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 7 ATLANTIC RECORDING CORP., RHINO  
 ENTERTAINMENT COMPANY and WARNER  
 8 MUSIC GROUP CORP.

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15 **UNITED STATES DISTRICT COURT**  
 16 **CENTRAL DISTRICT OF CALIFORNIA**  
 17 **WESTERN DIVISION**

18 MICHAEL SKIDMORE, <i>etc.</i> ,	)	Case No. 2:15-cv-03462 RGK (AGRx)
	)	
19 Plaintiff,	)	
	)	
20 vs.	)	DEFENDANTS' NOTICE OF
	)	MOTION AND MOTION <i>IN</i>
	)	<i>LIMINE</i> NO. 12 TO EXCLUDE
21 LED ZEPPELIN, <i>et al.</i> ,	)	ARGUMENT AND TESTIMONY
	)	AS TO DRINKING OR DRUG USE;
22 Defendants.	)	MEMORANDUM OF POINTS AND
	)	AUTHORITIES IN SUPPORT
	)	

24 Date: May 10, 2016  
 Time: 9:00 a.m.

25  
 26 Courtroom of the Honorable  
 R. Gary Klausner  
 27 United States District Judge  
 28

1 **TO PLAINTIFF AND HIS ATTORNEYS OF RECORD:**

2 **PLEASE TAKE NOTICE** that on May 10, 2016, at 9:00 a.m. or as soon  
3 thereafter as the matter may be heard in Courtroom 850 of the above-entitled District  
4 Court, located at 255 East Temple Street, Los Angeles, California, defendants James  
5 Patrick Page, Robert Anthony Plant, John Paul Jones, Warner/Chappell Music, Inc.,  
6 Super Hype Publishing, Inc., Atlantic Recording Corporation, Rhino Entertainment  
7 Company and Warner Music Group Inc., will move the above-entitled Court, the  
8 Honorable R. Gary Klausner, United States District Judge presiding, for an Order  
9 excluding testimony and argument as to drinking or drug use.

10 This Motion is brought on the grounds that, as stated more fully in the  
11 accompanying Memorandum of Points and Authorities, that plaintiff has indicated  
12 he intends to offer testimony and argument as to drinking or drug use by all or some  
13 of the individual defendants, which is not relevant and properly excluded under  
14 Federal Rule of Evidence 403.

15 This Motion is based upon this Notice of Motion and Motion, the  
16 Memorandum of Points and Authorities filed with this Notice of Motion and  
17 Motion, the pleadings and papers on file in this action, the matters of which this  
18 Court may take judicial notice, and such additional matters and oral argument as  
19 may be offered in support of the Motion.

20 The Motions are made following the conference with plaintiff's counsel  
21 pursuant to Local Rule 7-3, which took place on March 22, 2016.

22 Dated: March 25, 2016

23 /s/ Peter J. Anderson  
24 Peter J. Anderson, Esq.  
25 LAW OFFICES OF PETER J. ANDERSON  
26 A Professional Corporation  
27 Attorney for Defendants  
28 JAMES PATRICK PAGE, ROBERT  
ANTHONY PLANT, JOHN PAUL JONES,  
WARNER/CHAPPELL MUSIC, INC.,  
SUPER HYPE PUBLISHING, INC.,  
ATLANTIC RECORDING CORP., RHINO  
ENTERTAINMENT COMPANY and  
WARNER MUSIC GROUP CORP.

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Helene M. Freeman, Esq.  
PHILLIPS NIZER LLP  
Attorney for Defendants  
JAMES PATRICK PAGE,  
ROBERT ANTHONY PLANT and  
JOHN PAUL JONES

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**MEMORANDUM OF POINTS AND AUTHORITIES**

Plaintiff has indicated that he intends to argue that the supposed reason all or some of the individual defendants testified that they never heard *Taurus* until this claim is the adverse effects of drinking or drug use in the 1960s or later. Aside from the fact there is no evidence to support the accusation, plaintiff also failed to disclose any medical or other expert to opine as to the effects of supposed drinking or drug use. The testimony and argument is therefore irrelevant.

And to the extent the testimony has any probative value, it is unfairly prejudicial, will likely confuse issues, mislead the jury, waste time and delay the proceeding. As a result, it also properly excluded under Federal Rule of Evidence 403.

Dated: March 25, 2016

/s/ Peter J. Anderson  
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