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5 Attorneys for Defendants EngineOwning UG,  
6 Valentin Rick, Leonard Bugla, Leon Frisch,  
7 Marc-Alexander Richts, Alexander Kleeman,  
Leon Schlender, Bennet Huch, Pascal Classen,  
and Remo Loffler

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**UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA**

ACTIVISION PUBLISHING, INC., a  
Delaware corporation,

Plaintiffs,

vs.

ENGINEOWNING UG, a German  
corporation, CMM HOLDINGS S.A., a  
German corporation, GARNATZ  
ENTERPRISE LTD., a Belize  
corporation, VALENTIN RICK, an  
individual, LEONA RD BUGLA, an  
individual, LEON FRISCH, an  
individual, IGNACIO  
GAYDUCHENKO, an individual,  
MARC-ALEXANDER RICHTS, an  
individual, ALEXANDER KLEEMAN,  
an individual, LEON SCHLENDER, an  
individual, ERICK PFEIFER, an  
individual, BENNET HUCH, an  
individual, ZAIN JONDAH, an  
individual, RICKY SZAMEITAT, an  
individual, MARCEL BINDEMANN,  
an individual, REMO LOFFLER, an  
individual, MARVIN BAOTIC  
NEUMEYER, an individual,  
HENDRIK SMAAL, an individual,  
CHARLIE WIEST, an individual,  
DENNIS REISSLEICH, an individual,  
TYLER BYRD, an individual, SIMON

CASE NO. 2:22-CV-00051-MWF

**SECOND JOINT STIPULATION  
TO EXTEND FOREIGN  
DEFENDANTS' TIME TO  
ANSWER PLAINTIFF'S FIRST  
AMENDED COMPLAINT**

Judge: Hon. Michael W. Fitzgerald  
Dept.: 5A

Complaint Filed: January 4, 2022  
FAC Filed: September 16, 2022

Current Response Date: May 2, 2023  
New Response Date: June 1, 2023

1 MASIAS, an individual, NICHOLAS  
2 JAMES BALDWIN, an individual,  
3 ANTONIO MEDIAN, an individual,  
4 REMY CARTIGNY, an individual,  
5 PASCAL CLASSEN, an individual,  
6 MANUEL T. SANTIAGO, an  
7 individual, and KATERINA DISDLE,  
8 an individual, and DOES 1-50,  
9 inclusive,

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Defendants.

1 Defendants Valentin Rick, Leonard Bugla, Leon Frisch, Marc-Alexander  
2 Richts, Alexander Kleeman, Leon Schlender, Bennet Huch, Pascal Classen, Remo  
3 Loffler, and Engineowning UG (hereinafter “Foreign Defendants”) and Plaintiff  
4 Activision Publishing, Inc. (hereinafter “Plaintiff”), by and through their respective  
5 counsel of record, stipulate as follows:

6 1. On January 4, 2022, Plaintiff filed its initial complaint in the above-  
7 captioned matter, against six individual defendants and two corporate defendants, in  
8 the United States District Court for the Central District of California.

9 2. On September 16, 2022, Plaintiff filed its Amended Complaint, adding  
10 additional defendants and causes of action.

11 3. On November 22, 2022, Plaintiff and Foreign Defendants filed a joint  
12 stipulation, extending Foreign Defendants’ time to respond to the First Amended  
13 Complaint to January 13, 2023. This joint stipulation was granted on November 23,  
14 2022.

15 4. On January 13, 2023, Foreign Defendants filed a Motion to Dismiss  
16 under Fed. R. Civ. P. 12(b)(2) for lack of personal jurisdiction, 12(b)(6) for failure to  
17 state a claim, as well as under principles of extraterritoriality, international comity,  
18 and *forum non conveniens*. A hearing for this motion was held on March 27, 2023.

19 5. On April 4, 2023, the Court issued an order denying in part and granting  
20 in part the Foreign Defendants’ motion to dismiss the action. The Court ruled that  
21 Plaintiff could file a second amended complaint by April 18, 2023. Plaintiff did not  
22 file a second amended complaint. The Court ordered Defendants to file an answer to  
23 the operative complaint no later than May 2, 2023.

24 6. Therefore, Foreign Defendants’ answer to the First Amended Complaint  
25 is currently due on May 2, 2023.

26 7. The Parties now jointly seek the Court’s approval to stipulate that the  
27 Foreign Defendants may have up to and including June 1, 2023 to file an answer in  
28 response to the First Amended Complaint.

1           8.     As described in the Declaration of Elliot B. Gipson filed in support of  
2 this stipulation, there has been a breakdown of communication between Elliot Gipson  
3 PC and the Foreign Defendants. At this point, absent a change in circumstances,  
4 Elliot Gipson PC anticipates filing a motion or motions for withdrawal as counsel of  
5 record for certain of or all of the Foreign Defendants within the next few days, and  
6 Plaintiff has indicated that it will not oppose such motion.

7           9.     As there is not yet a trial date and party discovery has not yet begun, the  
8 parties do not believe such an extension is an unwarranted delay. In fact, such an  
9 extension may provide certain of the Foreign Defendants an opportunity to resolve  
10 the breakdown of communications with their counsel and/or an opportunity for some  
11 or all of the Foreign Defendants to settle the case and thus preserve limited party and  
12 judicial resources. Alternatively, the extension will give the Foreign Defendants an  
13 opportunity to either retain new counsel or, if they so choose (in the case of the  
14 individual Foreign Defendants), elect to proceed on a *pro se* basis.

15           10.    This is the second request for an extension of time within which to  
16 respond to the FAC and the first such request since the Court's issuance of the Court's  
17 Order denying in part and granting in part Foreign Defendants' Motion to Dismiss  
18 on April 4, 2023.

19           11.    The foregoing stipulation shall apply only to the undersigned Foreign  
20 Defendants and not to any other defendants in this action. The parties agree that this  
21 extension shall not prejudice any party and is in the interests of judicial economy.

22           THEREFORE, SUBJECT TO COURT APPROVAL, IT IS HEREBY  
23 STIPULATED AND AGREED AS FOLLOWS:

24           1.     The Foreign Defendants' answer to Plaintiff's first amended complaint  
25 shall be due on June 1, 2023.

26           2.     This Order shall only be applicable to Defendants EngineOwning UG,  
27 Valentin Rick, Leonard Bugla, Leon Frisch, Marc-Alexander Richts, Alexander  
28 Kleeman, Leon Schlender, Bennet Huch, Pascal Classen, and Remo Loffler.

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DATED: April 27, 2023

Respectfully submitted,

ELLIOT GIPSON PC  
Elliot B. Gipson  
Brianna N. Logan

By           /s/ Elliot B. Gipson            
Elliot B. Gipson

Attorneys for Defendants EngineOwning  
UG, Valentin Rick, Leonard Bugla, Leon  
Frisch, Marc-Alexander Richts, Alexander  
Kleman, Leon Schlender, Bennet Huch,  
Pascal Classen, and Remo Loffler

DATED: April 27, 2023

Respectfully submitted,

MITCHELL SILBERBERG & KNUPP  
Marc E. Mayer  
Mark C. Humphrey  
Genevieve L. Javidzad

By           /s/Marc E. Mayer            
Marc E. Mayer

Attorneys for Plaintiff Activision Publishing,  
Inc.

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**SIGNATURE ATTESTATION**

Pursuant to Local Rule 5-4.3.4(a)(2)(i), I, Elliot Gipson, attest that all other signatories listed, and on whose behalf this filing is submitted, concur in the filing’s content and have authorized the filing.

DATED: April 27, 2023

ELLIOT GIPSON PC  
Elliot B. Gipson  
Brianna N. Logan

By           /s/ Elliot B. Gipson            
Elliot B. Gipson

Attorneys for Defendants EngineOwning  
UG, Valentin Rick, Leonard Bugla, Leon  
Frisch, Ignacio Gay Duchenko, Marc-  
Alexander Richts, Alexander Kleeman, Leon  
Schlender, Bennet Huch, Pascal Classen, and  
Remo Loffler