

# RadicalMedia™

May 21, 2014

Via Email – [REDACTED]  
& U.S. Mail

Warner Bros. Television  
300 Television Plaza  
Building 137, Room 1056  
Burbank, CA 91505  
Attention: Scott L. Whiteleather, Vice President, Legal Affairs

Re: "Forever"

Dear Scott:

This is follow-up to our correspondence of January, 2014 concerning the pilot that Warner Bros. Television produced for ABC using the title "Forever" and which now is being produced as a series for ABC.

Pete Hamill wrote a best selling novel in 2002 chronicling the epic story of a man who arrives on the shores of New York City and remains there immortally, forever. When Fox aired the series, "New Amsterdam", in 2007 using this very premise, Mr. Hamill was shocked that his book was so plagiarized. Apparently Mr. Hamill will again see the fruits of his labor used without his permission.

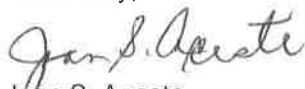
As was pointed out in my letter to Warner Bros. Television last January, RadicalMedia was granted the exclusive rights to create film and television productions based on Mr. Hamill's novel "Forever". Yet, the aforementioned Warner Bros. Television series coincidentally titled "Forever" and involving a man who: 1. Is a New York City resident, 2. happens to be immortal and 3. is seeking an answer concerning his immortality, sounds rather similar to anyone familiar with the book "Forever". In fact, this was pointed out in Nick Venable's recent review of the series that the show is "loosely based on Pete Hamill's novel".

Your response of January 29, 2014 to my letter indicates a total awareness by Warner Bros. Television of Mr. Hamill's novel but ignores his and RadicalMedia's rights in the premise of the story and in the title. Your professed regard for a third party's intellectual rights seems to have a selective application.

As RadicalMedia and Robert Redford's Sundance Productions are moving forward on the developmental production of a television property based on the contractual grant of rights for his novel "Forever", we request that Warner Bros. Television cease using the title of Mr. Hamill's novel as the title of this new series to avoid any confusion as to the true origins of your series, which should be in line with your assertion that Mr. Hamill's book was not used to create this series.

This letter is written without prejudice to any and all rights and remedies RadicalMedia may have, all of which are expressly reserved hereby.

Yours truly,



Joan S. Aceste  
@radical.media LLC  
General Counsel

cc: Sundance Productions (Laura Michalchyshyn)  
Pete Hamill (Heather Bushong, ICM)  
Lawrence Konner (James Kearney, ICM)

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