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 12 UNITED STATES DISTRICT COURT
 13 CENTRAL DISTRICT OF CALIFORNIA
 14 SOUTHERN DIVISION
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17 BAND PRO FILM & DIGITAL, INC.,
 18 a California corporation,
 19 Plaintiff,
 20 vs.
 21 ARRI INC., a Delaware corporation,
 22 and MICHAEL BRAVIN, an
 23 individual,
 24 Defendants.

CASE NO. CV-12-03226-CJC (ANx)

**NOTICE OF MOTION
 REGARDING DEFENDANT ARRI
 INC.'S MOTION TO ENFORCE
 THE COURT'S MAY 8, 2013
 ORDER AND FOR SANCTIONS**

Date: July 25, 2013
 Time: 10:00 a.m.
 Crtrm.: 6B

Discovery Cut-Off: November 22, 2013
 Pretrial Conference: February 24, 2014
 Trial Date: March 4, 2014

1 TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

2 PLEASE TAKE NOTICE THAT on July 25, 2013, at 10:00 a.m., or as soon
3 thereafter as this motion may be heard, before the Honorable Arthur Nakazato, in
4 Courtroom 6B of the above-entitled Court, located at 411 West Fourth Street, Santa
5 Ana, California, Defendant ARRI Inc. (“ARRI”) will, and hereby does, move this
6 Court for an order enforcing the Court’s Order dated May 8, 2013 (the “May 8
7 Order”) and for sanctions, specifically:

8 (i) Ordering evidentiary sanctions to preclude Plaintiff Band Pro Film &
9 Digital, Inc. (“Band Pro”) from offering evidence at summary judgment or trial on
10 the subject matters of ARRI’s First Set of Interrogatories, Nos. 8 and 9.

11 (ii) Ordering evidentiary sanctions to preclude Band Pro from offering
12 evidence at summary judgment or trial on the subject matters of ARRI’s First Set of
13 Interrogatories, Nos. 12, 13, 14 and 19, which evidence was in Band Pro’s
14 possession or control at the time it verified its Fourth Amended Answers to the
15 interrogatories but which Band Pro did not disclose in Band Pro’s Fourth Amended
16 Answers to the interrogatories.

17 (iii) Awarding monetary sanctions against Band Pro to compensate ARRI
18 for its fees and costs incurred in seeking Band Pro’s compliance with its discovery
19 obligations in connection with ARRI’s First Set of Interrogatories and the May 8
20 Order in an amount to be determined upon submission of proof of such fees and
21 costs by ARRI; and

22 (iv) Such other relief as this Court may deem proper.

23 This motion is made following the meet and confer conferences of counsel
24 which took place in writing on May 24, 28, 30 and 31 and on June 4 and 7, 2013,
25 and telephone conferences on May 29 and June 7, 2013, wherein counsel were
26 unable to resolve their disputes as to the interrogatories in issue.

27 ARRI brings this motion pursuant to Fed. R. Civ. P. 37(a), Local Rule 37 and
28 this Court’s inherent authority to remedy abuses of the litigation process and is

1 based on the attached Joint Statement, the Declaration of Viola Trebicka filed
2 concurrently herewith, any supplemental memoranda filed under Local Rule 37-2.3,
3 the pleadings and papers on file in this action, and such other evidence and
4 arguments of which this Court may take judicial notice and/or may be presented at
5 the hearing.

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DATED: July 3, 2013

QUINN EMANUEL URQUHART &
SULLIVAN, LLP

By /s/ Gary E. Gans
Gary E. Gans
Attorneys for Defendant ARRI Inc.