



**UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA**

Monday, April 16, 2018 - Courtroom 9D

**THE HONORABLE GEORGE H. WU, UNITED STATES DISTRICT JUDGE**

Javier Gonzalez  
Courtroom Deputy Clerk

Katie Thibodeaux  
Court Reporter

Benjamin D. Hauser  
Gabe Podesta  
Noah C. Ickowitz  
Law Clerks

		<b>8:00 a.m.</b>		
1.	CR 15-330-GW  SENTENCING  Alexis Gregorian, USDOJ 202-768-1172	U.S.A. v.	5. Aharon Aron Krkasharyan  5. Nareg Gourjian 213-956-0100	<b>(BOND)</b>
2.	CR 17-736-GW  SENTENCING  Kyle J. Ryan, AUA x3159	U.S.A. v.	Sergio Juarez Vilchis  Cuauhtemoc Ortega, DFPD x2854 Waseem Salahi, DFPD x5669	<b>(CUSTODY)</b>





8:30 a.m.

9. CV 16-5493-GW (ASx) Bruce White v. State of California, et al.  
(Removal - 440 Other CV / FQ / Filed: 07/22/2016 - ADR)

PRETRIAL CONFERENCE (JT 04/24/18)

PLAINTIFF'S MOTION IN LIMINE TO PREVENT DEFENDANT OFFICER MICHAEL FETCH'S TESTIMONY [88]

DEFENDANTS' MOTIONS IN LIMINE (filed 03/21/18):

NO. 1 TO EXCLUDE ANY EVIDENCE OF, OR REFERENCE TO THE FACT THAT PLAINTIFF WAS NOT READ HIS MIRANDA RIGHTS [78];

NO. 2 TO EXCLUDE ANY EVIDENCE OF, OR REFERENCE TO THE FACT THAT PLAINTIFF WAS NOT PROSECUTED AFTER HIS ARREST [79];

NO. 3 TO EXCLUDE ANY EXPERT OPINION TESTIMONY ON BEHALF OF PLAINTIFF [80];

NO. 4 TO EXCLUDE ANY EVIDENCE OF, OR REFERENCE TO THE ALLEGATION THAT PLAINTIFF'S CELLPHONE AND DRIVER'S LICENSE WERE NOT - RETURNED TO HIM AFTER HIS ARREST [81];

NO. 5 TO EXCLUDE ANY EVIDENCE OF, OR REFERENCE TO THE ALLEGATION THAT PLAINTIFF'S VAN WAS BROKEN INTO AFTER IT WAS IMPOUNDED AFTER HIS ARREST [82];

NO. 6 TO EXCLUDE ANY EVIDENCE OF, OR REFERENCE TO SETTLEMENT NEGOTIATIONS BETWEEN THE PARTIES, INCLUDING BUT NOT LIMITED TO THE FACT THAT DEFENDANTS MADE NO PRETRIAL SETTLEMENT OFFER TO PLAINTIFF [83];

NO. 7 TO EXCLUDE ANY EVIDENCE OF, OR REFERENCE TO, EXCESSIVE FORCE ALLEGEDLY USED BY PEACE OFFICERS OTHER THAN OFFICERS FETCH AND VILLARS [84]

Ephraim O. Obi 213-252-9680

Paul Curtis Epstein 213-620-2249

	<b>8:30 a.m.</b>
10.	<p style="text-align: center;">CV 16-5051-GW(AFMx)                      ALS Scan, Inc. v. Cloudflare, Inc., et al. (820 Copyright / FQ / filed 07/11/16 - ADR)</p> <p>PRETRIAL CONFERENCE (JT 04/24/18)</p> <p>DEFENDANT’S MOTION FOR CLARIFICATION OF MARCH 13, 2018 ORDER, AMENDMENT TO CERTIFY ORDER FOR INTERLOCUTORY APPEAL, AND STAY OF PROCEEDINGS PENDING APPEAL [442]</p> <p>DEFENDANT STEADFAST NETWORKS, LLC’S DAUBERT MOTION TO EXCLUDE EXPERT REPORT AND TESTIMONY OF DR. SHAHRAM GHANDEHARIZADEH PURSUANT TO FEDERAL RULE OF EVIDENCE 702 [416]</p> <p>DEFENDANT CLOUDFLARE, INC.’S MOTION TO EXCLUDE EXPERT TESTIMONY OF DR. SHAHRAM GHANDEHARIZADEH PURSUANT TO FEDERAL RULE OF CIVIL PROCEDURE 37 [426]</p> <p>DEFENDANT CLOUDFLARE, INC.’S MOTION TO EXCLUDE EXPERT TESTIMONY OF BARBARA LUNA PURSUANT TO FEDERAL RULE OF EVIDENCE 702 AND FEDERAL RULE OF CIVIL PROCEDURE 37 [428]</p> <p>DEFENDANT STEADFAST NETWORKS, LLC’S MOTIONS IN LIMINE (filed 03/22/18):  NO. 1 TO EXCLUDE IMPROPER OPINION TESTIMONY FROM WITNESSES THAT ALS DID NOT DISCLOSE AS EXPERTS [417];  NO. 2 TO EXCLUDE EVIDENCE RELATING TO PROVISION OR TERMINATION OF SERVICES TO HATE GROUPS [418];  NO. 3 TO EXCLUDE EVIDENCE OF NON-COPYRIGHT DISPUTES OR OTHER LITIGATION WHERE CLOUDFLARE WAS NOT A NAMED PARTY [419];  NO. 4 TO EXCLUDE EVIDENCE RELATING TO CONDITIONS OF THE SAFE HARBOR UNDER 17 U.S.C. § 512 TO PROVE LIABILITY [420];  NO. 5 TO EXCLUDE NOTIFICATIONS OF CLAIMED INFRINGEMENT AS EVIDENCE OF INFRINGEMENT [421];  NO. 6 TO EXCLUDE EVIDENCE OF ALS’S COPYRIGHTED WORKS OTHER THAN REGISTERED WORKS IDENTIFIED IN ALS’S INFRINGEMENT CONTENTIONS [422];  NO. 7 TO EXCLUDE NON-COMPLIANT NOTIFICATIONS OF CLAIMED INFRINGEMENT AS EVIDENCE OF KNOWLEDGE [423];  NO. 8 TO EXCLUDE EVIDENCE RELATING TO CHALLENGES IN REPORTING OR COMBATING CLAIMED INFRINGEMENT [424];  NO. 9 TO EXCLUDE EVIDENCE REGARDING “STANDARD TECHNICAL MEASURES” WITHIN THE MEANING OF SECTION 512(I) [425]  NO. 10 TO EXCLUDE LATE DISCLOSED WITNESS CHRISTOPHER BOFFOLI [454]</p>

8:30 a.m.

CV 16-5051-GW(AFMx)

ALS Scan, Inc. v. Cloudflare, Inc., et al.  
(820 Copyright / FQ / filed 07/11/16 - ADR)PRETRIAL CONFERENCE (JT 04/24/18) - **CONTINUED**

PLAINTIFF'S MOTIONS IN LIMINE (filed 03/22/18; Dkt. No. 412):

NO. 1 RE EVIDENCE AND OPINION REGARDING ACTUAL DAMAGES, INCLUDING THE PROPOSED TESTIMONY OF JEFF KINRICH (AGAINST CLOUDFLARE AND STEADFAST);

NO. 2 RE EVIDENCE AND ARGUMENT THAT ALS MUST PROVE INDUCEMENT (AGAINST CLOUDFLARE AND STEADFAST);

NO. 3 RE EVIDENCE AND ARGUMENT THAT NEITHER CLOUDFLARE NOR STEADFAST CAN BE LIABLE FOR CONTRIBUTORY INFRINGEMENT IF THEY HAVE SUBSTANTIAL NON-INFRINGEMENT OPERATIONS (AGAINST CLOUDFLARE AND STEADFAST);

NO. 4 RE EVIDENCE AND ARGUMENT THAT ALS MUST SHOW THAT EACH IMAGE HAS A TERRITORIAL NEXUS (AGAINST CLOUDFLARE);

NO. 5 RE EVIDENCE AND ARGUMENT THAT EASTON ERRED IN SUBMITTING INFRINGEMENT NOTICE BY EMAIL (AGAINST CLOUDFLARE);

NO. 6 RE EVIDENCE OR ARGUMENT CONCERNING EASTON EMAILS TO PARTIES OTHER THAN CLOUDFLARE OR EASTON (AGAINST CLOUDFLARE AND STEADFAST);

NO. 7 RE EVIDENCE OR ARGUMENT CONCERNING WHETHER THE OPERATIONS OF NON-PARTIES CONTRIBUTE TO INFRINGEMENT (AGAINST CLOUDFLARE AND STEADFAST);

NO. 8 RE EVIDENCE OR ARGUMENT THAT STEVE EASTON'S EMAILS NEEDED TO COMPLY WITH § 512(C)(3) (AGAINST CLOUDFLARE);

NO. 9 RE EVIDENCE OR ARGUMENT THAT SERVICE PROVIDERS OTHER THAN CLOUDFLARE FORM A MODERN TREND TO REQUIRE SUBMISSION THROUGH WEB ABUSE PAGES (AGAINST CLOUDFLARE);

NO. 10 RE EVIDENCE OR ARGUMENT CONCERNING APPEARANCE OF SARAH WALSH'S HAND IN PHOTOGRAPHS (AGAINST CLOUDFLARE);

NO. 11 RE EVIDENCE OR ARGUMENT CONCERNING WHETHER ALS ENGAGES IN CHILD PORNOGRAPHY (AGAINST CLOUDFLARE);

NO. 12 RE EVIDENCE OR ARGUMENT CONCERNING WHETHER ALS'S OPERATIONS ARE ILLEGAL (AGAINST STEADFAST);

NO. 13 RE EVIDENCE OR ARGUMENT CONCERNING WHETHER ALS'S OPERATIONS ARE IMMORAL (AGAINST CLOUDFLARE);

NO. 14 RE EVIDENCE OR ARGUMENT THAT THE DEFENDANTS CANNOT BE LIABLE WHERE THEIR CUSTOMERS ARE USER UPLOAD SITES (AGAINST CLOUDFLARE AND STEADFAST);

NO. 15 RE EVIDENCE OR ARGUMENT THAT ALS'S CLAIMS ARE MITIGATED BY ITS ALLEGED FAILURE TO EMPLOY DIGITAL RIGHTS MANAGEMENT (AGAINST CLOUDFLARE AND STEADFAST);

NO. 16 RE EVIDENCE OR ARGUMENT THAT ALS'S CLAIMS FAIL BECAUSE ITS MEMBERS MAY HAVE ILLEGALLY UPLOADED ALS CONTENT (AGAINST CLOUDFLARE AND STEADFAST);

NO. 17 RE EVIDENCE OR ARGUMENT THAT ALS'S SHOULD HAVE OR WAS REQUIRED TO NAME FLIXYA AS A DEFENDANT (AGAINST STEADFAST);

NO. 18 RE EVIDENCE OR ARGUMENT THAT ALS NEEDED TO STAGE ITS INFRINGEMENT NOTICES OR THAT STEADFAST IS NOT THE "DMCA AGENT" FOR FLIXYA (AGAINST STEADFAST);

NO. 19 RE EVIDENCE OR ARGUMENT CONCERNING KARL ZIMMERMAN'S LEGAL RESEARCH AND CONCLUSIONS REGARDING STEADFAST'S POTENTIAL CONTRIBUTORY LIABILITY (AGAINST STEADFAST)

Jay M. Spillane 424-217-5980

Andrew Bridges 415-875-2300  
Armen Nercess Nercessian  
Jedediah Wakefield

		<b>11:00 a.m.</b>		
11.	CR 18-168-GW	U.S.A. v.	Rosa Salinas	<b>(BOND)</b>
	**SEALED** CHANGE OF PLEA			
	Alexis Gregorian, USDOJ 202-768-1172		Reuven Cohen, Ret. 213-321-8071	