

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

ACCELERATION BAY LLC,	)	
	)	
Plaintiff,	)	
	)	
v.	)	C.A. No. 15-228 (RGA)
	)	
ACTIVISION BLIZZARD, INC.	)	
	)	
Defendant.	)	
-----	)	
ACCELERATION BAY LLC,	)	
	)	
Plaintiff,	)	
	)	
v.	)	C.A. No. 15-282 (RGA)
	)	
ELECTRONIC ARTS INC.,	)	
	)	
Defendant.	)	
-----	)	
ACCELERATION BAY LLC,	)	
	)	
Plaintiff,	)	
	)	
v.	)	C.A. No. 15-311 (RGA)
	)	
TAKE-TWO INTERACTIVE SOFTWARE,	)	
INC., ROCKSTAR GAMES, INC. and	)	
2K SPORTS, INC.,	)	
	)	
Defendants.	)	
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**SPECIAL MASTER ORDER**  
**RELATING TO PROCEDURES FOR RESOLVING DISCOVERY MOTIONS**

Prior to contacting the Special Master regarding a discovery dispute the parties shall meet in good faith to resolve or narrow the issues in dispute, including regarding the procedure for the motion (e.g. page limits and briefing schedule). Should counsel find they are unable to resolve a discovery matter, the parties involved shall contact the Special Master by email

(allenmterrell@gmail.com) to schedule a hearing. The email requesting the hearing shall advise which party (or parties) has a dispute, whether the hearing should be by telephone or in person, the nature of the dispute, a clear and detailed statement of the relief to be requested and any time consideration as to resolving the dispute (“Counsel’s Request”). Opposing counsel may respond by email within two (2) business days regarding Counsel’s Request.

Following Counsel’s Request and any responses, Special Master may schedule a hearing for the discovery motion(s). Unless otherwise ordered, the procedures set forth below shall apply. Upon request of a party, the Special Master may modify these procedures, including by modifying or extending the briefing schedule or page limits to accommodate the nature of the dispute or the schedules of the parties’ and their counsel.

1. **Motion and Briefs:** Not less than seven (7) days prior to the hearing, excluding weekends and holidays, the party seeking relief shall email the Special Master a motion and a letter brief in support of that motion outlining the issues in dispute, the applicable law and its position on those issues. Not less than two (2) days prior to the hearing, excluding weekends and holidays, any party opposing the motion may email the Special Master a responsive letter brief outlining that party’s reasons for its opposition. Unless otherwise ordered or agreed to by the parties, letter briefs shall not exceed 4 pages, single spaced, in no less than 12 point font.
2. **Attachments/Exhibits:** Generally, there should be limited attachments or exhibits to the letters. For example, in a protective order dispute, only the provisions at issue should be attached. Similarly, regarding interrogatory/request for production issues, only the disputed interrogatory or request for production and the responses as they exist at the

time of the letter submissions should be attached. Cases/transcripts cited and relied upon in the letter submission may be attached as exhibits.

3. **Further Briefing:** Should the Special Master find further briefing necessary upon conclusion of the video/telephonic hearing, he will order it.
4. **Notice to Court.** Pursuant to the Court's February 28, 2016 Order Appointing the Special Master, all discovery motions brought before the Special Master (but not the related briefing and appendices, if any) shall be filed with the Court. Only the formal motion itself must be docketed with the Court. All other discovery materials should be lodged only with the Special Master.

**SO ORDERED.**

Dated: March 22, 2016

/s/ Allen M. Terrell, Jr.

Allen M. Terrell, Jr., Special Master