2023 3:19 PM  
**To:** Faure, Melissa (HBO) <[melissa.faure@warnermedia.com](mailto:melissa.faure@warnermedia.com)>  
**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Hi Melissa,

Per our call, attached please find the complaint and protective order.

Best,

**Colin H. Rolfs**

MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Direct: 310-552-5242  
Fax: 310-552-8400  
[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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---

**From:** Faure, Melissa (HBO) <[melissa.faure@warnermedia.com](mailto:melissa.faure@warnermedia.com)>

**Sent:** Thursday, September 28, 2023 11:40 AM  
**To:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Hi Colin,

I am available for the next hour or so in case that works for you. You can reach me at (212) 548-5089. I look forward to speaking with you.

Thanks very much,

**Melissa Faure**

Sr. Litigation Administrator

---

**From:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Sent:** Wednesday, September 27, 2023 6:11 PM  
**To:** Faure, Melissa (HBO) <[melissa.faure@warnermedia.com](mailto:melissa.faure@warnermedia.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

**EXTERNAL SENDER: Caution opening links or attachments**

Hi Melissa,

Following up on this. Is there a time tomorrow we could speak?

Best,

**Colin H. Rolfs**  
MILLER | BARONDESS LLP

2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Direct: 310-552-5242  
Fax: 310-552-8400  
[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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---

**From:** Colin H. Rolfs  
**Sent:** Tuesday, September 26, 2023 10:44 AM  
**To:** 'Faure, Melissa (HBO)' <[melissa.faure@warnermedia.com](mailto:melissa.faure@warnermedia.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Hi Melissa:

Are you available for a call this afternoon to discuss the status of HBO and Warner Bros. response?

Best,

**Colin H. Rolfs**

M I L L E R | B A R O N D E S S SLLP  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Direct: 310-552-5242  
Fax: 310-552-8400  
[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Faure, Melissa (HBO) <[melissa.faure@warnermedia.com](mailto:melissa.faure@warnermedia.com)>  
**Sent:** Monday, August 21, 2023 12:41 PM  
**To:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Mr. Rolfs:

On behalf of Home Box Office, Inc. and Warner Bros. Entertainment, Inc., I am writing regarding your subpoenas dated August 1, 2023 In Re *Alan Elliott v. Barry Tyerman*, Case No. 20STCV42553. I tried calling your firm a couple of times and left a voicemail, but wasn't able to speak with you directly.

We are looking into the matters raised therein. Unfortunately, given delays due to summer vacations and other circumstances, members of our organization are currently unavailable. As such, we need additional time to respond. We respectfully ask to have until October 5, 2023, to respond. Please let me know if you have any concerns with this timing; otherwise, we will proceed to have our response to you by then.

Thank you for your patience and understanding.

Regards,

**Melissa Faure**

Sr. Litigation Administrator

230 Park Avenue South, New York, NY 10003

[Melissa.Faure@warnermedia.com](mailto:Melissa.Faure@warnermedia.com)



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CAUTION: This email originated from outside of Miller Barondess. Do not click on any links or open any attachments unless you recognize the sender, verified the email address and know the content is safe.

**From:** Faure, Melissa (HBO) </O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=5CA34329908A46E8B52B15C56A765F6A-FAURE, MELI>  
**Sent:** Thursday, November 16, 2023 2:42 PM  
**To:** 'Danielle Novelly' <dnovelly@millerbarondess.com>  
**Cc:** Sasha Frid <sfrid@Millerbarondess.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>; Colin H. Rolfs <crofhs@millerbarondess.com>; Justin Stinar <jstinar@Millerbarondess.com>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

---

Danielle,

Thank you for your message. I was at a day-long work meeting yesterday and did not get your call, my apologies. We will be producing the first batch of documents tomorrow, Friday, with more next week before the holiday break. Please note that we needed to notify Neon per our contractual obligations before producing the HBO/Neon license agreement, which caused a delay, but this will be included in the production. I will confirm tomorrow once the documents have been uploaded and will keep you posted on progress.

I appreciate your patience.

Thank you,

## **Melissa Faure**

Sr. Paralegal, Litigation

230 Park Avenue South, New York, NY 10003

[Melissa.Faure@warnermedia.com](mailto:Melissa.Faure@warnermedia.com)

(212) 548-5089



**From:** Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>  
**Sent:** Wednesday, November 15, 2023 8:52 PM  
**To:** Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>  
**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Melissa,

I left you a voicemail following up on our emails below. As requested on 10/31, we sent you a link to upload documents. To date, we have not received any documents from you. When will you be producing the documents? Please send us all documents before November 22, 2023. We prefer to avoid motion practice, but will move forward if we do not hear from you.

Please let me know if you have any questions or would like to discuss.

Thank you,

**Danielle Novelly**

MILLER | BARONDES S<sub>LLP</sub>

2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

Main: 310-552-4400

Direct: 310-552-5237

Fax: 310-552-8400

Mobile: 602-833-9609

[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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**From:** Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>  
**Sent:** Tuesday, November 7, 2023 3:03 PM  
**To:** Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>  
**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

I'm just following up on this. No documents were ever uploaded to the link below. Do you have an estimate of when a document production will be made?

**Justin Stinar**  
**Paralegal**

MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Fax: 310-552-8400  
[jstinar@millerbarondess.com](mailto:jstinar@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)

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---

**From:** Justin Stinar  
**Sent:** Tuesday, October 31, 2023 5:57 PM  
**To:** Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>  
**Cc:** Sasha Frid <[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Please use the below link.

Link: <https://nextcloud.millerbarondess.com/index.php/s/icxHY9A3JH6drCC>

Password: Q3dD34TGyb

Expiration: 11/7/23

**Justin Stinar**  
**Paralegal**

MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Fax: 310-552-8400  
[jstinar@millerbarondess.com](mailto:jstinar@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)

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**From:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Sent:** Tuesday, October 31, 2023 5:44 PM  
**To:** Ricky Reis <[rreis@Millerbarondess.com](mailto:rreis@Millerbarondess.com)>  
**Cc:** Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Ricky,

Please provide a link/password for upload, per the below.

Thanks!

**Colin H. Rolfs**

MILLER | BARONDES S<sub>LLP</sub>

2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

Main: 310-552-4400

Direct: 310-552-5242

Fax: 310-552-8400

[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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---

**From:** Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>  
**Sent:** Tuesday, October 31, 2023 5:33 PM  
**To:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Colin,

Please see the attached letter with Responses and Objections to the Subpoenas. Also, do you have a secure FTP site or shared drive we can use to send documents?

Thank you,

**Melissa Faure**

Sr. Paralegal, Litigation

230 Park Avenue South, New York, NY 10003

[Melissa.Faure@warnermedia.com](mailto:Melissa.Faure@warnermedia.com)



---

**From:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Sent:** Wednesday, October 18, 2023 8:55 PM  
**To:** Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>  
**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Hi Melissa,

Yes, that extension until October 31 is fine. Please note, however, that we are unlikely to be able to afford further extensions, given the case schedule.

Regards,

**Colin H. Rolfs**

MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Direct: 310-552-5242  
Fax: 310-552-8400  
[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)

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---

**From:** Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>  
**Sent:** Wednesday, October 18, 2023 1:08 PM  
**To:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Hi Colin,

I hope you are well. I am writing to ask for an additional short extension, just until the end of the month.

Thank you very much,

**Melissa Faure**

Sr. Paralegal, Litigation

---

**From:** Faure, Melissa (HBO)  
**Sent:** Thursday, September 28, 2023 3:31 PM  
**To:** 'Colin H. Rolfs' <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Received, thank you. Thank you as well for agreeing to an additional 2-week extension (October 19).

Regards,

**Melissa Faure**

Sr. Litigation Administrator

230 Park Avenue South, New York, NY 10003

[Melissa.Faure@warnermedia.com](mailto:Melissa.Faure@warnermedia.com)



---

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**Sent:** Thursday, September 28, 2023 3:19 PM  
**To:** Faure, Melissa (HBO) <[melissa.faure@warnermedia.com](mailto:melissa.faure@warnermedia.com)>  
**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Hi Melissa,

Per our call, attached please find the complaint and protective order.

Best,

**Colin H. Rolfs**

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[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Faure, Melissa (HBO) <[melissa.faure@warnermedia.com](mailto:melissa.faure@warnermedia.com)>

**Sent:** Thursday, September 28, 2023 11:40 AM  
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**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Hi Colin,

I am available for the next hour or so in case that works for you. You can reach me at (212) 548-5089. I look forward to speaking with you.

Thanks very much,

**Melissa Faure**

Sr. Litigation Administrator

---

**From:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
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**To:** Faure, Melissa (HBO) <[melissa.faure@warnermedia.com](mailto:melissa.faure@warnermedia.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

**EXTERNAL SENDER: Caution opening links or attachments**

Hi Melissa,

Following up on this. Is there a time tomorrow we could speak?

Best,

**Colin H. Rolfs**  
MILLER | BARONDESS LLP

2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Direct: 310-552-5242  
Fax: 310-552-8400  
[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Colin H. Rolfs  
**Sent:** Tuesday, September 26, 2023 10:44 AM  
**To:** 'Faure, Melissa (HBO)' <[melissa.faure@warnermedia.com](mailto:melissa.faure@warnermedia.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Hi Melissa:

Are you available for a call this afternoon to discuss the status of HBO and Warner Bros. response?

Best,

**Colin H. Rolfs**

M I L L E R | B A R O N D E S S SLLP  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Direct: 310-552-5242  
Fax: 310-552-8400  
[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Faure, Melissa (HBO) <[melissa.faure@warnermedia.com](mailto:melissa.faure@warnermedia.com)>  
**Sent:** Monday, August 21, 2023 12:41 PM  
**To:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Mr. Rolfs:

On behalf of Home Box Office, Inc. and Warner Bros. Entertainment, Inc., I am writing regarding your subpoenas dated August 1, 2023 In Re *Alan Elliott v. Barry Tyerman*, Case No. 20STCV42553. I tried calling your firm a couple of times and left a voicemail, but wasn't able to speak with you directly.

We are looking into the matters raised therein. Unfortunately, given delays due to summer vacations and other circumstances, members of our organization are currently unavailable. As such, we need additional time to respond. We respectfully ask to have until October 5, 2023, to respond. Please let me know if you have any concerns with this timing; otherwise, we will proceed to have our response to you by then.

Thank you for your patience and understanding.

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**Melissa Faure**

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230 Park Avenue South, New York, NY 10003

[Melissa.Faure@warnermedia.com](mailto:Melissa.Faure@warnermedia.com)



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CAUTION: This email originated from outside of Miller Barondess. Do not click on any links or open any attachments unless you recognize the sender, verified the email address and know the content is safe.

**From:** Justin Stinar <jstinar@Millerbarondess.com>  
**Sent:** Thursday, November 16, 2023 2:50 PM  
**To:** Faure, Melissa (HBO) <melissa.faure@wbd.com>; Danielle Novelly <dnovelly@millerbarondess.com>  
**Cc:** Sasha Frid <sfrid@Millerbarondess.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>; Colin H. Rolfs <crolfs@millerbarondess.com>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

---

Please use the renewed link below to upload the documents.

Link: <https://nextcloud.millerbarondess.com/index.php/s/MkwHCWoNGxEzy8A>

Password: BJZjLkbG29

Expiration: 11/24/23

---

**From:** [Faure, Melissa \(HBO\)](#)  
**Sent:** Thursday, November 16, 2023 2:42 PM  
**To:** [Danielle Novelly](#)  
**Cc:** [Sasha Frid](#); [Zachary Sarnoff](#); [Colin H. Rolfs](#); [Justin Stinar](#)  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Danielle,

Thank you for your message. I was at a day-long work meeting yesterday and did not get your call, my apologies. We will be producing the first batch of documents tomorrow, Friday, with more next week before the holiday break. Please note that we needed to notify Neon per our contractual obligations before producing the HBO/Neon license agreement, which caused a delay, but this will be included in the production. I will confirm tomorrow once the documents have been uploaded and will keep you posted on progress.

I appreciate your patience.

Thank you,

**Melissa Faure**

Sr. Paralegal, Litigation

230 Park Avenue South, New York, NY 10003

[Melissa.Faure@wamermedia.com](mailto:Melissa.Faure@wamermedia.com)

(212) 548-5089



---

**From:** Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>  
**Sent:** Wednesday, November 15, 2023 8:52 PM  
**To:** Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>  
**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Melissa,

I left you a voicemail following up on our emails below. As requested on 10/31, we sent you a link to upload documents. To date, we have not received any documents from you. When will you be producing the documents? Please send us all documents before November 22, 2023. We prefer to avoid motion practice, but will move forward if we do not hear from you.

Please let me know if you have any questions or would like to discuss.

Thank you,

**Danielle Novelly**

MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Direct: 310-552-5237  
Fax: 310-552-8400

Mobile: 602-833-9609  
[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>  
**Sent:** Tuesday, November 7, 2023 3:03 PM  
**To:** Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>  
**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

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**Justin Stinar**  
**Paralegal**

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Los Angeles, CA 90067  
Main: 310-552-4400  
Fax: 310-552-8400  
[jstinar@millerbarondess.com](mailto:jstinar@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)

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**Sent:** Tuesday, October 31, 2023 5:57 PM  
**To:** Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>  
**Cc:** Sasha Frid <[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Please use the below link.

Link: <https://nextcloud.millerbarondess.com/index.php/s/icxHY9A3JH6drCC>

Password: Q3dD34TGyb

Expiration: 11/7/23

**Justin Stinar**  
**Paralegal**

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Los Angeles, CA 90067  
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[www.millerbarondess.com](http://www.millerbarondess.com)

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**From:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Sent:** Tuesday, October 31, 2023 5:44 PM  
**To:** Ricky Reis <[rreis@Millerbarondess.com](mailto:rreis@Millerbarondess.com)>  
**Cc:** Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Ricky,

Please provide a link/password for upload, per the below.

Thanks!

**Colin H. Rolfs**

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[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>

**Sent:** Tuesday, October 31, 2023 5:33 PM

**To:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>

**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>

**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Colin,

Please see the attached letter with Responses and Objections to the Subpoenas. Also, do you have a secure FTP site or shared drive we can use to send documents?

Thank you,

## Melissa Faure

Sr. Paralegal, Litigation

230 Park Avenue South, New York, NY 10003

[Melissa.Faure@warnermedia.com](mailto:Melissa.Faure@warnermedia.com)



---

**From:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>

**Sent:** Wednesday, October 18, 2023 8:55 PM

**To:** Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>

**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>

**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Hi Melissa,

Yes, that extension until October 31 is fine. Please note, however, that we are unlikely to be able to afford further extensions, given the case schedule.

Regards,

**Colin H. Rolfs**

MILLER | BARONDESS LLP

2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

Main: 310-552-4400

Direct: 310-552-5242

Fax: 310-552-8400

[crofs@millerbarondess.com](mailto:crofs@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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**From:** Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>

**Sent:** Wednesday, October 18, 2023 1:08 PM

**To:** Colin H. Rolfs <[crofs@millerbarondess.com](mailto:crofs@millerbarondess.com)>

**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>

**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Hi Colin,

I hope you are well. I am writing to ask for an additional short extension, just until the end of the month.

Thank you very much,

**Melissa Faure**

Sr. Paralegal, Litigation

---

**From:** Faure, Melissa (HBO)

**Sent:** Thursday, September 28, 2023 3:31 PM

**To:** 'Colin H. Rolfs' <[crofs@millerbarondess.com](mailto:crofs@millerbarondess.com)>

**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>

**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Received, thank you. Thank you as well for agreeing to an additional 2-week extension (October 19).

Regards,

## Melissa Faure

Sr. Litigation Administrator

230 Park Avenue South, New York, NY 10003

[Melissa.Faure@warnermedia.com](mailto:Melissa.Faure@warnermedia.com)



---

**From:** Colin H. Rolfs <[crofs@millerbarondess.com](mailto:crofs@millerbarondess.com)>

**Sent:** Thursday, September 28, 2023 3:19 PM

**To:** Faure, Melissa (HBO) <[melissa.faure@warnermedia.com](mailto:melissa.faure@warnermedia.com)>

**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>

**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Hi Melissa,

Per our call, attached please find the complaint and protective order.

Best,

**Colin H. Rolfs**

MILLER | BARONDESS LLP

2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

Main: 310-552-4400

Direct: 310-552-5242

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[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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**From:** Faure, Melissa (HBO) <[melissa.faure@warnermedia.com](mailto:melissa.faure@warnermedia.com)>

**Sent:** Thursday, September 28, 2023 11:40 AM

**To:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>

**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Hi Colin,

I am available for the next hour or so in case that works for you. You can reach me at (212) 548-5089. I look forward to speaking with you.

Thanks very much,

**Melissa Faure**

Sr. Litigation Administrator

---

**From:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>

**Sent:** Wednesday, September 27, 2023 6:11 PM

**To:** Faure, Melissa (HBO) <[melissa.faure@warnermedia.com](mailto:melissa.faure@warnermedia.com)>

**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

**EXTERNAL SENDER: Caution opening links or attachments**

Hi Melissa,

Following up on this. Is there a time tomorrow we could speak?

Best,

**Colin H. Rolfs**

MILLER | BARONDES S<sub>LLP</sub>

2121 Avenue of the Stars, 26th Floor

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[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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---

**From:** Colin H. Rolfs

**Sent:** Tuesday, September 26, 2023 10:44 AM

**To:** 'Faure, Melissa (HBO)' <[melissa.faure@warnermedia.com](mailto:melissa.faure@warnermedia.com)>

**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Hi Melissa:

Are you available for a call this afternoon to discuss the status of HBO and Warner Bros. response?

Best,

**Colin H. Rolfs**

MILLER | BARONDES S<sub>LLP</sub>

2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

Main: 310-552-4400

Direct: 310-552-5242

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[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Faure, Melissa (HBO) <[melissa.faure@warnermedia.com](mailto:melissa.faure@warnermedia.com)>  
**Sent:** Monday, August 21, 2023 12:41 PM  
**To:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Mr. Rolfs:

On behalf of Home Box Office, Inc. and Warner Bros. Entertainment, Inc., I am writing regarding your subpoenas dated August 1, 2023 In Re *Alan Elliott v. Barry Tyerman*, Case No. 20STCV42553. I tried calling your firm a couple of times and left a voicemail, but wasn't able to speak with you directly.

We are looking into the matters raised therein. Unfortunately, given delays due to summer vacations and other circumstances, members of our organization are currently unavailable. As such, we need additional time to respond. We respectfully ask to have until October 5, 2023, to respond. Please let me know if you have any concerns with this timing; otherwise, we will proceed to have our response to you by then.

Thank you for your patience and understanding.

Regards,

**Melissa Faure**

Sr. Litigation Administrator

230 Park Avenue South, New York, NY 10003

[Melissa.Faure@warnermedia.com](mailto:Melissa.Faure@warnermedia.com)



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**From:** Faure, Melissa (HBO) </O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=5CA34329908A46E8B52B15C56A765F6A-FAURE, MELI>  
**Sent:** Friday, November 17, 2023 11:54 AM  
**To:** 'Justin Stinar' <jstinar@Millerbarondess.com>; Danielle Novelly <dnovelly@millerbarondess.com>  
**Cc:** Sasha Frid <sfrid@Millerbarondess.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>; Colin H. Rolfs <crofls@millerbarondess.com>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

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I have uploaded documents Bates stamped WBD 000001 – 109. Could you confirm that this worked? I can't seem to be able to view the documents after dropping them in the folder.

Thank you,

## Melissa Faure

Sr. Paralegal, Litigation

---

**From:** Justin Stinar <jstinar@Millerbarondess.com>  
**Sent:** Thursday, November 16, 2023 5:50 PM  
**To:** Faure, Melissa (HBO) <melissa.faure@wbd.com>; Danielle Novelly <dnovelly@millerbarondess.com>  
**Cc:** Sasha Frid <sfrid@Millerbarondess.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>; Colin H. Rolfs <crofls@millerbarondess.com>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Please use the renewed link below to upload the documents.

Link: <https://nextcloud.millerbarondess.com/index.php/s/MkwHCWoNGxEzy8A>

Password: BJZjLkbG29

Expiration: 11/24/23

---

**From:** [Faure, Melissa \(HBO\)](#)

**Sent:** Thursday, November 16, 2023 2:42 PM

**To:** [Danielle Novelly](#)

**Cc:** [Sasha Frid](#); [Zachary Sarnoff](#); [Colin H. Rolfs](#); [Justin Stinar](#)

**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Danielle,

Thank you for your message. I was at a day-long work meeting yesterday and did not get your call, my apologies. We will be producing the first batch of documents tomorrow, Friday, with more next week before the holiday break. Please note that we needed to notify Neon per our contractual obligations before producing the HBO/Neon license agreement, which caused a delay, but this will be included in the production. I will confirm tomorrow once the documents have been uploaded and will keep you posted on progress.

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Sr. Paralegal, Litigation

230 Park Avenue South, New York, NY 10003

[Melissa.Faure@warnermedia.com](mailto:Melissa.Faure@warnermedia.com)

(212) 548-5089



---

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**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>

**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

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Please let me know if you have any questions or would like to discuss.

Thank you,

**Danielle Novelly**

MILLER | BARONDES S<sub>LLP</sub>

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Los Angeles, CA 90067

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Direct: 310-552-5237

Fax: 310-552-8400

Mobile: 602-833-9609

[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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**To:** Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>

**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>

**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

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**Justin Stinar**  
Paralegal

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**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Please use the below link.

Link: <https://nextcloud.millerbarondess.com/index.php/s/icxHY9A3JH6drCC>

Password: Q3dD34TGyb

Expiration: 11/7/23

**Justin Stinar**  
**Paralegal**

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2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
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[jstinar@millerbarondess.com](mailto:jstinar@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)

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**From:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Sent:** Tuesday, October 31, 2023 5:44 PM  
**To:** Ricky Reis <[rreis@Millerbarondess.com](mailto:rreis@Millerbarondess.com)>  
**Cc:** Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Ricky,

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Thanks!

**Colin H. Rolfs**

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2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

Main: 310-552-4400

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[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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**From:** Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>

**Sent:** Tuesday, October 31, 2023 5:33 PM

**To:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>

**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>

**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Colin,

Please see the attached letter with Responses and Objections to the Subpoenas. Also, do you have a secure FTP site or shared drive we can use to send documents?

Thank you,

**Melissa Faure**

Sr. Paralegal, Litigation

230 Park Avenue South, New York, NY 10003

[Melissa.Faure@wamermedia.com](mailto:Melissa.Faure@wamermedia.com)



---

**From:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Sent:** Wednesday, October 18, 2023 8:55 PM  
**To:** Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>  
**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Hi Melissa,

Yes, that extension until October 31 is fine. Please note, however, that we are unlikely to be able to afford further extensions, given the case schedule.

Regards,

**Colin H. Rolfs**

MILLER | BARONDES S<sub>LLP</sub>

2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

Main: 310-552-4400

Direct: 310-552-5242

Fax: 310-552-8400

[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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**From:** Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>  
**Sent:** Wednesday, October 18, 2023 1:08 PM

**To:** Colin H. Rolfs <[crofhs@millerbarondess.com](mailto:crofhs@millerbarondess.com)>

**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>

**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Hi Colin,

I hope you are well. I am writing to ask for an additional short extension, just until the end of the month.

Thank you very much,

**Melissa Faure**

Sr. Paralegal, Litigation

---

**From:** Faure, Melissa (HBO)

**Sent:** Thursday, September 28, 2023 3:31 PM

**To:** 'Colin H. Rolfs' <[crofhs@millerbarondess.com](mailto:crofhs@millerbarondess.com)>

**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>

**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Received, thank you. Thank you as well for agreeing to an additional 2-week extension (October 19).

Regards,

**Melissa Faure**

Sr. Litigation Administrator

230 Park Avenue South, New York, NY 10003

[Melissa.Faure@wamermedia.com](mailto:Melissa.Faure@wamermedia.com)

---

**From:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Sent:** Thursday, September 28, 2023 3:19 PM  
**To:** Faure, Melissa (HBO) <[melissa.faure@warnermedia.com](mailto:melissa.faure@warnermedia.com)>  
**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Hi Melissa,

Per our call, attached please find the complaint and protective order.

Best,

**Colin H. Rolfs**

MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Direct: 310-552-5242  
Fax: 310-552-8400  
[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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---

**From:** Faure, Melissa (HBO) <[melissa.faure@warnermedia.com](mailto:melissa.faure@warnermedia.com)>  
**Sent:** Thursday, September 28, 2023 11:40 AM  
**To:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Hi Colin,

I am available for the next hour or so in case that works for you. You can reach me at (212) 548-5089. I look forward to speaking with you.

Thanks very much,

## **Melissa Faure**

Sr. Litigation Administrator

---

**From:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Sent:** Wednesday, September 27, 2023 6:11 PM  
**To:** Faure, Melissa (HBO) <[melissa.faure@warnermedia.com](mailto:melissa.faure@warnermedia.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

**EXTERNAL SENDER: Caution opening links or attachments**

Hi Melissa,

Following up on this. Is there a time tomorrow we could speak?

Best,

### **Colin H. Rolfs**

MILLER | BARONDESS S<sub>LLP</sub>

2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

Main: 310-552-4400

Direct: 310-552-5242

Fax: 310-552-8400

[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

 Please consider the environment – do you really need to print this email?

---

**From:** Colin H. Rolfs  
**Sent:** Tuesday, September 26, 2023 10:44 AM  
**To:** 'Faure, Melissa (HBO)' <[melissa.faure@warnermedia.com](mailto:melissa.faure@warnermedia.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Hi Melissa:

Are you available for a call this afternoon to discuss the status of HBO and Warner Bros. response?

Best,

**Colin H. Rolfs**

MILLER | BARONDESS LLP  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Direct: 310-552-5242  
Fax: 310-552-8400  
[crofs@millerbarondess.com](mailto:crofs@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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---

**From:** Faure, Melissa (HBO) <[melissa.faure@warnermedia.com](mailto:melissa.faure@warnermedia.com)>  
**Sent:** Monday, August 21, 2023 12:41 PM  
**To:** Colin H. Rolfs <[crofs@millerbarondess.com](mailto:crofs@millerbarondess.com)>  
**Subject:** In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Mr. Rolfs:

On behalf of Home Box Office, Inc. and Warner Bros. Entertainment, Inc., I am writing regarding your subpoenas dated August 1, 2023 In Re *Alan Elliott v. Barry Tyerman*, Case No. 20STCV42553. I tried calling your firm a couple of times and left a voicemail, but wasn't able to speak with you directly.

We are looking into the matters raised therein. Unfortunately, given delays due to summer vacations and other circumstances, members of our organization are currently unavailable. As such, we need additional time to respond. We respectfully ask to have until October 5, 2023, to respond. Please let me know if you have any concerns with this timing; otherwise, we will proceed to have our response to you by then.

Thank you for your patience and understanding.

Regards,

**Melissa Faure**

Sr. Litigation Administrator

230 Park Avenue South, New York, NY 10003

[Melissa.Faure@warnermedia.com](mailto:Melissa.Faure@warnermedia.com)



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**From:** Justin Stinar <jstinar@Millerbarondess.com>  
**Sent:** Friday, November 17, 2023 2:05 PM  
**To:** Faure, Melissa (HBO) <melissa.faure@wbd.com>  
**Cc:** Sasha Frid <sfrid@Millerbarondess.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>; Colin H. Rolfs <crolfs@millerbarondess.com>; Danielle Novelly <dnovelly@millerbarondess.com>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

---

We received WBD 000001 – 109. Thank you.

**Justin Stinar**  
**Paralegal**

MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Fax: 310-552-8400  
[jstinar@millerbarondess.com](mailto:jstinar@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)

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**From:** Faure, Melissa (HBO) <melissa.faure@wbd.com>  
**Sent:** Friday, November 17, 2023 11:54 AM  
**To:** Justin Stinar <jstinar@Millerbarondess.com>; Danielle Novelly <dnovelly@millerbarondess.com>  
**Cc:** Sasha Frid <sfrid@Millerbarondess.com>; Zachary Sarnoff <zsarnoff@millerbarondess.com>; Colin H. Rolfs <crolfs@millerbarondess.com>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

I have uploaded documents Bates stamped WBD 000001 – 109. Could you confirm that this worked? I can't seem to be able to view the documents after dropping them in the folder.

Thank you,

**Melissa Faure**

Sr. Paralegal, Litigation

---

**From:** Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>  
**Sent:** Thursday, November 16, 2023 5:50 PM  
**To:** Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>  
**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Colin H. Rolf <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Please use the renewed link below to upload the documents.

Link: <https://nextcloud.millerbarondess.com/index.php/s/MkwHCWoNGxEzy8A>

Password: BJZjLkbG29

Expiration: 11/24/23

---

**From:** [Faure, Melissa \(HBO\)](#)  
**Sent:** Thursday, November 16, 2023 2:42 PM  
**To:** [Danielle Novelly](#)  
**Cc:** [Sasha Frid](#); [Zachary Sarnoff](#); [Colin H. Rolf](#); [Justin Stinar](#)  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Danielle,

Thank you for your message. I was at a day-long work meeting yesterday and did not get your call, my apologies. We will be producing the first batch of documents tomorrow, Friday, with more next week before the holiday break. Please note that we needed to notify Neon per our contractual obligations before producing the HBO/Neon license agreement, which caused a delay, but this will be included in the production. I will confirm tomorrow once the documents have been uploaded and will keep you posted on progress.

I appreciate your patience.

Thank you,

**Melissa Faure**

Sr. Paralegal, Litigation

230 Park Avenue South, New York, NY 10003

[Melissa.Faure@wamermedia.com](mailto:Melissa.Faure@wamermedia.com)

(212) 548-5089



---

**From:** Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>  
**Sent:** Wednesday, November 15, 2023 8:52 PM  
**To:** Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>  
**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Melissa,

I left you a voicemail following up on our emails below. As requested on 10/31, we sent you a link to upload documents. To date, we have not received any documents from you. When will you be producing the documents? Please send us all documents before November 22, 2023. We prefer to avoid motion practice, but will move forward if we do not hear from you.

Please let me know if you have any questions or would like to discuss.

Thank you,

**Danielle Novelly**

MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Direct: 310-552-5237  
Fax: 310-552-8400

Mobile: 602-833-9609  
[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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---

**From:** Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>  
**Sent:** Tuesday, November 7, 2023 3:03 PM  
**To:** Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>  
**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

I'm just following up on this. No documents were ever uploaded to the link below. Do you have an estimate of when a document production will be made?

**Justin Stinar**  
**Paralegal**

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2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Fax: 310-552-8400  
[jstinar@millerbarondess.com](mailto:jstinar@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)

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**From:** Justin Stinar  
**Sent:** Tuesday, October 31, 2023 5:57 PM  
**To:** Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>  
**Cc:** Sasha Frid <[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Please use the below link.

Link: <https://nextcloud.millerbarondess.com/index.php/s/icxHY9A3JH6drCC>

Password: Q3dD34TGyb

Expiration: 11/7/23

**Justin Stinar**  
**Paralegal**

MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
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[www.millerbarondess.com](http://www.millerbarondess.com)

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---

**From:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Sent:** Tuesday, October 31, 2023 5:44 PM  
**To:** Ricky Reis <[rreis@Millerbarondess.com](mailto:rreis@Millerbarondess.com)>  
**Cc:** Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Ricky,

Please provide a link/password for upload, per the below.

Thanks!

**Colin H. Rolfs**

MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Direct: 310-552-5242  
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[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**Sent:** Tuesday, October 31, 2023 5:33 PM

**To:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>

**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>

**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Colin,

Please see the attached letter with Responses and Objections to the Subpoenas. Also, do you have a secure FTP site or shared drive we can use to send documents?

Thank you,

## Melissa Faure

Sr. Paralegal, Litigation

230 Park Avenue South, New York, NY 10003

[Melissa.Faure@warnermedia.com](mailto:Melissa.Faure@warnermedia.com)



---

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**Sent:** Wednesday, October 18, 2023 8:55 PM

**To:** Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>

**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>

**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Hi Melissa,

Yes, that extension until October 31 is fine. Please note, however, that we are unlikely to be able to afford further extensions, given the case schedule.

Regards,

**Colin H. Rolfs**

MILLER | BARONDESS LLP

2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

Main: 310-552-4400

Direct: 310-552-5242

Fax: 310-552-8400

[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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**Sent:** Wednesday, October 18, 2023 1:08 PM

**To:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>

**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>

**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

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Thank you very much,

**Melissa Faure**

Sr. Paralegal, Litigation

---

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**Sent:** Thursday, September 28, 2023 3:31 PM

**To:** 'Colin H. Rolfs' <[crofs@millerbarondess.com](mailto:crofs@millerbarondess.com)>

**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>

**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Received, thank you. Thank you as well for agreeing to an additional 2-week extension (October 19).

Regards,

## Melissa Faure

Sr. Litigation Administrator

230 Park Avenue South, New York, NY 10003

[Melissa.Faure@warnermedia.com](mailto:Melissa.Faure@warnermedia.com)



---

**From:** Colin H. Rolfs <[crofs@millerbarondess.com](mailto:crofs@millerbarondess.com)>

**Sent:** Thursday, September 28, 2023 3:19 PM

**To:** Faure, Melissa (HBO) <[melissa.faure@warnermedia.com](mailto:melissa.faure@warnermedia.com)>

**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>

**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Hi Melissa,

Per our call, attached please find the complaint and protective order.

Best,

**Colin H. Rolfs**

MILLER | BARONDESS LLP

2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

Main: 310-552-4400

Direct: 310-552-5242

Fax: 310-552-8400

[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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---

**From:** Faure, Melissa (HBO) <[melissa.faure@warnermedia.com](mailto:melissa.faure@warnermedia.com)>

**Sent:** Thursday, September 28, 2023 11:40 AM

**To:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>

**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Hi Colin,

I am available for the next hour or so in case that works for you. You can reach me at (212) 548-5089. I look forward to speaking with you.

Thanks very much,

**Melissa Faure**

Sr. Litigation Administrator

---

**From:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>

**Sent:** Wednesday, September 27, 2023 6:11 PM

**To:** Faure, Melissa (HBO) <[melissa.faure@warnermedia.com](mailto:melissa.faure@warnermedia.com)>

**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

**EXTERNAL SENDER: Caution opening links or attachments**

Hi Melissa,

Following up on this. Is there a time tomorrow we could speak?

Best,

**Colin H. Rolfs**

MILLER | BARONDES S<sub>LLP</sub>

2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

Main: 310-552-4400

Direct: 310-552-5242

Fax: 310-552-8400

[crofs@millerbarondess.com](mailto:crofs@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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---

**From:** Colin H. Rolfs

**Sent:** Tuesday, September 26, 2023 10:44 AM

**To:** 'Faure, Melissa (HBO)' <[melissa.faure@warnermedia.com](mailto:melissa.faure@warnermedia.com)>

**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Hi Melissa:

Are you available for a call this afternoon to discuss the status of HBO and Warner Bros. response?

Best,

**Colin H. Rolfs**

MILLER | BARONDES S<sub>LLP</sub>

2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

Main: 310-552-4400

Direct: 310-552-5242

Fax: 310-552-8400  
[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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---

**From:** Faure, Melissa (HBO) <[melissa.faure@warnermedia.com](mailto:melissa.faure@warnermedia.com)>  
**Sent:** Monday, August 21, 2023 12:41 PM  
**To:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Mr. Rolfs:

On behalf of Home Box Office, Inc. and Warner Bros. Entertainment, Inc., I am writing regarding your subpoenas dated August 1, 2023 In Re *Alan Elliott v. Barry Tyerman*, Case No. 20STCV42553. I tried calling your firm a couple of times and left a voicemail, but wasn't able to speak with you directly.

We are looking into the matters raised therein. Unfortunately, given delays due to summer vacations and other circumstances, members of our organization are currently unavailable. As such, we need additional time to respond. We respectfully ask to have until October 5, 2023, to respond. Please let me know if you have any concerns with this timing; otherwise, we will proceed to have our response to you by then.

Thank you for your patience and understanding.

Regards,

**Melissa Faure**

Sr. Litigation Administrator

230 Park Avenue South, New York, NY 10003

[Melissa.Faure@warnermedia.com](mailto:Melissa.Faure@warnermedia.com)



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**From:** Han, Andrew (HBO) <andrew.han@wbd.com>  
**Sent:** Tuesday, November 21, 2023 4:38 PM  
**To:** Danielle Novelly <dnovelly@millerbarondess.com>  
**Cc:** Faure, Melissa (HBO) <melissa.faure@wbd.com>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

---

Hi Danielle,

It was good to speak with you just now. As we discussed, we will complete our production on or before Friday, December 1, 2023. We understand that no further extensions are available given your court deadlines.

We appreciate your understanding. Please don't hesitate to contact me if you have any questions or would like to discuss. Have a good holiday. Thank you,

Andy

## Andy Han

Director, Legal

Litigation

(212) 512-5636 (office+mobile)

Please note my new email address: [andrew.han@wbd.com](mailto:andrew.han@wbd.com)



---

**From:** Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>  
**Sent:** Friday, November 17, 2023 5:05 PM  
**To:** Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>  
**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>

**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

We received WBD 000001 – 109. Thank you.

**Justin Stinar**  
**Paralegal**

MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Fax: 310-552-8400  
[jstinar@millerbarondess.com](mailto:jstinar@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)

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---

**From:** Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>  
**Sent:** Friday, November 17, 2023 11:54 AM  
**To:** Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>  
**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

I have uploaded documents Bates stamped WBD 000001 – 109. Could you confirm that this worked? I can't seem to be able to view the documents after dropping them in the folder.

Thank you,

**Melissa Faure**

Sr. Paralegal, Litigation

---

**From:** Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>  
**Sent:** Thursday, November 16, 2023 5:50 PM  
**To:** Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>  
**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Please use the renewed link below to upload the documents.

Link: <https://nextcloud.millerbarondess.com/index.php/s/MkwHCWoNGxEzy8A>

Password: BJZjLkbG29

Expiration: 11/24/23

---

**From:** [Faure, Melissa \(HBO\)](#)

**Sent:** Thursday, November 16, 2023 2:42 PM

**To:** [Danielle Novelly](#)

**Cc:** [Sasha Frid](#); [Zachary Sarnoff](#); [Colin H. Rolfs](#); [Justin Stinar](#)

**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Danielle,

Thank you for your message. I was at a day-long work meeting yesterday and did not get your call, my apologies. We will be producing the first batch of documents tomorrow, Friday, with more next week before the holiday break. Please note that we needed to notify Neon per our contractual obligations before producing the HBO/Neon license agreement, which caused a delay, but this will be included in the production. I will confirm tomorrow once the documents have been uploaded and will keep you posted on progress.

I appreciate your patience.

Thank you,

**Melissa Faure**

Sr. Paralegal, Litigation

230 Park Avenue South, New York, NY 10003

[Melissa.Faure@warnermedia.com](mailto:Melissa.Faure@warnermedia.com)

(212) 548-5089



---

**From:** Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>  
**Sent:** Wednesday, November 15, 2023 8:52 PM  
**To:** Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>  
**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>; Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Melissa,

I left you a voicemail following up on our emails below. As requested on 10/31, we sent you a link to upload documents. To date, we have not received any documents from you. When will you be producing the documents? Please send us all documents before November 22, 2023. We prefer to avoid motion practice, but will move forward if we do not hear from you.

Please let me know if you have any questions or would like to discuss.

Thank you,

**Danielle Novelly**

M I L L E R | B A R O N D E S S L L P

2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

Main: 310-552-4400

Direct: 310-552-5237

Fax: 310-552-8400

Mobile: 602-833-9609

[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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**From:** Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>  
**Sent:** Tuesday, November 7, 2023 3:03 PM  
**To:** Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>  
**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

I'm just following up on this. No documents were ever uploaded to the link below. Do you have an estimate of when a document production will be made?

**Justin Stinar**  
**Paralegal**

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2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Fax: 310-552-8400  
[jstinar@millerbarondess.com](mailto:jstinar@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)

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---

**From:** Justin Stinar  
**Sent:** Tuesday, October 31, 2023 5:57 PM  
**To:** Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>  
**Cc:** Sasha Frid <[sfrid@millerbarondess.com](mailto:sfrid@millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Please use the below link.

Link: <https://nextcloud.millerbarondess.com/index.php/s/icxHY9A3JH6drCC>

Password: Q3dD34TGyb

Expiration: 11/7/23

**Justin Stinar**  
**Paralegal**

M I L L E R | B A R O N D E S S L L P  
2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067  
Main: 310-552-4400  
Fax: 310-552-8400  
[jstinar@millerbarondess.com](mailto:jstinar@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)

 Please consider the environment – do you really need to print this email?

---

**From:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Sent:** Tuesday, October 31, 2023 5:44 PM  
**To:** Ricky Reis <[rreis@Millerbarondess.com](mailto:rreis@Millerbarondess.com)>  
**Cc:** Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>; Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Ricky,

Please provide a link/password for upload, per the below.

Thanks!

**Colin H. Rolfs**

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2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
Direct: 310-552-5242  
Fax: 310-552-8400  
[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

 Please consider the environment – do you really need to print this email?

---

**From:** Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>  
**Sent:** Tuesday, October 31, 2023 5:33 PM  
**To:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Colin,

Please see the attached letter with Responses and Objections to the Subpoenas. Also, do you have a secure FTP site or shared drive we can use to send documents?

Thank you,

## Melissa Faure

Sr. Paralegal, Litigation

230 Park Avenue South, New York, NY 10003

[Melissa.Faure@warnermedia.com](mailto:Melissa.Faure@warnermedia.com)



---

**From:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Sent:** Wednesday, October 18, 2023 8:55 PM  
**To:** Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>  
**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Hi Melissa,

Yes, that extension until October 31 is fine. Please note, however, that we are unlikely to be able to afford further extensions, given the case schedule.

Regards,

**Colin H. Rolfs**

MILLER | BARONDESS LLP

2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

Main: 310-552-4400

Direct: 310-552-5242

Fax: 310-552-8400

[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

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**From:** Faure, Melissa (HBO) <[melissa.faure@wbd.com](mailto:melissa.faure@wbd.com)>

**Sent:** Wednesday, October 18, 2023 1:08 PM

**To:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>

**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>

**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Hi Colin,

I hope you are well. I am writing to ask for an additional short extension, just until the end of the month.

Thank you very much,

**Melissa Faure**

Sr. Paralegal, Litigation

---

**From:** Faure, Melissa (HBO)

**Sent:** Thursday, September 28, 2023 3:31 PM

**To:** 'Colin H. Rolfs' <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>

**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>

**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Received, thank you. Thank you as well for agreeing to an additional 2-week extension (October 19).

Regards,

**Melissa Faure**

Sr. Litigation Administrator

230 Park Avenue South, New York, NY 10003

[Melissa.Faure@warnermedia.com](mailto:Melissa.Faure@warnermedia.com)



---

**From:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Sent:** Thursday, September 28, 2023 3:19 PM  
**To:** Faure, Melissa (HBO) <[melissa.faure@warnermedia.com](mailto:melissa.faure@warnermedia.com)>  
**Cc:** Sasha Frid <[sfrid@Millerbarondess.com](mailto:sfrid@Millerbarondess.com)>; Danielle Novelly <[dnovelly@millerbarondess.com](mailto:dnovelly@millerbarondess.com)>; Zachary Sarnoff <[zsarnoff@millerbarondess.com](mailto:zsarnoff@millerbarondess.com)>; Justin Stinar <[jstinar@Millerbarondess.com](mailto:jstinar@Millerbarondess.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Hi Melissa,

Per our call, attached please find the complaint and protective order.

Best,

**Colin H. Rolfs**

MILLER | BARONDES S<sub>LLP</sub>  
2121 Avenue of the Stars, 26th Floor  
Los Angeles, CA 90067  
Main: 310-552-4400  
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[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)  
[www.millerbarondess.com](http://www.millerbarondess.com)  
[Biography](#)

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**From:** Faure, Melissa (HBO) <[melissa.faure@warnermedia.com](mailto:melissa.faure@warnermedia.com)>  
**Sent:** Thursday, September 28, 2023 11:40 AM  
**To:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Hi Colin,

I am available for the next hour or so in case that works for you. You can reach me at (212) 548-5089. I look forward to speaking with you.

Thanks very much,

**Melissa Faure**

Sr. Litigation Administrator

---

**From:** Colin H. Rolfs <[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)>  
**Sent:** Wednesday, September 27, 2023 6:11 PM  
**To:** Faure, Melissa (HBO) <[melissa.faure@warnermedia.com](mailto:melissa.faure@warnermedia.com)>  
**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

**EXTERNAL SENDER: Caution opening links or attachments**

Hi Melissa,

Following up on this. Is there a time tomorrow we could speak?

Best,

**Colin H. Rolfs**

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2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

Main: 310-552-4400

Direct: 310-552-5242

Fax: 310-552-8400

[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

[Biography](#)

 Please consider the environment – do you really need to print this email?

---

**From:** Colin H. Rolfs

**Sent:** Tuesday, September 26, 2023 10:44 AM

**To:** 'Faure, Melissa (HBO)' <[melissa.faure@warnermedia.com](mailto:melissa.faure@warnermedia.com)>

**Subject:** RE: In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Hi Melissa:

Are you available for a call this afternoon to discuss the status of HBO and Warner Bros. response?

Best,

**Colin H. Rolfs**

MILLER | BARONDES S<sub>LLP</sub>

2121 Avenue of the Stars, 26th Floor

Los Angeles, CA 90067

Main: 310-552-4400

Direct: 310-552-5242

Fax: 310-552-8400

[crolfs@millerbarondess.com](mailto:crolfs@millerbarondess.com)

[www.millerbarondess.com](http://www.millerbarondess.com)

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**From:** Faure, Melissa (HBO) <[melissa.faure@warnermedia.com](mailto:melissa.faure@warnermedia.com)>  
**Sent:** Monday, August 21, 2023 12:41 PM  
**To:** Colin H. Rolfs <[crofs@millerbarondess.com](mailto:crofs@millerbarondess.com)>  
**Subject:** In Re Alan Elliott v. Barry Tyerman, Case No. 20STCV42553

Mr. Rolfs:

On behalf of Home Box Office, Inc. and Warner Bros. Entertainment, Inc., I am writing regarding your subpoenas dated August 1, 2023 In Re *Alan Elliott v. Barry Tyerman*, Case No. 20STCV42553. I tried calling your firm a couple of times and left a voicemail, but wasn't able to speak with you directly.

We are looking into the matters raised therein. Unfortunately, given delays due to summer vacations and other circumstances, members of our organization are currently unavailable. As such, we need additional time to respond. We respectfully ask to have until October 5, 2023, to respond. Please let me know if you have any concerns with this timing; otherwise, we will proceed to have our response to you by then.

Thank you for your patience and understanding.

Regards,

**Melissa Faure**

Sr. Litigation Administrator

230 Park Avenue South, New York, NY 10003

[Melissa.Faure@warnermedia.com](mailto:Melissa.Faure@warnermedia.com)



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**Sent:** Friday, December 1, 2023 10:17 AM  
**To:** 'Justin Stinar' <jstinar@Millerbarondess.com>  
**Cc:** 'Sasha Frid' <sfrid@Millerbarondess.com>; 'Zachary Sarnoff' <zsarnoff@millerbarondess.com>; 'Colin H. Rolfs' <crofhs@millerbarondess.com>; 'Danielle Novelly' <dnovelly@millerbarondess.com>; Han, Andrew (HBO) <andrew.han@wbd.com>; Sytsma, Elizabeth <elizabeth.sytsma@wbdcontractor.com>  
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Sr. Paralegal, Litigation

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[Melissa.Faure@wamermedia.com](mailto:Melissa.Faure@wamermedia.com)

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Sr. Paralegal, Litigation

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