

FILED
JAMES BONINI
CLERK

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION**

2004 OCT -6 PM 4:27

U.S. DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WEST DIV. CINCINNATI

Savannah College of Art and Design, Inc.,
Plaintiff,

v.

Case No. 1:02cv490
(Hogan, M.J.)

Philippe Houeix,
Defendant.

**Civil Minutes
Bench Trial (Day 1)
before the**

HONORABLE TIMOTHY S. HOGAN, U.S. MAGISTRATE JUDGE

COURTROOM DEPUTY: Barbara A. Crum

LAW CLERK: Karen Litkovitz

COURT REPORTER: Ace Reporting, Jennifer Coats

DATE: October 6, 2004

TIME: 9:00 am

Attorney for Plaintiff(s):

David Stewart
John Patrick Elsenor
Stephen Butler
Eric Lee (in-house counsel)

Attorney for Defendant(s):

Jean Bebel

Brian Murphy
Philippe Houeix

WITNESSES

Philippe Houeix

PROCEDURES

- Counsel present
- Plaintiff calls witnesses
- Plaintiff rests
- Judge Grants/Denies Rule 50 Motion
- Defendant admits exhibits
- Defendant renews Rule 50 Motion
- Plaintiff's rebuttal
- Closing Arguments

- Opening Statements
- Plaintiff admits exhibits
- Defendant moves for Rule 50 Motion
- Defendant calls witnesses
- Defendant rests
- Judge Grants/Denies Rule 50 Motion
- No rebuttal

Court adjourned or in recess until 9:00 am 10/7/04.

Remarks: TI moves to dismiss cyberpiracy claim; D consents; oral order dismisses the cyberpiracy claim.

TI to submit a brief regarding the admissibility of Ex St.