

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA**

JERRY GREENBERG, individually,
and IDAZ GREENBERG, individually,

Plaintiffs,

CASE NO. 97-3924
CIV-LENARD
Magistrate Judge Turnoff

v.

NATIONAL GEOGRAPHIC SOCIETY, a district
of Columbia corporation,
NATIONAL GEOGRAPHIC ENTERPRISES, INC, a
corporation, and MINDSCAPE, INC., a
California corporation,

Defendants.

**DEFENDANTS' REQUEST
FOR THE PRODUCTION
OF DOCUMENTS**

DOCUMENT REQUESTS

1. All documents pertaining to the registration by the plaintiff(s) with the U.S. Copyright Office of their copyrights in the books entitled "The Living Reef" and "The Coral Reef," including certificates of registration.
2. All documents pertaining to the provision by Jerry Greenberg to the Society of copies of the books entitled "The Living Reef" and "The Coral Reef."
3. All documents pertaining to the publication in the Society's monthly magazine in January 1962 of the photograph referenced in Paragraph 15 of the Amended Complaint.
4. All documents pertaining to the assignment by the Society to Jerry Greenberg of copyright in the photograph referenced in paragraph 15 of the Amended Complaint.
5. All documents pertaining to Mr. Greenberg's renewal of copyright in the photograph referenced in paragraph 15 of the Amended Complaint.
6. All documents pertaining to the allegation contained in paragraph 19 of the Amended Complaint that the "Oceans GeoPack" product contains copies of the photographs described in paragraphs 9, 12, 13, 14 and 15 of the Amended Complaint.
7. The poster entitled "Living Corals of the Tropical Atlantic" referenced in paragraph 16 of the Amended Complaint.
8. All documents pertaining to the registration by the plaintiff(s) with the U.S. Copyright Office of their copyright in the poster entitled "Living Corals of the Tropical Atlantic" referenced in paragraph 16 of the Amended Complaint.

9. All documents pertaining to the publication in the Society's monthly magazine in June 1990 of the photograph described in Paragraph 21 of the Amended Complaint.

10. All documents pertaining to the terms of the written agreement referenced in paragraph 21 of the Amended Complaint, including the agreement itself.

11. All documents pertaining to the inclusion by the Society of the photograph referenced in paragraph 21 in a brochure promoting the Society's 1996 Jason Project.

12. All documents pertaining to the allegation contained in paragraph 21 of the Amended Complaint that "the Society admitted that it had violated Mr. Greenberg's copyright."

13. All documents pertaining to the allegation contained in paragraph 44 of the Amended Complaint that the "Disputed Images that appear in the GeoPack product are at least substantially similar to the Greenberg photographs, and an inference is warranted that the Disputed Images are copies."

14. All documents pertaining to the allegation contained in paragraph 47 that "the Greenbergs advised Educational Insights, Inc. that the copies had not been authorized, and demand was made that use of the copies in the GeoPack product be discontinued."

15. All documents pertaining to any damages suffered by the plaintiffs as a result of the allegations contained in Counts I and II of the Amended Complaint.


16. All documents pertaining to any revenue generated as a result of the images referenced in Counts I and II of the Amended Complaint.

17. All documents pertaining to any licenses granted by the plaintiffs during the last five years for the use of images in which they own copyright.

18. All documents pertaining to any revenue generated during the last five years as a result of the images in which the plaintiffs own copyright.

19. All documents pertaining to any legal expenses incurred by the plaintiffs in pursuing the allegations contained in Counts I and II of the Amended Complaint, including but not limited to the time records or billing records of any and all Steel, Hector & Davis personnel who have rendered services to the plaintiffs.

Dated: New York, New York
April 2, 1998


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