

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name and Address): Howard E. King, Esq. (SBN 077012) Seth Miller, Esq. (SBN 175130) KING, HOLMES, PATERNO & BERLINER, LLP 1900 Avenue of the Stars, 25th Floor Los Angeles, California 90067-4506	TELEPHONE NO.: (310) 282-8989	FOR COURT USE ONLY <h1 style="margin: 0;">FILED</h1> <p style="margin: 0;">LOS ANGELES SUPERIOR COURT</p> <p style="margin: 5px 0 0 0;">JAN 23 2009</p> <p style="margin: 0;">JOHN A. CLARKE, CLERK SYRAUC SANCHEZ, DEPUTY</p>
ATTORNEY FOR (Name): Defendants Brian Warner p/k/a Marilyn Manson, et al. Insert name of court and name of judicial district and branch court, if any: Los Angeles Superior Court Central District		
PLAINTIFF/PETITIONER: Stephen Bier p/k/a Madonna Wayne Gacy DEFENDANT/RESPONDENT: Brian Warner p/k/a Marilyn Manson, et al.		
NOTICE OF ENTRY OF DISMISSAL AND PROOF OF SERVICE <input type="checkbox"/> Personal Injury, Property Damage, or Wrongful Death <input type="checkbox"/> Motor Vehicle <input type="checkbox"/> Other <input type="checkbox"/> Family Law <input type="checkbox"/> Eminent Domain <input checked="" type="checkbox"/> Other (specify): Breach of Contract (Cross-Complaint)		CASE NUMBER: BC375265 D-62

TO ATTORNEYS AND PARTIES WITHOUT ATTORNEYS: A dismissal was entered in this action by the clerk as shown on the Request for Dismissal. (Attach a copy completed by the clerk.)

Date: January 22, 2009

Seth Miller, Esq.

(TYPE OR PRINT NAME OF ATTORNEY PARTY WITHOUT ATTORNEY)

(SIGNATURE)

PROOF OF SERVICE

1. I am over the age of 18 and not a party to this cause. I am a resident of or employed in the county where the mailing occurred. My residence or business address is:
 King, Holmes, Paterno & Berliner, LLP, 1900 Avenue of the Stars, 25th Floor, Los Angeles, CA 90067
2. I served a copy of the Notice of Entry of Dismissal and Request for Dismissal by mailing them, in a sealed envelope with postage fully prepaid, as follows:
 - a. I deposited the envelope with the United States Postal Service.
 - b. I placed the envelope for collection and processing for mailing following this business's ordinary practice with which I am readily familiar. On the same day correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service.
 - c. Date of deposit: January 22, 2009
 - d. Place of deposit (city and state): Los Angeles, CA
 - e. Addressed as follows (name and address):
 Keith A. Fink, Esq., 11500 West Olympic Blvd., Suite 316, Los Angeles, CA 90064
 Randall J. Dean, Esq., 11900 W. Olympic Blvd., Suite 800, Los Angeles, CA 90064
 Edwin F. McPherson, Esq., 1801 Century Park East, 24th Floor, Los Angeles, CA 90067
3. I served a copy of the Notice of Entry of Dismissal and Request for Dismissal by personally delivering copies to the person served as shown below:
 Name: _____ Date: _____ Time: _____ Address: _____

4. I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: January 22, 2009

Dina Webb

(SIGNATURE OF DECLARANT)

(TYPE OR PRINT NAME)

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CIV-110

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name & Address):
 Howard E. King, Esq. - SBN 07701 (310) 282-8989
 Seth Miller, Esq. - SBN 175130
 KING, HOLMES, PATERNO & BERLINER, LLP
 1900 Avenue of the Stars, 25th Floor
 Los Angeles, California 90067-4506

TELEPHONE NO.:
 (310) 282-8989

ATTORNEY FOR (Name):
 Dfts BRIAN WARNER pka MARILYN MANSON, et al.

Insert name of court and name of judicial district and branch court, if any:
 LOS ANGELES SUPERIOR COURT
 CENTRAL DISTRICT

PLAINTIFF/PETITIONER: STEPHEN BIER P/K/A MADONNA WAYNE GACY,
 DEFENDANT/RESPONDENT: BRIAN WARNER P/K/A MARILYN MANSON, et al.

REQUEST FOR DISMISSAL

Personal Injury, Property Damage, or Wrongful Death
 Motor Vehicle Other
 Family Law
 Eminent Domain
 Other (specify): Breach of Contract

FOR COURT USE ONLY

FILED

LOS ANGELES SUPERIOR COURT

JAN 02 2009

JOHN A. CLARKE, CLERK

M. Carrillo
 BY M. Carrillo, DEPUTY DEC 31 2008

FLING WINDOW

CASE NUMBER:
 BC375265

- A conformed copy will not be returned by the clerk unless a method of return is provided with the document. -

1. TO THE CLERK: Please dismiss this action as follows:
- a. (1) With prejudice (2) Without prejudice
- b. (1) Complaint (2) Petition
 (3) Cross-complaint filed by (name):
 (4) Cross-complaint filed by (name):
 (5) Entire action of all parties and all causes of action
 (6) Other (specify):* First Cause of Action in First Amended Cross-Complaint of Defendants,

on (date):
 on (date):

Marilyn Manson Records, Inc., Satan's Bake Sale, Inc and Jimmy's Touring, Inc. filed 2/5/08
 Date: December 31, 2008
 KING HOLMES PATERNO & BERLINER, LLP

Seth Miller, Esq.
 (TYPE OR PRINT NAME OF ATTORNEY PARTY WITHOUT ATTORNEY)

[Signature]
 (SIGNATURE)
 Attorney or party without attorney for:
 BRIAN WARNER pka MARILYN MANSON, et al.
 Plaintiff/Petitioner Defendant/Respondent
 Cross-complainant

* If dismissal requested is of specified parties only of specified causes of action only, or of specified cross-complaints only, so state and identify the parties, causes of action, or cross-complaints to be dismissed.

2. TO THE CLERK: Consent to the above dismissal is hereby given.**
 Date:

(TYPE OR PRINT NAME OF ATTORNEY PARTY WITHOUT ATTORNEY)

[Signature]
 (SIGNATURE)
 Attorney or party without attorney for:
 Plaintiff/Petitioner Defendant/Respondent
 Cross-complainant

** If a cross-complaint or Response (Family Law) seeking affirmative relief is on file, the attorney for cross-complainant (respondent) must sign this consent consent if required by Code of Civil Procedure section 581(f) or (j).

ORIGINAL

- (To be completed by clerk)
- Dismissal entered as requested on (date): **JAN - 2 2009**
 Dismissal entered on (date):
 Dismissal not entered as requested for the following reasons (specify):
- b. a. Attorney or party without attorney notified on (date):
 b. Attorney or party without attorney not notified. Filing party failed to provide
 a copy to conform means to return conformed copy

Date: **JAN - 2 2009** **JOHN A. CLARKE** Clerk, by *[Signature]* Deputy

1 PROOF OF SERVICE

2 STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

3 I am employed in the County of Los Angeles, State of California. I am over the age of 18
4 and not a party to the within action; my business address is 1900 Avenue of the Stars, 25th Floor,
Los Angeles, California 90067-4506.

5 On December 31, 2008, I served the following document(s) described as **REQUEST FOR**
6 **DISMISSAL** on all interested parties in this action by placing true copies thereof addressed as
follows:

7 See Attached Service List

8 BY MAIL, enclosed in sealed envelope(s): I am "readily familiar" with the firm's practice
9 of collection and processing correspondence for mailing. Under that practice it would be
deposited with the U.S. postal service on that same day with postage thereon fully prepaid at Los
10 Angeles, California in the ordinary course of business. I am aware that on motion of the party
served, service is presumed invalid if postal cancellation date or postage meter date is more than
one day after date of deposit for mailing in affidavit.

11 BY FEDERAL EXPRESS DELIVERY, enclosed in sealed envelope(s): I am "readily
12 familiar" with the firm's practice of collection and processing items for Federal Express delivery.
Under that practice it would be deposited at Los Angeles, California, in an envelope or package
13 designated by Federal Express in a facility regularly maintained by Federal Express or delivered to
a courier or driver authorized to receive documents on its behalf with delivery fees paid or
14 provided for.

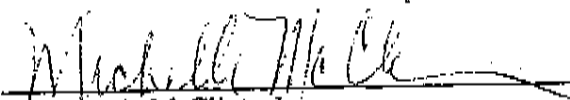
15 BY PERSONAL SERVICE, enclosed in sealed envelope(s): I delivered such envelope(s)
by hand to the office of the addressee(s).

16 BY FACSIMILE: I caused the foregoing document(s) to be served by facsimile
17 transmission from sending facsimile machine number (310) 282-8903. to each interested party at
the facsimile machine telephone number shown. Each transmission was reported as complete and
18 without error. A transmission report was properly issued by the sending facsimile machine for
each interested party served.

19 Executed on December 31, 2008, at Los Angeles, California.

20 (State) I declare under penalty of perjury under the laws of the State of California
21 that the above is true and correct.

22 (Federal) I declare that I am employed in the office of a member of the bar of this
Court at whose direction the service was made.

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Michelle A. McClintock

SERVICE LIST

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