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August 30, 2018

BY NYSCEF AND BY HAND

The Honorable Eileen Bransten
Supreme Court of the State of New York
County of New York
60 Centre Street, Room 442
New York, NY 10007

Re: *Darabont v. AMC Network Entertainment LLC*, Index No. 650251/2018

Dear Justice Bransten:

We represent Plaintiffs in this action. We write to inform you that the parties have entered into a stipulation limiting the claims in this action. As the Court will recall, the Complaint alleges claims against Defendants under the “Most Favored Nation” provision in Plaintiff Darabont’s contract. Among these “Most Favored Nation” claims are claims related to the agreement of another profit participant for *The Walking Dead*, Robert Kirkman (the “Kirkman MFN Claims”).

Kirkman—along with other profit participants for *The Walking Dead*—is currently suing Defendants in Los Angeles. Kirkman’s claims against Defendants in Los Angeles substantially overlap with the Kirkman MFN Claims in this action. As addressed in the June 20, 2018 preliminary conference order, the parties met and conferred about the terms of a stipulation to avoid the issue of overlapping discovery between Kirkman’s lawsuit in Los Angeles and the Kirkman MFN Claims in this action.

The parties recently reached an agreement and have executed a stipulation, as follows: The parties have agreed not to litigate the Kirkman MFN Claims in this action, and have entered into a tolling agreement to preserve the status quo as to Plaintiffs’ Kirkman MFN Claims. Defendants have also have stipulated that Plaintiffs may amend the complaint to remove the Kirkman MFN Claims. Pursuant to CPLR 3025(b), and in light of the parties’ stipulation (a copy of which is enclosed), Plaintiffs are filing the amended complaint concurrently with this letter.

Respectfully submitted,

/s/ Jerry D. Bernstein

Jerry D. Bernstein

Enclosure

cc: All counsel of record (via NYSCEF)