

Supreme Court
of the
State of New York



CAROYLN E. DEMAREST
JUSTICE

JUSTICES CHAMBERS
360 ADAMS STREET
BROOKLYN, NY 11201

January 21, 2016

Suzy Yengo, Esq.
Ofshtein Law Firm, P.C.
1723 East 12th Street, 4th Floor
Brooklyn, NY 11229
Tel. 718-455-5252

Peter C. Dee, Esq.
Mavronicolas & Dee LLP
415 Madison Avenue, 18th Floor
New York, NY 10017
Tel. 646-770-0024

Re: Westpaw Films Inc v. Sprattley, Pascal and
Fantasy Games Films
Index No. 505665/2014

Dear Counsel:

As it was determined at the appearance on January 13, 2016 that Alternative Dispute Resolution in the form of non-binding mediation is an alternative to active litigation at this time, I have arranged for you to pursue this course through Judge James Starkey.

The mediation is scheduled to take place on April 20, 2016 at 10:00 A.M. at 360 Adams Street, 11th Floor, Brooklyn, NY 11201. All parties and attorneys are to appear at the mediation. Please contact Judge Starkey within 3 days of this letter at (718) 852-0346 to confirm this date. If Judge Starkey is not available at the time of your call, please leave a message and your call will be returned when

the Judge returns to the office. Please provide Judge Starkey with a Mediation Statement¹ in accordance with Rule 8(c) of the Rules of the Alternative Dispute Resolution Program, New York County at least one week before the designated date.²

It is understood that discovery will proceed during the pendency of the mediation process. The Rules of the Alternative Dispute Resolution Program of the Commercial Division as currently published for New York County shall apply as practicable. Please do not file any papers in New York County, as the filing provisions of the New York County Rules are not applicable. Kings County has not yet designated an ADR Co-ordinator, so any appropriate communications with the Court with respect to this case should be made through my Law Clerk, Carl Regelman, who will maintain the required confidentiality. This letter constitutes the "Order of Reference" contemplated under the Rules.

This matter has been adjourned to May 5, 2016 in Commercial Part 11 before Justice Ash. Should the case be resolved in the interim, please submit copies of any stipulation or discontinuance to my Chambers in addition to filing any necessary documents with the County Clerk.

Very truly yours,


CAROLYN E. DEMAREST
Justice of the Supreme Court

cc: Hon. James Starkey

¹ Send to: Hon. James Starkey, 215 Adams Street (15B), Brooklyn, NY 11201.

² The Rules of the New York County Alternative Dispute Resolution Program are available at http://www.nycourts.gov/courts/comdiv/ny/ADR_overview.shtml.