

NOT FOR PUBLICATION
UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

FILED

SEP 08 2004

CATHY A. CATTERSON, CLERK
U.S. COURT OF APPEALS

JEFF GROSSO,

Plaintiff - Appellant,

v.

MIRAMAX FILMS CORP., a New York
Corporation; MIRAMAX BOOKS; SPANKY
PICTURES, a New York Corporation;
DAVID LEVIEN, an individual; BRIAN
KOPPELMAN, an individual; TED
DEMME, an individual; JOEL
STILLERMAN, an individual,

Defendants - Appellees.

No. 01-57255

D.C. No. CV-99-10939-ABC
Central District of California,
Los Angeles

ORDER

Before: SCHROEDER, Chief Judge, THOMPSON, and GRABER, Circuit Judges.

Appellant's request for publication is GRANTED. The mandate issued May 18, 2004, is ordered RECALLED. The memorandum disposition filed April 7, 2004, is ordered WITHDRAWN and the attached opinion is ordered FILED in its place.