

February 1, 2019

**VIA ELECTRONIC FILING AND BY HAND**

The Honorable Alexander M Tisch  
The Supreme Court of the State of New York  
111 Centre Street, Room 326  
New York, NY 10013

Re: Boyce v. Weber et al., Index No. 160630/2017

Dear Justice Tisch:

We represent the defendants Bruce Weber and Little Bear, Inc. (“Weber Defendants”) in the above-referenced matter and submit this letter jointly with counsel for Plaintiff Jason Boyce (“Plaintiff”) and defendants Jason Kanner and Soul Artists management. The above-entitled action was recently transferred to this Court from Judge David Cohen and a Preliminary Conference, which was originally scheduled for January 30, 2019 before Justice Cohen, is now scheduled for February 20, 2019. Accordingly, we are writing to inform the Court of two pending matters that the parties would like to address at the Preliminary Conference scheduled for February 20, 2019.

First, Plaintiff filed a Motion for Leave to Amend the Complaint (Motion Seq. No. 002) (the “Motion”), which is fully-briefed and has been submitted to the Motion Submissions Part. The Motion seeks to add a claim against Bruce Weber and counsel for Mr. Weber and Plaintiff are ready to argue the motion.

Second, the Weber Defendants and Plaintiff intended for the Preliminary Conference to also include a discovery dispute conference, which is set forth in the parties’ letters to the Court dated January 11, 2019 [44-50].

As co-counsel for the Weber Defendants intended to travel from out-of-state specifically to argue the motion to amend and discovery disputes, the Weber Defendants and Plaintiff respectfully request that the Court schedule oral argument of the Motion for February 20, 2019, the date of the Preliminary Conference, subject of course to the Court’s schedule and availability, and confirm that the Preliminary Conference will include a discovery conference .

The parties intend to provide working copies of the motion papers and discovery dispute letters directly to chambers in advance of the Preliminary Conference on February 20, 2019.

Thank you for your consideration of this request.

Respectfully submitted,

*s/Daniel L. Brown*

Daniel L. Brown

SHEPPARD, MULLIN, RICHTER & HAMPTON LLP

cc: All Counsel of Record