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9 Attorneys for Defendants  
BAUER PUBLISHING COMPANY, L.P., BAUER MAGAZINE  
10 L.P., BAUER MEDIA GROUP, INC., BAUER, INC., and  
HEINRICH BAUER NORTH AMERICA, INC.  
11

12 UNITED STATES DISTRICT COURT  
13 CENTRAL DISTRICT OF CALIFORNIA  
14

15 TOM CRUISE, ) Case No. CV 12-09124 (DDP) (JCX)  
16 Plaintiff, )  
vs. ) **STIPULATION TO EXTEND TIME FOR**  
17 ) **BAUER DEFENDANTS TO RESPOND TO**  
18 ) **COMPLAINT BY NOT MORE THAN 30**  
19 ) **DAYS (L.R. 8-3)**  
BAUER PUBLISHING COMPANY, L.P. )  
20 ) Complaint Served: October 24, 2012  
BAUER MAGAZINE L.P., BAUER MEDIA )  
21 ) Current Response Date: November 14, 2012  
22 ) New Response Date: December 14, 2012  
GROUP, INC., BAUER, INC., HEINRICH )  
BAUER NORTH AMERICA, INC., and )  
DOES 1-10, inclusive, )  
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**RECITALS**

WHEREAS, on or about October 24, 2012, plaintiff Tom Cruise (“Plaintiff”) filed his complaint in the above-entitled action against defendants Bauer Publishing Company, L.P., Bauer Magazine, L.P., Bauer Media Group, Inc., Bauer, Inc., and Heinrich Bauer North America, Inc., (collectively, the “Bauer Defendants”);

1 WHEREAS, Plaintiff served his complaint on at least one of the Bauer  
2 Defendants on or about October 24, 2012;

3 WHEREAS, at least one of the Bauer Defendants' response to the complaint  
4 presently is due on or before November 14, 2012;

5 WHEREAS, the Bauer Defendants have yet to respond to the complaint;

6 WHEREAS, Plaintiff and the Bauer Defendants have agreed, pursuant to  
7 Central District Rule 8-3, that the Bauer Defendants' time to respond to the  
8 complaint shall be extended by 30 days, to December 14, 2012; and

9 WHEREAS, the Bauer Defendants have agreed that if they respond to the  
10 complaint by filing a motion under California's anti-SLAPP statute (California Civil  
11 Procedure Code § 425.16), or thereafter file such a motion, they will schedule the  
12 hearing on their motion for a date that provides Plaintiff with no less than twenty-one  
13 (21) days to file his opposition to the motion. The Bauer Defendants further have  
14 agreed that if they file a motion under C.C.P. § 425.16 that seeks dismissal on the  
15 grounds that the publication at issue was not made with constitutional actual malice,  
16 they will schedule the hearing on their motion for a date that provides Plaintiff with  
17 no less than sixty (60) days to file his opposition to the motion, so that he may seek  
18 and obtain discovery on the issues raised by the motion before the deadline for filing  
19 opposition papers. The Bauer Defendants reserve all rights to oppose any such  
20 request for discovery.

21 **STIPULATION**

22 NOW, THEREFORE, Plaintiff and the Bauer Defendants agree and stipulate  
23 as follows:

- 24 (1) The deadline for the Bauer Defendants to respond to the complaint shall  
25 be extended to December 14, 2012; and  
26 (2) If the Bauer Defendants respond to the complaint by filing a motion  
27 under California's anti-SLAPP statute (California Civil Procedure  
28 Code § 425.16), or thereafter file such a motion, they will schedule the

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hearing on their motion for a date that provides Plaintiff with no less than twenty-one (21) days to file his opposition to the motion. In addition, if the Bauer Defendants file a motion under C.C.P. § 425.16 that seeks dismissal on the grounds that the publication at issue was not made with constitutional actual malice, they will schedule the hearing on their motion for a date that provides Plaintiff with no less than sixty (60) days to file his opposition to the motion, so that he may seek and obtain discovery on the issues raised by the motion before the deadline for filing opposition papers. The Bauer Defendants reserve all rights to oppose any such request for discovery

DATED: November 14, 2012

GREENBERG GLUSKER FIELDS  
CLAMAN & MACHTINGER LLP  
BERTRAM FIELDS  
AARON J. MOSS

By:           /s/ Bertram Fields            
Bertram Fields

Attorney for Plaintiff  
TOM CRUISE

DATED: November 14, 2012

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ALONZO WICKERS IV  
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By:           /s/ Alonzo Wickers IV            
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GROUP, INC., BAUER, INC., and  
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INC.