

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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 :
 MARVEL WORLDWIDE, INC., :
 MARVEL CHARACTERS, INC. and :
 MVL RIGHTS, LLC, :
 :
 Plaintiffs, :
 :
 - against- :
 :
 LISA R. KIRBY, BARBARA J. KIRBY, :
 NEAL L. KIRBY and SUSAN N. KIRBY, :
 :
 Defendants. :
 -----X

Civil Action No. 10 Civ. 141 (CM) (KNF)

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 :
 LISA R. KIRBY, BARBARA J. KIRBY, :
 NEAL L. KIRBY and SUSAN N. KIRBY, :
 :
 Counterclaimants, :
 :
 - against- :
 :
 MARVEL ENTERTAINMENT, INC., :
 MARVEL WORLDWIDE, INC., :
 MARVEL CHARACTERS, INC., :
 MVL RIGHTS, LLC, :
 THE WALT DISNEY COMPANY, :
 and DOES 1 through 10, :
 :
 Counterclaim-Defendants. :
 -----X

**DECLARATION OF JODI A. KLEINICK IN SUPPORT OF
PLAINTIFFS' AND COUNTERCLAIM-DEFENDANTS' MOTION TO STRIKE
DEFENDANTS' JURY DEMAND**

I, Jodi A. Kleinick, declare under penalty of perjury as follows:

1. I am a partner of Paul, Hastings, Janofsky & Walker LLP and am duly admitted to practice in the State of New York and before this Court. Together with the law firms Weil, Gotshal & Manges LLP and Haynes and Boone, LLP, I am counsel to Plaintiffs and

