

IN THE UNITED STATES DISTRICT COURT FOR THE  
EASTERN DISTRICT OF WISCONSIN

U.S. DISTRICT COURT  
EASTERN DISTRICT OF WI  
FILED  
JEB  
'06 MAR 30 P1 :50

ALBERT PATTERSON d/b/a )  
WORLD WRESTLING ASSOCIATION, )  
SUPERSTARS OF WRESTLING, INC., )

Plaintiff, )

vs. )

WORLD WRESTLING ENTERTAINMENT, )  
INC. and GOOD HUMOR CORPORATION )  
d/b/a Good Humor Breyer's Ice Cream )

Defendants. )

Civil Action No. 03-C-0374-KY

**WORLD WRESTLING ENTERTAINMENT, INC.'S RESPONSE TO MOTION TO  
STRIKE REPLY IN FURTHER SUPPORT OF MOTION TO WITHDRAW  
COUNTERCLAIMS WITHOUT PREJUDICE**

Defendant World Wrestling Entertainment, Inc. ("WWE") respectfully submits this response to Plaintiff Albert Patterson's ("Patterson") motion to strike WWE's reply in further support of its motion to withdraw its counterclaims without prejudice.

In his Reply Memorandum to Defendant's Response to Plaintiff's Motion to Reconsider the Court's January 31, 2006 Decision and Order ("Reply to Motion for Reconsideration"), Patterson blatantly mischaracterized and attacked certain statements from WWE's Motion to Withdraw Counterclaims Without Prejudice. Although not specifically captioned as a "response" to WWE's Motion to Withdraw Counterclaims Without Prejudice, WWE interpreted Patterson's Reply to Motion for Reconsideration as his—albeit futile—attempt to respond thereto, and believed that Patterson's blatant mischaracterizations and repeated misrepresentations to this Court required reply. To the extent the Court would determine that WWE did not have the right to file its reply in further support of its Motion to Withdraw

Counterclaims Without Prejudice, WWE respectfully requests that it be treated as a surreply to Patterson's Reply to Motion for Reconsideration and that WWE be granted leave to file it as such.

Respectfully submitted,

Dated: March 30, 2006

By: 

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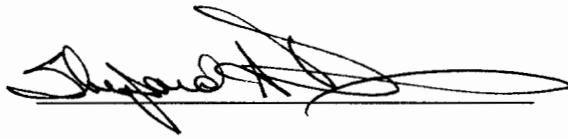
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Attorneys for Defendants World Wrestling  
Entertainment, Inc. and Conopco, Inc.

CERTIFICATE OF SERVICE

I hereby certify that the foregoing Response To Motion To Strike was served this 30<sup>th</sup> day of March, 2006, by United States mail, postage prepaid, upon the following:

Charles Drake Boutwell  
3075 Plum Island Drive  
Northbrook, IL 60062

A handwritten signature in black ink, appearing to read "Charles Drake Boutwell", written over a horizontal line.