

SDNY/WPNY
04-cv-8223
KARAS

MANDATE

UNITED STATES COURT OF APPEALS FOR THE SECOND CIRCUIT
Thurgood Marshall U.S. Courthouse at Foley Square 40 Centre Street, New York, NY 10007 Telephone: 212-857-8500

MOTION INFORMATION STATEMENT

Caption [use short title]

Docket Number(s): 08-0118-cv; 08-0435-cv

World Wrestling Entertainment, Inc.
v. Jakks Pacific, Inc.

Motion for: Abeysance of appeal

Set forth below precise, complete statement of relief sought:

Hold in abeyance the appeal filed in the above-captioned matter by World Wrestling Entertainment, Inc.

as well as three cross-appeals respectively filed by: (1) THQ, Inc. and Brian Farrell;

(2) Jakks Pacific, Inc.; Jakks Pacific (HK) Ltd; Road Champs Ltd.; Jack Friedman;

Stephen Berman; and Joel Bennett; and (3) THQ/Jakks Pacific LLC

U.S. DISTRICT COURT
FILED
MAR 18 2008
Catherine O'Hagan Wolfe, Clerk

UNITED STATES COURT OF APPEALS
FILED
FEB 25 2008

RECEIVED
2008 FEB 25 PM 5:10
U.S. COURT OF APPEALS
SECOND CIRCUIT
NEW YORK, N.Y.

MOVING PARTY: Jakks Pacific, Inc et al.

- Plaintiff Defendant
 Appellant/Petitioner Appellee/Respondent

OPPOSING PARTY: World Wrestling Entertainment, Inc.

MOVING ATTORNEY: Jonathan L. Lerner/Maura B. Grinalds

[name of attorney, with firm, address, phone number and e-mail]

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OPPOSING ATTORNEY [Name]: Jerry S. McDevitt

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Jerry S. McDevitt

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Court-Judge/Agency appealed from: N/A

Please check appropriate boxes:

Has consent of opposing counsel:

- A. been sought? Yes No
B. been obtained? Yes No

Is oral argument requested? Yes No
(requests for oral argument will not necessarily be granted)

Has argument date of appeal been set? Yes No
If yes, enter date _____

FOR EMERGENCY MOTIONS, MOTIONS FOR STAYS AND INJUNCTIONS PENDING APPEAL:

Has request for relief been made below? Yes No

Has this relief been previously sought in this Court? Yes No

Requested return date and explanation of emergency:

See attached addendum.

Signature of Moving Attorney: _____

Date: 2/25/08

Has service been effected? Yes No
[Attach proof of service]

ORDER

Before: Hon. Debra Ann Livingston, Circuit Judge

IT IS HEREBY ORDERED that Appellees-Cross-Appellants' motion to hold the consolidated appeals (08-1118-cv (L), 08-0435-cv (con), and 08-0677-cv (con) in abeyance is GRANTED.

UNITED STATES COURT OF APPEALS
FILED
MAR 17 2008
Catherine O'Hagan Wolfe, Clerk
SECOND CIRCUIT

Date _____

FOR THE COURT:

Catherine O'Hagan Wolfe, Clerk
by _____

Joy Fallick, Administrative Attorney

ANGELA MARTIN
DEPUTY CLERK
Catherine O'Hagan Wolfe, Clerk

MAR 17 2008

CERTIFIED: