

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

GAMES WORKSHOP LIMITED,)	
)	
Plaintiff,)	
)	Civil Action No. 1:10-cv-08103
v.)	
)	Honorable Matthew F. Kennelly
CHAPTERHOUSE STUDIOS LLC,)	Honorable Jeffrey T. Gilbert
)	
Defendant.)	

**DEFENDANT CHAPTERHOUSE STUDIOS LLC'S OPPOSITION TO GAMES
WORKSHOP'S MOTION TO ENFORCE PRIOR DISCOVERY ORDERS**

In its motion to enforce the Court's prior discovery orders, Games Workshop makes wide-ranging allegations regarding Chapterhouse's document production to date. Because Chapterhouse's document collection and production are in compliance with the Court's orders, Games Workshop's motion should be denied.

A. Attorney-client Privilege Dispute

Games Workshop argues abstractly that Chapterhouse has improperly claimed an attorney-client privilege or the application of the work product doctrine in connection with any communications with third party designers. There are two categories of claims of privilege made by Chapterhouse. Chapterhouse identifies below the basis for which each category of privilege has been claimed.

First, Games Workshop recently issued subpoenas to designers Richard Stinson, Sean MacKirdy, Sean Bullough, and Robert Lippman. As a result of oral communications with certain of these individuals, Counsel for Chapterhouse agreed to represent MacKirdy, Bullough, and Lippman. Chapterhouse provided privilege logs for each individual reflecting documents withheld from production on the basis that they reflect counsel's work product in gathering

documents for legal review from each individual and to the extent that they reflect attorney-client communications regarding requests for legal advice in connection with responding to the issued subpoenas. Ex. A – Third Party Privilege Logs. Such communications are properly withheld pursuant to both the attorney-client privilege and the work product doctrine. *Muro v. Target Corp.*, 250 FRD 350, 360 (N.D. Ill. 2007) Additionally, Plaintiff has not identified any particular document that it contends should not have been withheld and further identifies no claim or defense of any party for which the discovery of such documents is reasonably calculated to lead to the discovery of admissible evidence.

Second, Chapterhouse redacted two sentences from an email exchange between third party Stephen Smith and Chapterhouse. Chapterhouse asserts that the redacted communications are privileged based upon application of the common interest doctrine, not on the basis that Mr. Smith was directly engaged in an attorney-client relationship with an attorney for Chapterhouse or that he was under Chapterhouse's control. The common interest doctrine extends the attorney-client privilege to otherwise non-confidential communications in limited circumstances. *U.S. v. BDO Seidman, LLP*, 492 F.3d 806, 815-816 (7th Cir. 2007). The common interest doctrine applies where the parties undertake a joint effort with respect to a common legal interest and applied to those communications made to further an ongoing enterprise. *Id.* Applying the common interest doctrine to the full range of communications otherwise protected by the attorney-client privilege encourages parties with a shared legal interest to seek legal assistance in order to meet legal requirements. *Id.* at 816. This serves the public interest by advancing compliance with the law, "facilitating the administration of justice" and averting litigation. *Id.* The Seventh Circuit recognizes that joint ventures benefit from planning their activities based upon sound legal advice predicated upon open communication. *Id.* The doctrine applies broadly

to civil litigation and includes situations where clients share a common legal interest, but are represented by separate attorneys. *Pampered Chef v. Alexanian*, 737 F.supp.2d 958, 965 (N.D. Ill. 2010).

The two sentences that have been withheld in correspondence between Mr. Villacci and Mr. Smith should be found to fall within the common legal interest exception for the very same reasons that the doctrine was created. The email communications occurred on March 15, 2011 and were logged on Chapterhouse's privilege log. Ex. B – Chapterhouse Privilege Log. According to both Smith and Villacci, at that time, Chapterhouse and Smith were negotiating a business arrangement for Chapterhouse to offer products designed by Smith for sale. Smith Dec. at ¶ 2; Ex. C - Villacci Dec. at ¶8. Both parties shared a common legal interest with respect to efforts to comply with intellectual property laws in connection with Games Workshop's alleged intellectual property rights with respect to the products created by Smith and under consideration to be offered for sale by Chapterhouse. Ex. C - Villacci Dec. at ¶8. In the course of the email string, the parties discussed financial terms of the transaction and which products should be offered. In fact, Chapterhouse has been accused of infringement based upon sales of many of the products purchased from Mr. Smith and Mr. Smith separately received cease and desist correspondence from Games Workshop regarding the very same products discussed in the email correspondence. Ex. D – sealed correspondence between Games Workshop and Stephen Smith. In the course of the communication, Mr. Villacci and Mr. Smith made two comments that disclose the substance of an attorney-client communication between Mr. Villacci and his litigation counsel. Mr. Villacci understood the negotiations to be confidential.

Chapterhouse is confident that the Court will agree that the underlying, redacted communication reflects the substance of advice rendered by Mr. Villacci's counsel in response to

a request for legal advice. It is undisputed that Chapterhouse and Mr. Villacci were jointly involved in a business relationship related to the sale by Chapterhouse of products designed by Mr. Smith. Smith Dec. at ¶ 2; Ex. C - Villacci Dec. at ¶8. Both shared a common interest in complying with intellectual property laws. The Court should encourage these two parties to seek and share legal assistance, in this instance obtained by Chapterhouse regarding their shared legal interest in an effort to comply with legal requirements.

For these reasons, each of the claims of privilege asserted by Chapterhouse in connection to communications with third party designers properly fall within the exclusions from production recognized by the Seventh Circuit.

B. Collection From Third Party Designers

Plaintiff filed its Third Amended Complaint on December 10, 2012 adding a list of newly accused products. Dkt. at 261. As part of its document collection in this matter, upon learning of the newly accused products, Chapterhouse first identified each of the third party designers that were involved in the creation of the newly accused products and attempted to contact each of the third party designers seeking the production of any responsive materials in their possession. Chapterhouse sent emails (the primary form of communication with each of the designers) to Jae Lee, Michael Lawler, Stephen Smith, Ashton Holbrook, Sean Bullough, Roberto Cirillo, Sean MacKirdy, Robert Lippman, and Richard Stinson. Ex. C - Villacci Dec. at ¶2-6. Chapterhouse was unable to contact one designer, Edward Fisher, for whom Chapterhouse does not have valid, current contact information¹. *Id.* at ¶5. In addition, Chapterhouse produced responsive email

¹ Similarly, while Games Workshop has refused to even identify the individuals from whom it obtained responsive documents, it has also listed certain former employees or third party designers for whom it has no contact information available. Chapterhouse assumes based on the alleged unavailability of contact information that Games Workshop has not obtained or produced any responsive documents from these individuals. Further, even for those individuals currently employed by Games Workshop, at least one such employee has testified that he provided not a single responsive document to counsel in connection with this lawsuit. Games Workshop has also acknowledged that it allowed its employees to conduct their own email search, resulting in a paucity of produced emails.

communications in Mr. Villacci's possession with each of the third party designers. *Id.* at ¶ 6. In response to its collection efforts, Chapterhouse either produced responsive documents provided by the designers or were advised by the designers that they had no responsive documents for the designers including Jae Lee, Robert Lippman, Sean Bullough, Sean MacKirdy, and Roberto Cirillo. *Id.* at ¶ 4. Chapterhouse did not receive a response from Mr. Smith or Mr. Stinson. Chapterhouse's counsel also contacted Mr. Smith in March, 2012, at which time he stated that he did not have any responsive documents. Hartzell Dec. at ¶ 7. Accordingly, although these individuals are not employees of Chapterhouse, Chapterhouse contacted the third party designers within days of learning of the new infringement allegations and made a good faith effort to comply with its responsibility to gather responsive materials from the third party designers.

C. Stephen Smith

Games Workshop noticed a deposition of Mr. Smith, a resident of the United Kingdom and an individual who is not and has never been an employee of Chapterhouse, using a Rule 30 notice, rather than pursuant to a Rule 45 subpoena. A subpoena is necessary to compel someone who is neither a party nor a party representative for deposition. For a non-willing, non-party witness such as Mr. Smith located in the United Kingdom, the Hague convention must generally be followed to compel testimony. Based on its current lack of relationship with Mr. Smith who last responded to communication with Chapterhouse in approximately June, 2012 and its practical inability to compel Mr. Smith to attend, Chapterhouse advised Games Workshop that it was unauthorized to agree to provide Mr. Smith as a witness. Ex. C – Villacci Dec. at ¶ 9.

D. Online Postings

In its December 23, 2011 ruling on the parties' cross motions to compel, the Court ordered Chapterhouse to produce documents responsive to Chapterhouse's request for advertising of the accused works. In response to the similar document request served by Games

Workshop with respect to the newly accused products, Chapterhouse produced copies of all documents saved on its computers or as hard copies that constituted advertising of the newly accused products. Chapterhouse's website is the main location where Chapterhouse provides marketing and advertising material for its products. Ex. C – Villacci Dec. at ¶10. Accordingly, Chapterhouse provided both draft and final versions of each of the product advertisements prepared for its websites, a copy of the Chapterhouse website, and email communications with the co-owner of Chapterhouse regarding the draft and final product advertisements. *Id.*

Chapterhouse further identified in response to Games Workshop's interrogatories the websites where it posts copies of these same product advertisements on internet forums and every individual forum string where Chapterhouse recalls having posted those product advertisements. *Id.* at ¶ 13.

When posting to an online forum, Mr. Villacci does not create a draft in advance. Rather, he types the communication into an internet web page and submits it for publication. *Id.* at ¶ 13. To the best of his knowledge, no copy of the posting is saved anywhere on his computer. *Id.* All such postings are publicly available via the internet and each forum is word searchable to the best of Chapterhouse's knowledge. *Id.*

Nothing in the Court's order regarding Document Request No. 16 relating to the production of advertising materials requires the creation a log of all internet posts or to print out hard copies of those postings when made. Similarly, if for example, the Court's order had required production of communications with customers, Chapterhouse would not understand that order to require that all telephone calls from customers must be recorded. Because Chapterhouse has produced all electronic and hard copy marketing and advertising materials related to the

newly accused product in its possession, Chapterhouse believes that it is in compliance with the Court's order.²

E. Inspection of Games Workshop Materials in Possession of Villacci

During the first stage of discovery, Games Workshop was provided an opportunity to and did in fact review all Games Workshop products in Mr. Villacci's possession. Because Mr. Villacci is an avid player of miniature war games, his collection is extensive and is maintained in his home for his personal use when gaming. Ex. C – Villacci Dec. at ¶ 7. During the second stage of discovery, Games Workshop requested an opportunity to examine all of the newly identified infringed works in Mr. Villacci's possession. Chapterhouse complied. Chapterhouse also provided a list of relevant materials in the possession of Mr. Fiertek, as transportation of those materials from Sweden would be burdensome. In the intervening time between the initial inspection and the second stage inspection, Mr. Villacci went through a divorce and moved into a new house. *Id.* at ¶ 7. After the move, he was unable to locate four books, published by Games Workshop and easily replaced, that had been previously made available. *Id.* Chapterhouse does not dispute that Mr. Villacci had access to those four books. Accordingly, to the extent that the Court believes a sanction is necessary for Mr. Villacci's misplacement of the books, Chapterhouse believes the only appropriate sanction would be a stipulation that Chapterhouse had access to those works.

² With respect to Chapterhouse's Facebook page, when the issue was first raised by Games Workshop counsel on February 4, Chapterhouse immediately agreed to supplement its interrogatory response to include identification of the Facebook page. Mr. Villacci acknowledged that, because he so rarely uses the Facebook page, he forgot to identify it in his interrogatory response. Ex. C – Villacci Dec. at 11. All postings on the Facebook page are publicly available and in fact Chapterhouse's Facebook page has already been selectively produced by Games Workshop. Ex. E – GW0011688. Chapterhouse further agrees to produce any private communications with customers or potential customers made via the Facebook page. Ex. C – Villacci Dec. at 11. With respect to the eBay listings, Interrogatory No. 25 for which Chapterhouse agreed to and did provide specific online posting threads is limited to the newly accused works. None of the currently active Chapterhouse eBay listings relates to a newly accused work. In its Supplemental Response to Interrogatory No. 10 seeking the identification of websites where Chapterhouse advertised the products accused of infringement in the first stage of discovery, Chapterhouse properly identified eBay.

F. Tomas Fiertek

Based upon communications with counsel for Games Workshop on February 13, 2013, Chapterhouse believes that all disputes currently before the Court, with the exception of the preservation of online postings previously addressed, regarding documents obtained from Tomas Fiertek have been resolved pending Chapterhouse's agreed production of Mr. Fiertek's emails.

G. Conclusion

Because Chapterhouse has complied in good faith with the Court's prior discovery orders, Chapterhouse requests that Games Workshop's Motion to Enforce Prior Discovery Orders be denied as moot.

Dated: February 13, 2013

By: /s/ Julianne M. Hartzell

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Attorneys for Defendant Chapterhouse Studios
LLC

CERTIFICATE OF SERVICE

I, Julianne M. Hartzell, hereby certify that I caused a copy of the foregoing DEFENDANT CHAPTERHOUSE STUDIOS LLC'S OPPOSITION TO GAMES WORKSHOP'S MOTION TO ENFORCE PRIOR DISCOVERY ORDERS to be served on the following parties via the Court's ECF system on February 13, 2013:

Jason J. Keener
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Chicago, IL 60654

Jonathan E. Moskin
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90 Park Avenue
New York, NY 10016

Attorneys for Plaintiff Games Workshop Limited

/s/ Julianne M. Hartzell

Julianne M. Hartzell

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
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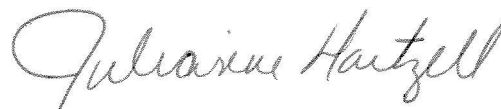
GAMES WORKSHOP LIMITED,)	
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Plaintiff,)	
)	Civil Action No. 1:10-cv-08103
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CHAPTERHOUSE STUDIOS LLC,)	Honorable Jeffrey T. Gilbert
)	
Defendant.)	

DECLARATION OF JULIANNE M. HARTZELL

I, Julianne M. Hartzell, hereby declare:

1. I am an attorney at Marshall, Gerstein & Borun LLP. I represent Chapterhouse Studios, LLC in this lawsuit.
2. Exhibit A is a true and accurate copy of the third party privilege logs served by Chaptershouse in this litigation.
3. Exhibit B is a true and accurate copy of Chapterhouse's privilege log served in this litigation.
4. Exhibit C is a true and accurate copy of the Declaration of Nicholas Villacci.
5. Exhibit D is a true and accurate copy of correspondence produced by Games Workshop as (filed under seal).
6. Exhibit E is a true and correct copy of portions of the Chapterhouse facebook page produced by Games Workshop as GW0011688.
7. Counsel for Chapterhouse contacted Mr. Smith in March, 2012, immediately following the Court's order regarding third party designers. Mr. Smith stated at that time that he did not possess any responsive documents.

I declare that the foregoing is true and accurate to the best of my current knowledge.

A handwritten signature in cursive script that reads "Julianne Hartzell".

Julianne M. Hartzell

2/13/13

EXHIBIT A

Games Workshop, Ltd. v. Chapterhouse Studios LLC et al.
Civ. Act. No. 10-cv-08103 (N.D. Ill.)

Chapterhouse Studios LLC Privilege Log for Third Party Sean MacKirdy

Priv. Log No.	Participants	Date	Description	Privilege Asserted
1	Nick Villacci; Sean MacKirdy; Sarah Kalemeris; Julianne Hartzell	12/26/2012	<p>Confidential communication in email reflecting legal advice from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to a common legal interest between individuals formerly engaged in a business relationship.</p> <p>Confidential communication in email reflecting mental impressions of attorneys from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to a common legal interest between individuals formerly engaged in a business relationship.</p>	<p>Attorney-Client Privilege</p> <p>Work Product</p>
2	Sean MacKirdy; Nick Villacci; Sarah Kalemeris; Julianne Hartzell	1/6/2012	<p>Confidential communication in email reflecting request for legal advice from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to attorney-client relationship.</p> <p>Confidential communication in email prepared at the direction of attorneys from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to attorney-client relationship.</p>	<p>Attorney-Client Privilege</p> <p>Work Product</p>
3	Sarah Kalemeris; Sean MacKirdy; Nick Villacci; Julianne Hartzell	1/17/2013	<p>Confidential communication in email reflecting legal advice from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to attorney-client relationship.</p> <p>Confidential communication in email reflecting mental impressions of an attorney from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to attorney-client relationship.</p>	<p>Attorney-Client Privilege</p> <p>Work Product</p>

Games Workshop, Ltd. v. Chapterhouse Studios LLC et al.
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Chapterhouse Studios LLC Privilege Log for Third Party Sean MacKirdy

Priv. Log No.	Participants	Date	Description	Privilege Asserted
4	Sean MacKirdy; Sarah Kalemeris; Nick Villacci; Julianne Hartzell	1/19/2013	Confidential communication in email reflecting request for legal advice from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to attorney-client relationship.	Attorney Client Privilege
			Confidential communication in email prepared at the direction of attorneys from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to attorney-client relationship.	Work Product
5	Sean MacKirdy; Sarah Kalemeris; Nick Villacci; Julianne Hartzell	1/23/2012	Confidential communication in email reflecting request for legal advice from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to attorney-client relationship.	Attorney-Client Privilege
			Confidential communication in email prepared at the direction of attorneys from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to attorney-client relationship.	Work Product
6	Sarah Kalemeris; Sean MacKirdy; Nick Villacci; Julianne Hartzell	1/23/2012	Confidential communication in email reflecting legal advice from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to attorney-client relationship.	Attorney-Client Privilege
			Confidential communication in email reflecting mental impressions of an attorney from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to attorney-client relationship.	Work Product

Games Workshop, Ltd. v. Chapterhouse Studios LLC et al.
Civ. Act. No. 10-cv-08103 (N.D. Ill.)

Chapterhouse Studios LLC Privilege Log for Third Party Sean MacKirdy

Priv. Log No.	Participants	Date	Description	Privilege Asserted
7	Sean MacKirdy; Sarah Kalemeris; Nick Villacci; Julianne Hartzell	1/23/2012	Confidential communication in email reflecting request for legal advice from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to attorney-client relationship.	Attorney-Client Privilege
			Confidential communication in email prepared at the direction of attorneys from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to attorney-client relationship.	Work Product
8	Sarah Kalemeris; Sean MacKirdy; Julianne Hartzell; Nick Villacci; Timothy Weber	1/25/2013	Confidential communication in email reflecting legal advice from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to attorney-client relationship.	Attorney-Client Privilege
			Confidential communication in email reflecting mental impressions of an attorney from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to attorney-client relationship.	Work Product
9	Sean MacKirdy; Sarah Kalemeris; Julianne Hartzell; Nick Villacci; Timothy Weber	1/28/2013	Confidential communication in email reflecting request for legal advice from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to attorney-client relationship.	Attorney-Client Privilege
			Confidential communication in email prepared at the direction of attorneys from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to attorney-client relationship.	Work Product

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Chapterhouse Studios LLC Privilege Log for Third Party Sean MacKirdy

Priv. Log No.	Participants	Date	Description	Privilege Asserted
10	Sean MacKirdy; Sarah Kalemeris; Julianne Hartzell; Timothy Weber	1/28/2013	Confidential communication in email reflecting request for legal advice from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to attorney-client relationship. Confidential communication in email prepared at the direction of attorneys from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to attorney-client relationship.	Attorney-Client Privilege Work Product

Individuals Listed on Privilege Log

Name	Affiliation
Sarah Kalemeris	Attorney, Marshall Gerstein & Borun LLP
Julianne Hartzell	Attorney, Marshall Gerstein & Borun LLP
Timothy Weber	Paralegal, Marshall Gerstein & Borun LLP
Nick Villacci	Owner, Chapterhouse Studios LLC

Games Workshop, Ltd. v. Chapterhouse Studios LLC et al.
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Chapterhouse Studios LLC Privilege Log for Third Party Robert Lippman

Priv. Log No.	Participants	Date	Description	Privilege Asserted
1	Nick Villacci; Robert Lippman	12/26/2012	<p>Confidential communication in email reflecting legal advice from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to a common legal interest between individuals formerly engaged in a business relationship.</p> <p>Confidential communication in email reflecting mental impressions of attorneys from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to a common legal interest between individuals formerly engaged in a business relationship.</p>	<p>Attorney-Client Privilege</p> <p>Work Product</p>
2	Robert Lippmann; Nick Villacci; Julianne Hartzell; Sarah Kalemeris	12/28/2012	<p>Confidential communication in email reflecting request for legal advice from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to a common legal interest between individuals formerly engaged in a business relationship.</p> <p>Confidential communication in email prepared at the direction of attorneys from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to a common legal interest between individuals formerly engaged in a business relationship.</p>	<p>Attorney-Client Privilege</p> <p>Work Product</p>
3	Robert Lipmann; Julianne Hartzell	12/28/2012	<p>Confidential communication in email reflecting legal advice from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to attorney-client relationship.</p> <p>Confidential communication in email reflecting mental impressions of an attorney from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to attorney-client relationship.</p>	Attorney-Client Privilege

Games Workshop, Ltd. v. Chapterhouse Studios LLC et al.
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Chapterhouse Studios LLC Privilege Log for Third Party Robert Lippman

Priv. Log No.	Participants	Date	Description	Privilege Asserted
4	Robert Lipmann; Julianne Hartzell	12/28/2012	<p>Confidential communication in email reflecting request for legal advice from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to a common legal interest between individuals formerly engaged in a business relationship.</p> <p>Confidential communication in email prepared at the direction of attorneys from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to a common legal interest between individuals formerly engaged in a business relationship.</p>	<p>Attorney-Client Privilege</p> <p>Work Product</p>
5	Robert Lippmann; Timothy Weber	12/28/2012	<p>Confidential communication in email reflecting request for legal advice from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to attorney-client relationship.</p> <p>Confidential communication in email prepared at the direction of attorneys from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to attorney-client relationship.</p>	<p>Attorney-Client Privilege</p> <p>Work Product</p>
6	Robert Lippman; Julianne Hartzell; Timothy Weber; Sarah Kalemeris; Nick Villacci	12/28/2012	<p>Confidential communication in email reflecting request for legal advice from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to attorney-client relationship.</p> <p>Confidential communication in email prepared at the direction of attorneys from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to attorney-client relationship.</p>	<p>Attorney-Client Privilege</p> <p>Work Product</p>

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Chapterhouse Studios LLC Privilege Log for Third Party Robert Lippman

Priv. Log No.	Participants	Date	Description	Privilege Asserted
7	Robert Lipmann; Julianne Hartzell"	12/28/2012	Confidential communication in email reflecting request for legal advice from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to attorney-client relationship.	Attorney-Client Privilege
			Confidential communication in email prepared at the direction of attorneys from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to attorney-client relationship.	Work Product
8	Robert Lippman; Julianne Hartzell; Timothy Weber; Sarah Kalemeris; Nick Villacci	1/2/2013	Confidential communication in email reflecting request for legal advice from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to attorney-client relationship.	Attorney-Client Privilege
			Confidential communication in email prepared at the direction of attorneys from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to attorney-client relationship.	Work Product
9	Robert Lippman; Julianne Hartzell	1/28/2013	Confidential communication in email reflecting request for legal advice from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to attorney-client relationship.	Attorney-Client Privilege
			Confidential communication in email prepared at the direction of attorneys from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to attorney-client relationship.	Work Product

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Chapterhouse Studios LLC Privilege Log for Third Party Robert Lippman

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10	Robert Lippman; Julianne Hartzell	1/29/2013	Confidential communication in email reflecting request for legal advice from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to attorney-client relationship.	Attorney-Client Privilege
			Confidential communication in email prepared at the direction of attorneys from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to attorney-client relationship.	Work Product
11	Robert Lippman; Julianne Hartzell	1/29/2013	Confidential communication in email reflecting request for legal advice from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to attorney-client relationship.	Attorney-Client Privilege
			Confidential communication in email prepared at the direction of attorneys from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to attorney-client relationship.	Work Product
12	Julianne Hartzell; Robert Lippman"	2/5/2013	Confidential communication in email reflecting request for legal advice from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to attorney-client relationship.	Attorney-Client Privilege
			Confidential communication in email prepared at the direction of attorneys from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to attorney-client relationship.	Work Product

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Chapterhouse Studios LLC Privilege Log for Third Party Robert Lippman

Priv. Log No.	Participants	Date	Description	Privilege Asserted
13	Robert Lippmann; Julianne Hartzell	2/5/2013	Confidential communication in email reflecting legal advice from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to attorney-client relationship.	Attorney-Client Privilege
			Confidential communication in email reflecting mental impressions of an attorney from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to attorney-client relationship.	Work Product
14	Julianne Hartzell; Robert Lippman	2/5/2013	Confidential communication in email reflecting request for legal advice from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to attorney-client relationship.	Attorney-Client Privilege
			Confidential communication in email prepared at the direction of counsel from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to attorney-client relationship.	Work Product

Individuals Listed on Privilege Log

Name	Affiliation
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Julianne Hartzell	Attorney, Marshall Gerstein & Borun LLP
Timothy Weber	Paralegal, Marshall Gerstein & Borun LLP
Nick Villacci	Owner, Chapterhouse Studios LLC

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Chapterhouse Studios LLC Privilege Log for Third Party Sean Bullough

Priv. Log No.	Participants	Date	Description	Privilege Asserted
1	Sean Bullough; Nick Villacci; Julianne Hartzell; Sarah Kalemeris	12/26/2012	<p>Confidential communication in email reflecting legal advice from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to a common legal interest between individuals formerly engaged in a business relationship.</p> <p>Confidential communication in email reflecting mental impressions of attorneys from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to a common legal interest between individuals formerly engaged in a business relationship.</p>	<p>Attorney-Client Privilege</p> <p>Work Product</p>
2	Sean Bullough; Nick Villacci	12/27/2012	<p>Confidential communication in email reflecting request for legal advice from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to a common legal interest between individuals formerly engaged in a business relationship.</p> <p>Confidential communication in email prepared at the direction of attorneys from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to a common legal interest between individuals formerly engaged in a business relationship.</p>	<p>Attorney-Client Privilege</p> <p>Work Product</p>
3	Sarah Kalemeris; Sean Bullough; Nick Villacci; Julianne Hartzell; Timothy Weber	1/3/2013	<p>Confidential communication in email reflecting legal advice from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to attorney-client relationship.</p> <p>Confidential communication in email reflecting mental impressions of an attorney from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to attorney-client relationship.</p>	<p>Attorney Client Privilege</p> <p>Work Product</p>

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Chapterhouse Studios LLC Privilege Log for Third Party Sean Bullough

Priv. Log No.	Participants	Date	Description	Privilege Asserted
4	Sean Bullough; Sarah Kalemeris	1/11/2013	Confidential communication in email reflecting request for legal advice from an attorney from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to attorney-client relationship.	Attorney Client Privilege
			Confidential communication in email prepared at the direction of counsel from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to attorney-client relationship.	Work Product
5	Sarah Kalemeris; Sean Bullough	1/17/2013	Confidential communication in email reflecting legal advice from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to attorney-client relationship.	Attorney Client Privilege
			Confidential communication in email reflecting mental impressions of an attorney from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to attorney-client relationship.	Work Product
6	Sarah Kalemeris; Sean Bullough; Julianne Hartzell;	1/18/2013	Confidential communication in email reflecting legal advice from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to attorney-client relationship.	Attorney Client Privilege
			Confidential communication in email reflecting mental impressions of an attorney from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to attorney-client relationship.	Work Product

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Chapterhouse Studios LLC Privilege Log for Third Party Sean Bullough

Priv. Log No.	Participants	Date	Description	Privilege Asserted
7	Sean Bullough; Sarah Kalemeris	1/19/2013	Confidential communication in email reflecting request for legal advice from an attorney from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to attorney-client relationship. Confidential communication in email prepared at the direction of counsel from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to attorney-client relationship.	Attorney Client Privilege Work Product
8	Sean Bullough; Sarah Kalemeris	1/19/2013	Confidential communication in email reflecting legal advice from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to attorney-client relationship. Confidential communication in email reflecting mental impressions of an attorney from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to attorney-client relationship.	Attorney Client Privilege Work Product
9	Sarah Kalemeris; Sean Bullough; Timothy Weber;	1/20/2013	Confidential communication in email reflecting legal advice from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to attorney-client relationship. Confidential communication in email reflecting mental impressions of an attorney from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to attorney-client relationship.	Attorney Client Privilege Work Product.

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Chapterhouse Studios LLC Privilege Log for Third Party Sean Bullough

Priv. Log No.	Participants	Date	Description	Privilege Asserted
10	Sean Bullough; Timothy Weber	1/20/2013	Confidential communication in email reflecting request for legal advice from an attorney from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to attorney-client relationship.	Attorney Client Privilege
			Confidential communication in email prepared at the direction of counsel from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to attorney-client relationship.	Work Product
11	Sarah Kalemeris; Sean Bullough; Julianne Hartzell; Timothy Weber	1/21/2013	Confidential communication in email reflecting legal advice from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to attorney-client relationship.	Attorney Client Privilege
			Confidential communication in email reflecting mental impressions of an attorney from Marshall, Gerstein & Borun LLP regarding actual litigation shared pursuant to attorney-client relationship.	Work Product
12	Sean Bullough; Sarah Kalemeris	1/29/2013	Confidential communication in email reflecting request for legal advice from an attorney from Marshall, Gerstein & Borun LLP regarding subpoena shared pursuant to attorney-client relationship.	Attorney Client Privilege
			Confidential communication in email prepared at the direction of counsel from Marshall, Gerstein & Borun LLP regarding subpoena shared pursuant to attorney-client relationship.	Work Product

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Priv. Log No.	Participants	Date	Description	Privilege Asserted
13	Julianne Hartzell; Sarah Kalemeris; Sean Bullough	1/29/2013	Confidential communication in email reflecting legal advice from Marshall, Gerstein & Borun LLP regarding subpoena shared pursuant to attorney-client relationship.	Attorney Client Privilege
			Confidential communication in email reflecting mental impressions of an attorney from Marshall, Gerstein & Borun LLP regarding subpoena shared pursuant to attorney-client relationship.	Work Product
14	Sean Bullough; Julianne Hartzell	1/29/2013	Confidential communication in email reflecting request for legal advice from an attorney from Marshall, Gerstein & Borun LLP regarding subpoena shared pursuant to attorney-client relationship.	Attorney Client Privilege
			Confidential communication in email prepared at the direction of counsel from Marshall, Gerstein & Borun LLP regarding subpoena shared pursuant to attorney-client relationship.	Work Product
15	Sarah Kalemeris; Sean Bullough; Julianne Hartzell	1/29/2013	Confidential communication in email reflecting legal advice from Marshall, Gerstein & Borun LLP regarding subpoena shared pursuant to attorney-client relationship.	Attorney Client Privilege
			Confidential communication in email reflecting mental impressions of an attorney from Marshall, Gerstein & Borun LLP regarding subpoena shared pursuant to attorney-client relationship.	Work Product

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Chapterhouse Studios LLC Privilege Log for Third Party Sean Bullough

Priv. Log No.	Participants	Date	Description	Privilege Asserted
16	Sean Bullough; Julianne Hartzell	1/31/2013	Confidential communication in email reflecting request for legal advice from an attorney from Marshall, Gerstein & Borun LLP regarding subpoena shared pursuant to attorney-client relationship. Confidential communication in email prepared at the direction of counsel from Marshall, Gerstein & Borun LLP regarding subpoena shared pursuant to attorney-client relationship.	Attorney Client Privilege Work Product

Individuals Listed on Privilege Log

Name	Affiliation
Sarah Kalemeris	Attorney, Marshall Gerstein & Borun LLP
Julianne Hartzell	Attorney, Marshall Gerstein & Borun LLP
Timothy Weber	Paralegal, Marshall Gerstein & Borun LLP
Nick Villacci	Owner, Chapterhouse Studios LLC

EXHIBIT B

Games Workshop, Ltd. v. Chapterhouse Studios LLC et al.
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Chapterhouse Studios LLC List of Entities on Privilege Log

Name	Affiliation
Nick Villacci	Owner, Chapterhouse Studios LLC
Tomas Fiertek	Owner, Chapterhouse Studios LLC
Stephen Smith	Former Agent, Chapterhouse Studios LLC
Winston & Strawn	Counsel, Chapterhouse Studios LLC

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Priv. Log No.	Bates Range	Participants	Date	Description	Privilege Asserted
1		Nick Villacci, Tomas Fiertek	2/26/2012	Confidential communication in chat log reflecting legal advice from Winston & Strawn regarding scope of copyright protection shared between co-owners of a company.	Attorney-Client Privilege
2		Tomas Fiertek	undated	Confidential communication in sketch reflecting request for legal advice from Winston & Strawn regarding scope of copyright protection. Redaction of confidential communication in email reflecting mental impressions of counsel (Winston & Strawn) regarding actual and potential litigation shared between co-owners of a company.	Attorney-Client Privilege Work Product
3	CHS00021628, CHS00021642, CHS00021665	Nick Villacci, Tomas Fiertek	3/11/2012	Redaction of confidential communication in email reflecting legal advice from Winston & Strawn regarding litigation shared between co-owners of a company. Redaction of confidential communication in email reflecting mental impressions of counsel (Winston & Strawn) regarding actual and potential litigation shared between co-owners of a company.	Attorney-Client Privilege Work Product
4	CHS00021629, CHS00021643, CHS00021666	Nick Villacci, Tomas Fiertek	3/9/2012	Redaction of confidential communication in email reflecting legal advice from Winston & Strawn regarding litigation shared between co-owners of a company.	Attorney-Client Privilege
5	CHS00021629 – CHS00021630, CHS00021643 – CHS00021644, CHS00021666 – CHS00021667	Nick Villacci, Tomas Fiertek	3/8/2012	Redaction of confidential communication in email reflecting legal advice from Winston & Strawn regarding litigation shared between co-owners of a company. Redaction of confidential communication in email reflecting mental impressions of counsel (Winston &	Attorney-Client Privilege Work Product

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				Strawn) regarding actual and potential litigation shared between co-owners of a company.	
6	CHS00021635, CHS00021658	Nick Villacci, Tomas Fiertek	3/16/2012	Redaction of confidential communication in email reflecting request for legal advice from Winston & Strawn regarding litigation discussed between co-owners of a company. Redaction of confidential communication in email reflecting mental impressions of counsel (Winston & Strawn) regarding actual and potential litigation shared between co-owners of a company.	Attorney-Client Privilege Work Product
7	CHS00021657	Nick Villacci, Tomas Fiertek	3/17/2012	Redaction of confidential communication in email reflecting discussion of legal advice from Winston & Strawn regarding litigation discussed between co-owners of a company. Redaction of confidential communication in email reflecting mental impressions of counsel (Winston & Strawn) regarding actual and potential litigation shared between co-owners of a company.	Attorney-Client Privilege Work Product
8	CHS00021657	Nick Villacci, Tomas Fiertek	3/17/2012	Redaction of confidential communication in email reflecting discussion of legal advice from Winston & Strawn regarding litigation discussed between co-owners of a company. Redaction of confidential communication in email reflecting mental impressions of counsel (Winston & Strawn) regarding actual and potential litigation shared between co-owners of a company.	Attorney-Client Privilege Work Product
9	CHS00022101	Nick Villacci, Stephen Smith	3/15/2011	Redaction of confidential communication in email reflecting legal advice from Winston & Strawn regarding scope of copyright protection and shared pursuant to a joint common legal interest between individuals entering into a business relationship	Attorney-Client Privilege

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				regarding the same of products. Redaction of confidential communication in email reflecting mental impressions of counsel (Winston & Strawn) regarding actual and potential litigation shared pursuant to a common legal interest between individuals entering into a business relationship regarding the same of products.	Work Product
10	CHS00022103	Nick Villacci, Stephen Smith	3/10/2011	Redaction of confidential communication in email reflecting legal advice from Winston & Strawn regarding scope of copyright protection and shared pursuant to a joint common legal interest between individuals entering into a business relationship regarding the same of products. Redaction of confidential communication in email reflecting mental impressions of counsel (Winston & Strawn) regarding actual and potential litigation shared pursuant to a joint common legal interest between individuals entering into a business relationship regarding the same of products.	Attorney-Client Privilege Work Product
11	CHS00022139, CHS00022155 – CHS00022156	Nick Villacci, Tomas Fiertek	9/1/2011 5:49pm	Redaction of confidential communication in email reflecting request for legal advice from Winston & Strawn regarding litigation shared between co-owners of a company. Redaction of confidential communication in email reflecting mental impressions of counsel (Winston & Strawn) regarding actual and potential litigation shared between co-owners of a company.	Attorney-Client Privilege Work Product
12	CHS00022155	Nick Villacci, Tomas Fiertek	9/1/2011 6:22pm	Redaction of confidential communication in email reflecting request for legal advice from Winston & Strawn regarding litigation shared between co-owners of a company.	Attorney-Client Privilege

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				Redaction of confidential communication in email reflecting mental impressions of counsel (Winston & Strawn) regarding actual and potential litigation shared between co-owners of a company.	Work Product
13	CHS00022155	Nick Villacci, Tomas Fiertek	9/1/2011 4:55pm	Redaction of confidential communication in email reflecting legal advice from Winston & Strawn regarding litigation shared between co-owners of a company. Redaction of confidential communication in email reflecting mental impressions of counsel (Winston & Strawn) regarding actual and potential litigation shared between co-owners of a company.	Attorney-Client Privilege Work Product
14	CHS00022374, CH000125415, CH000125423	Nick Villacci, Tomas Fiertek	9/8/2011 5:01pm	Redaction of confidential communication in email reflecting legal advice from Winston & Strawn regarding litigation shared between co-owners of a company.	Attorney-Client Privilege
15	CH000125415, CH000125423	Nick Villacci, Tomas Fiertek	9/12/2011 6:55pm	Redaction of confidential communication in email reflecting legal advice from Winston & Strawn regarding scope of copyright protection between co-owners of a company.	Attorney-Client Privilege
16	CHS00022502, CHS00022586 – CHS00022587, CH000125415, CH000125423	Nick Villacci, Tomas Fiertek	9/12/2011 11:51am	Redaction of confidential communication in email reflecting request for legal advice from Winston & Strawn regarding scope of copyright protection shared between co-owners of a company.	Attorney-Client Privilege
17	CHS00022529 – CHS00022530, CHS00022587, CHS00022601, CHS00023255, CHS00023278 – CHS00023279,	Nick Villacci, Tomas Fiertek	9/13/2012 9:12am	Redaction of confidential communication in email reflecting legal advice from Winston & Strawn regarding litigation shared between co-owners of a company.	Attorney-Client Privilege

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	CHS00024436, CH000131551, CH000138717, CH000138720, CH000138782, CH000138796, CH000138804, CH000138807, CH000138808, CH000138809, CH000138810, CH000138813, CH000138814, CH000138819, CH000138820, CH000138823, CH000138825, CH000138980, CH000138981, CH000138982, CH000139030, CH000139032, CH000139035				
18	CHS00022530, CHS00022587 – CHS00022588, CHS00022601, CHS00023255, CHS00023279, CHS00024436 – CHS00024437, CH000131551, CH000138717, CH000138720,	Nick Villacci, Tomas Fiertek	9/13/2012 3:56pm	Redaction of confidential communication in email reflecting legal advice from Winston & Strawn regarding scope of copyright protection shared between co-owners of a company. Redaction of confidential communication in email prepared at the direction of counsel (Winston & Strawn) regarding potential and actual litigation shared between co-owners of a company.	Attorney-Client Privilege Work Product

	CH000138782, CH000138796, CH000138804, CH000138807, CH000138808, CH000138809, CH000138810, CH000138813, CH000138814, CH000138819, CH000138820, CH000138823, CH000138825, CH000138980, CH000138981, CH000138982, CH000139030, CH000139032, CH000139035				
19	CHS00022530, CHS00022587, CHS00022602, CHS00023256, CHS00023279 – CHS00023280, CHS00024437, CH000131551, CH000138717, CH000138720, CH000138782, CH000138796, CH000138804, CH000138807, CH000138808,	Nick Villacci, Tomas Fiertek	9/13/2012 3:47pm	Redaction of confidential communication in email reflecting legal advice from Winston & Strawn regarding scope of copyright protection shared between co-owners of a company. Redaction of confidential communication in email prepared at the direction of counsel (Winston & Strawn) regarding potential and actual litigation shared between co-owners of a company	Attorney-Client Privilege Work Product

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	CH000138809, CH000138810, CH000138813, CH000138814, CH000138819, CH000138820, CH000138823, CH000138825, CH000138980, CH000138981, CH000138982, CH000139030, CH000139032, CH000139035				
20	CHS00022530, CHS00022602, CHS00023280, CHS00024437, CH000131551, CH000138980, CH000138981, CH000138982, CH000139030, CH000139032, CH000139035	Nick Villacci, Tomas Fiertek	9/13/2012 3:17pm	Redaction of confidential communication in email reflecting legal advice from Winston & Strawn regarding litigation and scope of copyright protection shared between co-owners of a company.	Attorney-Client Privilege
21	CHS00022531, CHS00022588 – CHS00022589, CHS00022603, CHS00023281, CHS00024438, CH000131551, CH000138980, CH000138981,	Nick Villacci, Tomas Fiertek	9/12/2012 6:40pm	Redaction of confidential communication in email reflecting legal advice from Winston & Strawn regarding litigation shared between co-owners of a company.	Attorney-Client Privilege

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	CH000138982, CH000139030, CH000139032, CH000139035				
22	CHS00022531, CHS00022589, CHS00022603, CHS00023281, CHS00024438, CH000131551, CH000138980, CH000138981, CH000138982, CH000139030, CH000139032, CH000139035	Nick Villacci, Tomas Fiertek	9/12/2012 5:19pm	Redaction of confidential communication in email reflecting request for legal advice from Winston & Strawn regarding litigation shared between co-owners of a company.	Attorney-Client Privilege
23	CHS00022531, CHS00022589, CHS00022603, CHS00023281, CHS00024438 - CHS00024439, CH000131551, CH000138980, CH000138981, CH000138982, CH000139030, CH000139032, CH000139035	Nick Villacci, Tomas Fiertek	9/12/2012 none	Redaction of confidential communication in email reflecting request for legal advice from Winston & Strawn regarding litigation shared between co-owners of a company.	Attorney-Client Privilege
24	CHS00022532, CHS00022589, CHS00033603, CHS00023281, CHS00024439,	Nick Villacci, Tomas Fiertek	9/11/2012 5:27am	Redaction of confidential communication in email reflecting request for legal advice from Winston & Strawn regarding litigation shared between co-owners of a company.	Attorney-Client Privilege

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	CH000138980, CH000138981, CH000138982, CH000139030, CH000139032, CH000139035				
25	CHS00022532, CHS00022589, CHS00022604, CHS00023282, CHS00024439 – CHS00024440, CH000131551, CH000138980, CH000138981, CH000138982, CH000139030, CH000139032, CH000139035	Nick Villacci, Tomas Fiertek	9/11/2012 after 12:11am	Redaction of confidential communication in email reflecting request for legal advice from Winston & Strawn regarding litigation shared between co-owners of a company. Redaction of confidential communication in email prepared at the direction of counsel (Winston & Strawn) regarding potential and actual litigation shared between co-owners of a company.	Attorney-Client Privilege Work Product
26	CHS00022535, CHS00022592 – CHS00022593, CHS00022607, CHS00023161, CHS00023285, CHS00024442, CH000131551, CH000138980, CH000138981, CH000138982, CH000139030, CH000139032, CH000139035	Nick Villacci, Tomas Fiertek	9/8/2012 6:21pm	Redaction of confidential communication in email reflecting legal advice from Winston & Strawn regarding litigation shared between co-owners of a company. Redaction of confidential communication in email regarding mental impressions of counsel (Winston & Strawn) regarding potential and actual litigation shared between co-owners of a company.	Attorney-Client Privilege Work Product
27	CHS00022536,	Nick Villacci,	9/7/2012	Redaction of confidential communication in email	Attorney-Client

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	CHS00022593, CHS00022608, CHS00023162, CHS00023286, CHS00024443, CH000131551, CH000138980, CH000138981, CH000138982, CH000139030, CH000139032, CH000139035	Tomas Fiertek	11:22pm	reflecting request for legal advice from Winston & Strawn regarding litigation shared between co-owners of a company.	Privilege
28	CHS00023750, CHS00023753	Nick Villacci, Tomas Fiertek	6/14/2011 12:38am	Redaction of confidential communication in email reflecting request for legal advice from Winston & Strawn regarding scope of copyright shared between co-owners of a company.	Attorney-Client Privilege
29	CH000127877	Nick Villacci, Tomas Fiertek	7/2/2012	Redaction of confidential communication in email reflecting legal advice from Winston & Strawn regarding scope of copyright protection shared between co-owners of a company.	Attorney-Client Privilege
30	CH000127877	Nick Villacci, Tomas Fiertek	6/29/2012	Redaction of confidential communication in email reflecting request for legal advice from Winston & Strawn regarding scope of copyright protection shared between co-owners of a company.	Attorney-Client Privilege
31	CH000127877	Nick Villacci, Tomas Fiertek	6/25/2012	Redaction of confidential communication in email reflecting request for legal advice from Winston & Strawn regarding litigation shared between co-owners of a company.	Attorney-Client Privilege
32	CH000127877	Nick Villacci, Tomas Fiertek	6/13/2012 9:33pm	Redaction of confidential communication in email reflecting legal advice from Winston & Strawn regarding litigation shared between co-owners of a company. Redaction of confidential communication in email	Attorney-Client Privilege Work Product

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				reflecting mental impression from Winston & Strawn regarding a litigation shared between co-owners of a company.	
33	CH000127877	Nick Villacci, Tomas Fiertek	6/13/2012 2:20pm	Redaction of confidential communication in email reflecting request for legal advice from Winston & Strawn regarding litigation shared between co-owners of a company.	Attorney-Client Privilege
34	CH000138717, CH000138720, CH000138782, CH000138796, CH000138804, CH000138807, CH000138813	Nick Villacci, Tomas Fiertek	9/24/2012 8:51pm	Redaction of confidential communication in email reflecting legal advice from Winston & Strawn regarding scope of copyright protection shared between co-owners of a company. Redaction of confidential communication in email prepared at the direction of counsel (Winston & Strawn) regarding potential and actual litigation shared between co-owners of a company.	Attorney-Client Privilege Work Product
35	CH000138717, CH000138720, CH000138782, CH000138796, CH000138804, CH000138807, CH000138809, CH000138810, CH000138813	Nick Villacci, Tomas Fiertek	9/24/2012 no time stamp	Redaction of confidential communication in email reflecting request for legal advice from Winston & Strawn regarding scope of copyright shared protection between co-owners of a company. Redaction of confidential communication in email prepared at the direction of counsel (Winston & Strawn) regarding potential and actual litigation shared between co-owners of a company.	Attorney-Client Privilege Work Product
36	CH000138717, CH000138720, CH000138782, CH000138796, CH000138804, CH000138807, CH000138808, CH000138809, CH000138810,	Nick Villacci, Tomas Fiertek	9/24/2012 2:41pm	Redaction of confidential communication in email reflecting request for legal advice from Winston & Strawn regarding scope of copyright and trademark ownership shared between co-owners of a company. Redaction of confidential communication in email prepared at the direction of counsel (Winston & Strawn) regarding potential and actual litigation shared between co-owners of a company.	Attorney-Client Privilege Work Product

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	CH000138813, CH000138814, CH000138823				
37	CH000138808	Nick Villacci, Tomas Fiertek	9/24/2012 5:45pm	Redaction of confidential communication in email reflecting request for legal advice from Winston & Strawn regarding litigation shared between co-owners of a company. Redaction of confidential communication in email prepared at the direction of counsel (Winston & Strawn) regarding potential and actual litigation shared between co-owners of a company.	Attorney-Client Privilege Work Product
38	CH000142210	Nick Villacci, Tomas Fiertek	5/7/2012	Redaction of confidential communication in email reflecting legal advice from Winston & Strawn regarding scope of copyright protection shared between co-owners of a company. Redaction of confidential communication in email reflecting mental impressions of counsel (Winston & Strawn) regarding potential and actual litigation shared between co-owners of a company.	Attorney-Client Privilege Work Product
39	CH000142210	Nick Villacci, Tomas Fiertek	5/8/2012 12:10am	Redaction of confidential communication in email reflecting legal advice from Winston & Strawn regarding scope of copyright protection shared between co-owners of a company. Redaction of confidential communication in email reflecting mental impressions of counsel (Winston & Strawn) regarding potential and actual litigation shared between co-owners of a company.	Attorney-Client Privilege Work Product
40	CH000142210	Nick Villacci, Tomas Fiertek	5/8/2012 no time stamp	Redaction of confidential communication in email reflecting legal advice from Winston & Strawn regarding litigation shared between co-owners of a company.	Attorney-Client Privilege

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41	CH000142210	Nick Villacci, Tomas Fiertek	5/5/2012	Redaction of confidential communication in email reflecting request for legal advice from Winston & Strawn regarding scope of copyright protection shared between co-owners of a company.	Attorney-Client Privilege
				Redaction of confidential communication in email reflecting mental impressions of counsel (Winston & Strawn) regarding potential and actual litigation shared between co-owners of a company.	Work Product
42	CH000142210	Nick Villacci, Tomas Fiertek	5/4/2012 7:04pm	Redaction of confidential communication in email reflecting legal advice from Winston & Strawn regarding scope of copyright protection shared between co-owners of a company.	Attorney-Client Privilege
43	CH000142210	Nick Villacci, Tomas Fiertek	5/4/2012 10:42am	Redaction of confidential communication in email reflecting request for legal advice from Winston & Strawn regarding scope of copyright protection shared between co-owners of a company.	Attorney-Client Privilege
44	CH000147446	Nick Villacci, Tomas Fiertek	6/26/2011	Redaction of confidential communication in email reflecting legal advice from Winston & Strawn regarding litigation shared between co-owners of a company.	Attorney-Client Privilege
				Redaction of confidential communication in email reflecting mental impressions of counsel (Winston & Strawn) regarding actual and potential litigation shared between co-owners of a company.	Work Product
45	CH000147446	Nick Villacci, Tomas Fiertek	6/25/2011 7:37 pm	Redaction of confidential communication in email reflecting legal advice from Winston & Strawn regarding litigation shared between co-owners of a company.	Attorney-Client Privilege
				Redaction of confidential communication in email reflecting mental impressions of counsel (Winston & Strawn) regarding actual and potential litigation shared	Work Product

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				between co-owners of a company.	
46	CH000147446	Nick Villacci, Tomas Fiertek	6/25/2011 5:56 am	Redaction of confidential communication in email reflecting legal advice from Winston & Strawn regarding scope of copyright and trademark protection shared between co-owners of a company. Redaction of confidential communication in email reflecting mental impressions of counsel (Winston & Strawn) regarding actual and potential litigation shared between co-owners of a company.	Attorney-Client Privilege Work Product
47	CH000147446	Nick Villacci, Tomas Fiertek	6/24/2011 10:24pm	Redaction of confidential communication in email reflecting request for legal advice from Winston & Strawn regarding litigation shared between co-owners of a company.	Attorney-Client Privilege
48	CH000147446	Nick Villacci, Tomas Fiertek	6/23/2011	Redaction of confidential communication in email reflecting request for legal advice from Winston & Strawn regarding litigation shared between co-owners of a company. Redaction of confidential communication in email reflecting mental impressions of counsel (Winston & Strawn) regarding actual and potential litigation shared between co-owners of a company.	Attorney-Client Privilege Work Product

EXHIBIT C

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

GAMES WORKSHOP LIMITED,)	
)	
Plaintiff,)	
)	Civil Action No. 1:10-cv-08103
v.)	
)	Honorable Matthew F. Kennelly
CHAPTERHOUSE STUDIOS LLC,)	Honorable Jeffrey T. Gilbert
)	
Defendant.)	

DECLARATION OF NICHOLAS VILLACCI

I, Nicholas Villacci, hereby declare:

1. I am an owner of Chapterhouse Studios LLC.
2. My communications with third party designers relating to work conducted on behalf of Chapterhouse takes place over email. The most reliable contact information that I have for these individuals is generally their email address.
3. In December, soon after the Complaint in this case was amended to include allegations of infringement against a select number of newly accused products, I contacted by email each designers for the newly accused products and asked that they provide to my attorneys all of the documents, including emails, in their possession regarding the products first accused of infringement in late 2012.
4. The majority of the designers that I contacted agreed to provide their materials and documents responsive Games Workshop's discovery requests (subject to Chapterhouse's objections) were produced to Games Workshop or identified that they did not possess any responsive documents. These designers included Jae Lee, Michael Lawler, Ashton Holbrook, Sean Bullough, Roberto Cirillo, Sean MacKirdy, and Robert Lippman.

5. Although I contacted each of the remaining designers using the same method that I previously communicated with each and at the same email addresses that I used previously, I did not receive any response at all from Stephen Smith, and Richard Stinson. I did not have any contact information for third party Edward Fisher because I previously contacted him through a website for the company where he worked at the time. It is my understanding that he no longer works for that company so I do not have current contact information for him. An example of the communication that I sent to each is attached to Games Workshop's motion as Exhibit 15. For each designer, I identified by name the newly accused product that the individual designer worked on to assist in the identification of responsive documents.

6. I also provided all of my documents and emails reflecting communications with each of the third party designers regarding the design of the newly accused products.

7. Because I am an avid player of miniature war games in my personal life, I have a large collection of war gaming miniatures and related items. These items are usually stored in my home, for my own personal use in gaming. Over the course of the last year, I have undergone a divorce and moved in to a new home. After my move, I was unable to locate four books that I had previously made available to Games Workshop earlier in the case. I do not dispute that I have had access to those books in the past.

8. During the period of time that I worked with Stephen Smith regarding the purchase of products by Chapterhouse, I communicated with Mr. Smith by email. I understood my communications with Mr. Smith regarding our potential business relationship and products that we might pursue jointly to be confidential. I also understood that we both shared a common legal interest with respect to allegations of intellectual property infringement from Games Workshop. As a result of my understanding, I shared with Mr. Smith a single communication

from my attorney regarding a potential product under consideration by Chapterhouse and Mr. Smith.

9. After the conclusion of our business dealings, Mr. Smith and I are no longer in communication. The last time that Mr. Smith responded to an email communication from me was in approximately June of 2012.

10. The Chapterhouse website is the main location where I provide marketing and advertising materials regarding Chapterhouse products. In response to Games Workshop's requests for advertising and marketing materials, I provided both draft and final versions of the product advertisements prepared for the Chapterhouse website, a copy of the Chapterhouse website, and email communications with the co-owner of Chapterhouse regarding the draft and final product advertisements.

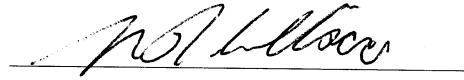
11. While I do have a Facebook page for Chapterhouse, I do not use it frequently and I forgot to include it in the identification of websites where Chapterhouse advertises. To the best of my understanding, all postings on the Facebook page are publicly available. I have never deleted a message sent to me by a customer via Facebook and will produce the handful of private messages sent to me by customers.

12. While I do have active listings on eBay, none of the current listings are for the newly accused products.

13. I have also posted forum posts at a number of online locations. When I create a post, I do not draft a copy in advance. Instead, I type the information into the appropriate internet web page and submit it for publication. To the best of my knowledge and understanding, this process does not save my posting anywhere on my computer. Instead, it remains publicly available on the Internet where the posting was made, each of which is word searchable to the

best of my knowledge. In the course of conducting my business, I have never saved those postings or created a list of such postings. In response to Games Workshop's interrogatories, I have identified to the best of my recollection and based upon my review of those websites, all of the websites that I have used to advertise Chapterhouse product information and a post by post listing of the forums that I used to advertise Chapterhouse products.

I declare that the foregoing is true and accurate to the best of my current knowledge.

A handwritten signature in black ink, appearing to read "Nicholas Villacci", is written over a horizontal line.

Nicholas Villacci

2/13/13

EXHIBIT D

**Document Filed
Under Seal**

EXHIBIT E

