

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

GRANT HEILMAN PHOTOGRAPHY, INC. : CIVIL ACTION  
: :  
Plaintiff, :  
v. :  
: :  
THE MCGRAW-HILL COMPANIES, INC., and : NO. 12-2061  
JOHN DOES PRINTERS 1-10, :  
: :  
Defendants :

**AMENDED JUDGMENT AND SCHEDULING ORDER**

**AND NOW**, this 20<sup>th</sup> day of August, 2015, following a recorded telephone conference with counsel on August 18, 2015, concerning the amount of damages to be awarded to plaintiff and further proceedings in this case, it is hereby **ORDERED**:

1. The Judgment (ECF 180) previously entered September 24, 2014 on the jury verdict in the amount of \$127,087.00 is, pursuant to subsequent Court Orders, **VACATED** and **AMENDED** as follows:

Actual Damages	\$	36,157.00
Lost Profits	\$	28,477.00

Thus, Judgment is entered in **FAVOR** of plaintiff and **AGAINST** defendants in the amount of \$64,634.00.

2. Following review of the reports of the parties concerning future proceedings (ECF 263 and 265):

(a) Plaintiff shall file a chart within thirty (30) days of the date of this Order showing, for each of the remaining 2,339 claims at issue, and subject to the Court's rulings,

(i) its calculation of actual damages, (ii) information available to plaintiff as to the calculation of lost profits, and (iii) any claims which plaintiff believes are eligible for statutory damages.

(b) Defendants shall, within thirty (30) days thereafter, (i) admit or deny the amounts for each claim, (ii) state facts they intend to introduce into evidence as to each claim for actual damages or lost profits, (iii) admit or deny the eligibility for statutory damages of any claims plaintiff contends are so eligible; and (iv) state facts they intend to introduce into evidence as to each claim for statutory damages.

(c) Plaintiff may file a reply within fourteen (14) days.

(d) The parties may supplement these filings with proposed stipulations and suggestions for expediting the trial.

3. The Court will then determine the nature of the jury trial to conclude the award of damages to plaintiff in this case based upon the jury's prior findings on liability and damages, subject to either stipulations as to the calculations of actual damages and lost profits, Court Orders or Jury Instructions, as may be appropriate under the facts and the law.

4. Following the Court's determination of the nature of the final trial in this case to determine the amount of damages awarded to plaintiff, the Court will schedule a pretrial conference and/or hearings, and a trial date.

**BY THE COURT:**

**/s/ Michael M. Baylson**

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**Michael M. Baylson, U.S.D.J.**