

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF SOUTH CAROLINA

CHARLESTON DIVISION

TRADEMARK PROPERTIES, INC., a)
South Carolina corporation; RICHARD C.)
DAVIS, an individual,)

Plaintiffs,)

vs.)

A&E TELEVISION NETWORKS, a joint)
venture of the Hearst Corporation, ABC,)
Inc. and NBC Universal; DEPARTURE)
FILMS, an entity of unknown origin; and)
DOES 1-20, Inclusive,)

Defendants.)

A&E TELEVISION NETWORKS,)

Counterclaim Plaintiff,)

vs.)

TRADEMARK PROPERTIES, INC. and)
RICHARD C. DAVIS,)

Counterclaim Defendants.)

Civil Action No. 2006-CP-10-2822

DEFENDANTS' ANSWERS TO
LOCAL RULE 26.01
INTERROGATORIES

Pursuant to Local Rule 26.01, Defendants A&E Television Networks (“AETN”) and Max Weissman Productions, Inc. d/b/a Departure Films (incorrectly sued, and referred to hereinafter, as “Departure Films”) hereby answer the Court’s interrogatories as follows:

(A) State the full name, address and telephone number of all persons or legal entities who may have a subrogation interest in each claim and state the basis and extent of said interest.

ANSWER: Defendants AETN and Departure Films are not aware of any at this time.

(B) As to each claim, state whether it should be tried jury or nonjury and why.

ANSWER: The issues involved do not require the services of a jury; however, Plaintiffs have asserted their rights to a jury trial.

(C) State whether the party submitting these responses is a publicly owned company and separately identify: (1) each publicly owned company of which it is a parent, subsidiary, partner, or affiliate; (2) each publicly owned company which owns ten percent or more of the outstanding shares or other indicia of ownership of the party; and (3) each publicly owned company in which the party owns ten percent or more of the outstanding shares.

ANSWER: AETN is a partnership with interests held by three entities, each of which owns more than 10% of AETN: (1) Hearst Communications, Inc., the ultimate parent of which is The Hearst Corporation, which is not publicly traded. An affiliate, Hearst-Argyle Television Inc., is publicly traded; (2) Disney/ABC International Television, Inc., whose ultimate parent company is The Walt Disney Company, which is publicly traded; and (3) NBC-A&E Holding, Inc., whose ultimate parent companies are General Electric Company and Vivendi S.A., each of which is publicly traded. AETN does not own 10% or more of the outstanding shares of any publicly-owned company.

Max Weissman Productions, Inc. d/b/a Departure Films (incorrectly sued as “Departure Films”) has no parent corporation, nor does any publicly held corporation own 10% or more of its stock. Departure Films does not own 10% or more of the outstanding shares of any publicly-owned company.

(D) State the basis for asserting the claim in the division in which it was filed (or the basis of any challenge to the appropriateness of the division).

ANSWER: The subject case was filed in the Charleston County Court of Common Pleas and, therefore, Defendants AETN and Departure Films believe it is appropriate to remove this case to the Charleston Division of the United States District Court for the District of South Carolina.

(E) Is this action related in whole or in part to any other matter filed in this District, whether civil or criminal? If so, provide: (1) a short caption and the full case number of the related action; (2) an explanation of how the matters are related; and (3) a statement of the status of the related action. Counsel should disclose any cases which may be related regardless of whether they are still pending. Whether cases are related such that they should be assigned to a single judge will be determined by the Clerk of Court based on a determination of whether the cases: arise from the same or identical transactions, happenings or events; involve the identical parties or property; or for any other reason would entail substantial duplication of labor if heard by different judges.

ANSWER: Defendants AETN and Departure Films are not aware of any at this time.

(F) If the defendant is improperly identified, give the proper identification and state whether counsel will accept service of an amended summons and pleading reflecting the correct identification.

ANSWER: Defendant AETN is incorrectly named as a “joint venture of the Hearst Corporation, ABC, Inc. and NBC Universal” and should be named simply as “A&E Television Networks.” Defendant Max Weissman Productions, Inc. d/b/a Departure Films is incorrectly named as “Departure Films.” Counsel for Defendants will accept service of an Amended Summons and Complaint reflecting the correct identifications.

(G) If you contend that some other person or legal entity is, in whole or in part, liable to you or the party asserting a claim against you in this matter, identify such person or entity and describe the basis of said liability.

ANSWER: Defendants AETN and Departure Films are not aware of any such person or entity at this time.

[SIGNATURE BLOCK ON FOLLOWING PAGE]

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August 2, 2006

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Motions for admission *pro hac**vice* to be filed