

CONTENTS

ACKNOWLEDGMENT	1
INTRODUCTORY NOTE	3
STATEMENT OF THE CASE	5
WITNESS LIST	7
STIPULATIONS/PROCEDURES	9
PLAINTIFF’S COMPLAINT	11
DEFENDANT’S ANSWER AND COUNTERCLAIM	13
PLAINTIFF’S REPLY TO DEFENDANT’S COUNTERCLAIM	15
DEPOSITION OF JOSÉPHINE POINT	17
DEPOSITION OF STANLEY DUNSTABLE	27
REPORT OF PROF. FREDERIC SULLIVAN	37
Addendum: Response to Expert Report of Dr. Ruth Schwenck	43
REPORT OF DR. RUTH SCHWENCK	47
EXHIBITS	
Exhibit 1 “Film Forum” Newspaper Clipping	55
Exhibit 2 “Indie Film Companies Join Forces” Newspaper Clipping	57
Exhibit 3 Distributorship Agreement (Not Executed)	59
Exhibit 4 Representation Agreement	61
Exhibit 5 Distributed Agreement (Not Executed, Highlighted)	63
Exhibit 6 Letter from Joséphine Point to MajorFilms, Dated May 23, YR-4	65
Exhibit 7 Distributorship Agreement (Executed, Highlighted)	67
Exhibit 8 Letter from MajorFilms, Inc. to Joséphine Point, Dated June 6, YR-4	69
Exhibit 9 Joséphine Point Notes, Dated June 13, YR-4	71
Exhibit 10 Sundance Festival Newspaper Clippings	73
Exhibit 11A Demand for Arbitration (Draft)	75

Exhibit 11B	Demand for Arbitration (Signed)	77
Exhibit 11C	Reply to Demand for Arbitration (Signed)	79
Exhibit 12	Arbitration Decision	81
Exhibit 13A	Telephone Message Slip, Dated September 10, YR-3	83
Exhibit 13B	Telephone Message Slip, Dated September 14, YR-3	85
Exhibit 13C	Telephone Message Slip, Dated September 18, YR-3	87
Exhibit 13D	Telephone Message Slip, Dated September 25, YR-3	89
Exhibit 14A	Point Arbitration Exhibit A—Still Frame from <i>The Red Balloon</i>	91
Exhibit 14B	Point Arbitration Exhibit B—Still Frame from <i>What Red Balloon?</i>	93
Exhibit 14C	Point Arbitration Exhibit C—Still Frame from <i>What Red Balloon?</i> , as Colorized by MajorFilms	95
Exhibit 15	Contingent Fee Agreement	97
FINAL JURY INSTRUCTIONS		99
VERDICT FORM—LIABILITY		101
APPENDIX A—EXCERPTS FROM NITA RULES OF PROFESSIONAL CONDUCT		103
APPENDIX B—LEGAL ADDENDUM		109