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Superior Court of California  
County of Los Angeles

MAY 07 2015

Sherri R. Carter, Executive Officer/Clerk  
By: Roxanne Arraiga, Deputy

SUPERIOR COURT OF THE STATE OF CALIFORNIA  
FOR THE COUNTY OF LOS ANGELES

By Fax

CURT SCHLESINGER, PETER LO RE,  
ADAM RUSSELL, JAMES ROTH, MARYAM  
AGHCHAY, on behalf of themselves and all  
others similarly situated,

Plaintiffs,

vs.

TICKETMASTER, a Delaware Corporation,

Defendant.

CASE NO. BC 304565

Assigned for all purposes to Hon. Kenneth R.  
Freeman – Dept. 310

██████████ FINAL JUDGMENT NO. 1

Date Action Filed: October 21, 2003  
Trial Date: N/A

On February 27, 2015, the Court entered an Order (1) granting Plaintiffs' Motion for Final Approval of Class Action Settlement; (2) overruling objections to the proposed settlement; (3) granting Plaintiffs' Motion for Attorneys' Fees, Costs, and Incentive Payments; and (4) denying two Objectors' Motions for Attorneys' Fees (the "Final Approval Order"). The Final Approval Order is attached to this Final Judgment as Exhibit A.

In accordance with the Final Approval Order, and pursuant to California Rules of Court, rule 3.769(h), IT IS HEREBY ORDERED, ADJUDGED, AND DECREED:

1           1.       Pursuant to California Rule of Court 3.769(h), the Court hereby enters FINAL  
2 JUDGMENT as set forth in the Final Approval Order and this Judgment, and pursuant to the terms of  
3 the SETTLEMENT AGREEMENT AND RELEASE attached as Exhibit 1 to the November 21, 2014  
4 “Declaration of Robert J. Stein III in Support of Plaintiffs’ and the Class’ Motion for Final Approval of  
5 Proposed Class Action Settlement,” at Paragraph 2 (“Settlement Agreement”), which are incorporated  
6 herein.

7  
8           2.       For the reasons set forth in the Final Approval Order, the motions for final approval,  
9 payment of attorneys’ fees and expenses, and for incentive awards to the named plaintiffs are  
10 GRANTED. The Court finds the settlement is fair, reasonable and in the interests of the class. The  
11 Court grants the Plaintiffs’ motion for attorneys’ fees, costs, and incentive payments.

12           3.       All objections are overruled. The motions for fees, costs, and incentive payments  
13 brought by the Sullivan and Patton objectors are denied.

14           4.       This Court has jurisdiction over the subject matter of this action and the parties,  
15 including all Class Members.

16  
17           5.       The Court finally certifies, for purposes of settlement only, the “Class” and “UPS  
18 Subclass” as defined in the Settlement Agreement and paragraph 2 of the Court’s Preliminary  
19 Approval Order dated April 30, 2014: “all persons who placed ticket orders from Defendant using the  
20 website www.ticketmaster.com (the “Website”) during the period from October 21, 1999, through  
21 February 27, 2013, paid money to Ticketmaster for an Order Processing Fee (“OPF”) which was not  
22 refunded, and were residents of the fifty United States at the time of the purchase, including persons  
23 who placed, and then cancelled, a ticket order without obtaining a full refund of the OPF. The time  
24 period for the UPS Subclass is likewise expanded. The expanded UPS Subclass includes all members  
25 of the expanded class who paid Ticketmaster to arrange for their ticket orders to be delivered by UPS.  
26 The expanded class still excludes: (a) Defendant, (b) any entities in which Defendant has a controlling  
27 interest or which have a controlling interest in Defendant, (c) the officers, directors, employees,  
28

1 affiliates, and attorneys of Defendant, (d) any employee or officer of the Court or their immediate  
2 family members and (e) those persons who have already requested exclusion from the Class, or who  
3 validly and timely request exclusion from the Class pursuant to the procedure set forth below.” A  
4 complete list of the persons who validly and timely excluded themselves from the settlement was filed  
5 as Exhibits “E”, “G” and “H”, to the November 20, 2014 “Declaration of Jennifer M. Keogh  
6 Regarding Settlement Notice Dissemination and Administration” at Paragraph 18. The persons on that  
7 list are excluded from the class, are not entitled to any benefits under the terms of this settlement, and  
8 their claims are not released by virtue of the settlement or this Order and Judgment. As provided in  
9 Paragraph 2 of the Settlement Agreement, this certification shall not constitute, nor be construed as, an  
10 admission on the part of Ticketmaster that this action, or any other class action, is appropriate for any  
11 other purpose, including, without limitation, for class treatment at trial.  
12

13           6. For the reasons set forth in the Final Approval Order and this Judgment, the Court finds  
14 that the form, content, and manner of giving notice of this Settlement constituted the best notice  
15 practicable under the circumstances and constituted valid, due, and sufficient notice to Class Members.  
16 The notice fully complied with the requirements of California Code of Civil Procedure section 382,  
17 California Civil Code section 1781, California Rules of Court, rules 3.766 and 3.769, the United States  
18 and California Constitutions, and any other applicable law.  
19

20           7. Upon the Final Approval Date, consistent with the provisions of the Settlement  
21 Agreement governing the timing for performance, the parties are directed to perform the Settlement  
22 Agreement, in accordance with its terms (including but not limited to the provisions governing  
23 Discount and Ticket Codes, *Cy Pres* Payment and Settlement Valuation/Mechanics, and Non-  
24 Economic Terms set forth in Section 2.B of the Settlement Agreement) and consistent with all  
25 additional parameters set forth in the Final Approval Order or other subsequent orders of the Court.  
26

27           8. The Court finds the scope of the release set forth in Paragraph 7 of the Settlement  
28 Agreement is valid and appropriate for the settlement of the Class Members’ claims. Accordingly,

1 upon the Final Approval Date, Plaintiffs and Class Members shall (a) be deemed to have fully, finally,  
2 and forever released, relinquished, and discharged the Released Claims against Ticketmaster, Live  
3 Nation, and Ticketmaster and Defendant's Related Parties (collectively, the "Released Parties"); and  
4 (b) forever be barred and permanently enjoined from asserting, instituting, or commencing, either  
5 directly or indirectly, any of the Released Claims against any of the Released Parties in any manner.

6 9. Pursuant to California Rule of Court 3.771, subd. (b), a copy of this Order and Final  
7 Judgment shall be posted on the Settlement Website within 5 business days of the service of this Order  
8 and Final Judgment and remain posted there for a period of at least 180 days after the date of Final  
9 Approval.  
10

11 10. Within 90 days of the date of Final Approval, the parties are directed to post a notice  
12 with the Court confirming that the Discount and Ticket Codes have been sent to the Class Members,  
13 and advising the Court of deadline for filing the first annual report as required under Paragraph 9.7 of  
14 the Settlement Agreement.  
15

16 11. Pursuant to California Rule of Court 9.769, subd. (h), the Court retains jurisdiction over  
17 all parties, including Members of the certified Class, to enforce the terms of this Judgment.

18 12. The Court sets a Non-Appearance (Case Renew) Re: Distribution on  
19 February 19, 2016 in Department 310, Declaration to be filed by noon  
20 on February 17, 2016.

IT IS SO ORDERED AND ADJUDGED.

21 Dated MAY 07 2015

22 KENNETH R. FREEMAN  
23 Hon. Kenneth R. Freeman  
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