

ULTRAVIOLET: CODE 044

How Ultraviolet: Code 044 Infringes Plaintiff's Butterfly Driver

Sony Pictures Entertainment's 12 episode Japanese anime TV series *Ultraviolet: Code 044* (**UV: Code 044**) centers on a female hero named 044 (pronounced "forty-four"), and the story grossly infringes the Plaintiff's screenplay(s) *Butterfly Driver* and/or *Uberopolis: City of Light*. The story's disjointed plot suggests that Sony Pictures simply created *UV: Code 44* to infringe (steal) as many of the Plaintiff's story-structures, expressions and ideas as possible. This section describes and enumerates **48 infringing elements** found in *UV: Code 044*.

To confirm infringement, this section contains 51 screenshots (many of which have been cropped to conserve space) from *UV: Code 044*, including captions created for English markets.

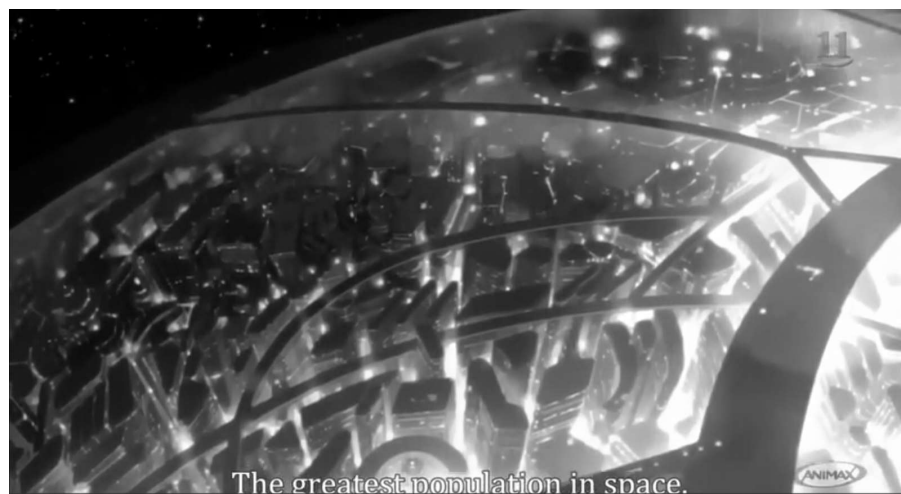
The 48 infringing aspects are delineated and enumerated in the following passages, in **bold**.

1. **The story features a central setting that is a a giant, miles-wide orbiting satellite city (Jannaus), which, like the Plaintiff's satellite city (Uberopolis), features giant skyscrapers, large water features and is covered by a GIANT CLEAR GLASS DOME. On page 25 of his January 16, 2006 (emailed) version of Uberopolis: City of Light, the Plaintiff described his giant, revolutionary satellite city as follows:**

"The massive city of Uberopolis is finally seen up close. It is enclosed in an enormous 12 inch thick polycarbonate-thermoplastic spherical, **transparent (like glass) shield**. The outer shield has about about 50 airlock shuttle entry points, scattered near the city floor, to keep the sky view clear -including 10 long, tubular airlocks that allow long shuttle trains to enter and exit. There are 2 large golf courses and **countless high rise apartments, innumerable narrow roads** with magnetic-**electric cars**, two small lakes and a large harbor area teeming with aquatic life. The underside of the city is divided into the underwater side of the harbor, and a dense green forest, very usable by the citizens of Uberopolis, since there is no up or down in the weightless environment. The dense forest and green aquatic life, provide much of the air for the sealed biosphere. Around the outside of the glass encased structure flying work vehicles and shuttles fly about. **Inside the dome, thousands of tiny vehicle drive the streets, dwarfed by the enormity of the city.**"



The Satellite City, Jannaus (or Neo Tokyo); seen 17:30 into the first episode.



The Satellite City, Jannaus (or little Tokyo); seen 17:30 into the first episode.



2. **HERO WHO REPRESENTS HOPE. Infringing the Plaintiff's *Butterfly Driver*, UV:**
- Code 044 features a hero (044) who represents hope, and whose selfless heroics inspire others to fight back against the cruel and oppressive government.**

The Plaintiff showed that Arlo represented hope by using several strategies, both verbal and visual:

- A. On pages 14 and 15 of *Butterfly Driver* the plaintiff included the following dialogue:

TAMARA
(shaking her head)
Faith comes from our unreasonably **hopeful** nature. How we survive. I put [my] unreasonable **hopes** in my A-Cell.

- B. On page 17, the Plaintiff included a key piece of dialogue about hope, which informs the audience that the Butterfly symbolizes hope:

TAMARA
A lot of slang in the zones ... I guess you call exiles "butterflies" because we're weak, chased by the wind from a thousand predators?
ARLO
(shrugging)
Maybe it's cause you represent **hope**.
Tamara shrugs, satisfied with the alternative.

- C. After establishing that butterflies symbolize hope, on page 54, Arlo notices that Benni is wearing a **butterfly** dream catcher. Then, on page 65, Benni gives Arlo her **butterfly** dream catcher.

- D. All of this leads to the final exchange on "hope" (pages 63 and 64 of *Butterfly Driver*):

Arlo opens the box, quickly, to find ...
ARLO (CONT'D)
The A-Cell.
Benni moves closer to see the A-cell -in perfect condition.
BENNI
How can it be here?
ARLO
Dylan sent it... I forgot.
BENNI

This means
ARLO
(whispering)
Hope is unreasonable.
BENNI

It means you can still help Tamara change the world.

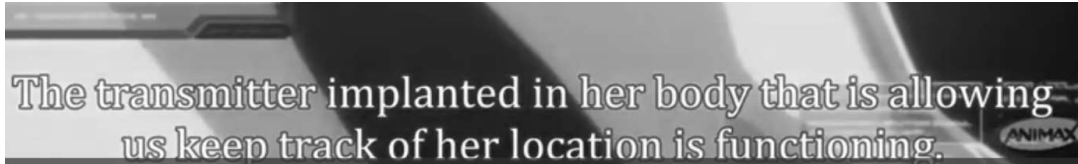
Because the viewers/readers know that the State has killed Tamara, the viewers/readers realize that Arlo is now **the last hope** to bring the A-cell to the world's attention, and save billions of lives.

UV" Code 044 **infringes this**, and makes 044 the hope of the phages and clones, as the character Sakuza, in episode 7, tells 044 that the world needs hope, and further explains that she, 044, was always Sakuza's hope.



3. The Government Inserts A GPS Tracker Into The Hero.

Infringing the Plaintiff's work (where the government inserts a tracking chip into Arlo's body on page 26 of Butterfly Driver), 30 seconds into episode 3 of *UV: Code 044*, 044 has a GPS tracker inserted into her body.



4. The hero cuts the tracking chip out of her body, to keep the government from finding him/her.

On page 33 of Butterfly Driver, the hero (Arlo) and his friend David must cut tracking chips out of their bodies.

In episode 4 of *UV: Code 044*, the hero, 044, cuts a tracking chip out of her body.



044 cuts the tracking chip out of her leg (episode 4).

Later in episode 4, a doctor examine 044 and says a GPS (tracking chip) was in 044's body.

5. The giant satellite city is not called by its proper name, it is called by a nickname. (In

Butterfly Driver and Uberopolis the characters refer to the satellite city of Uberopolis as "Sky Town"; in *UV: Code 044* the characters call the satellite city of Jannaus, "Neo Tokyo".)

6. **SKY-CYCLE.** In *Butterfly Driver*, the Plaintiff’s hero, Arlo, rode a **“SKY-CYCLE”** (a **FLYING** motorcycle-like vehicle **WITH A SIDECAR**) on Earth on and on the satellite city. Infringing this, in *UV: Code 044* the hero (044) drives a flying sky-cycle (with sidecar) on Earth and on the satellite city. Arlo drives the sky-cycle on Earth on pp 6, 8, 10, 11, 12, 17, 18, 20, and on the satellite city on pp 85, 88, 90, 91. On Uberopolis the sky-cycle was also referred to as a “sky-ranger” (see *Butterfly Driver*, pp 76, 85, 86, 92). On page 6 of *Butterfly Driver*, the Plaintiff described the sky-cycle:

“Arlo walks to a small vehicle, called a SKY-CYCLE (resembling a large motorcycle **with a sidecar**) parked in the rear of the garage.”

UV: Code 044 infringes the Plaintiff’s concept of and use of the sky-cycle.



044 rides a cycle WITH SIDECAR on the satellite city, Neo Tokyo (Jannaus).



044 rides a sky-cycle, WITH SIDECAR, on the satellite city, Neo Tokyo (Jannaus).



044 rides a sky-cycle on Earth.

7. Military vehicles loom over the oppressed city(s).

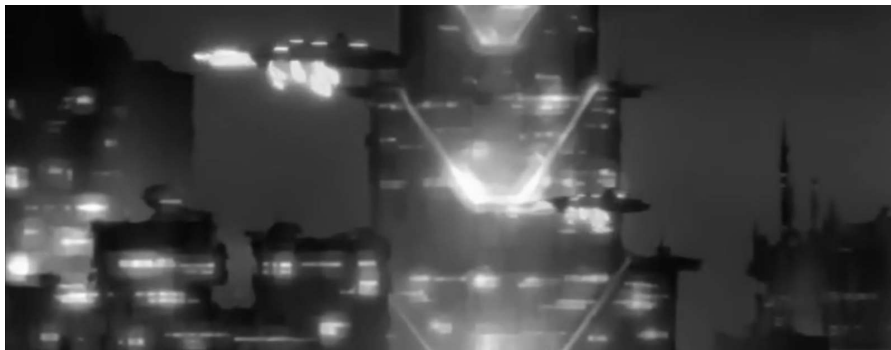
Page 1, para 3, of the January 16, 2006 emailed version of *Uberopolis: City of Light* reads:

“On the streets around them futuristic police and military vehicles **hover ominously** above the street as they **cruise slowly about**, belching ever-more pollution...”

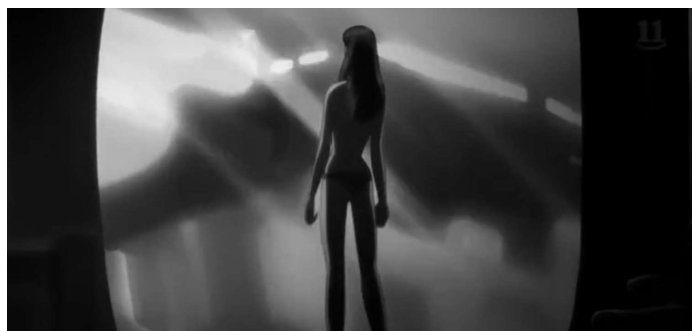
And on page 57 of the Jan 16, 2006 emailed Uberopolis script:

“In the distance **army** and **police** vehicles **cruise** the unsecured zone casually.”

Infringing the plaintiff’s ideas, UV: Code 044 features looming police and military vehicles.



Police and military vehicle hover and cruise about slowly in the air over Central City, episode 1.



044 sees a giant military vehicle slowly fly past her bedroom window (3:21, episode 1).

8. **Infringing the Plaintiff’s Butterfly Driver, in UV: Code 044, inside the the giant dome of the satellite city, vehicles fly about, and the hero is chased in and by these flying vehicles.**



In UV: Code 044, 004 races to escape bounty hunters on the satellite city, Neo Tokyo.

9. **Infringing the Plaintiff’s Butterfly Driver, in UV: Code 044 the orbiting super-satellite city features giant TV billboards on the city streets.**

Page 86 of Butterfly Driver, Arlo looks at one of the giant TV billboards and gets an idea:

“Arlo looks up to see the final moments of Drexler's TV interview on a giant boulevard tv billboard. ON ELECTRONIC BILLBOARD”

UV: Code 044 infringes this story/setting aspect, too.



Above: 2 of the many TV billboard seen on the streets of satellite city, in UV: Code 044.

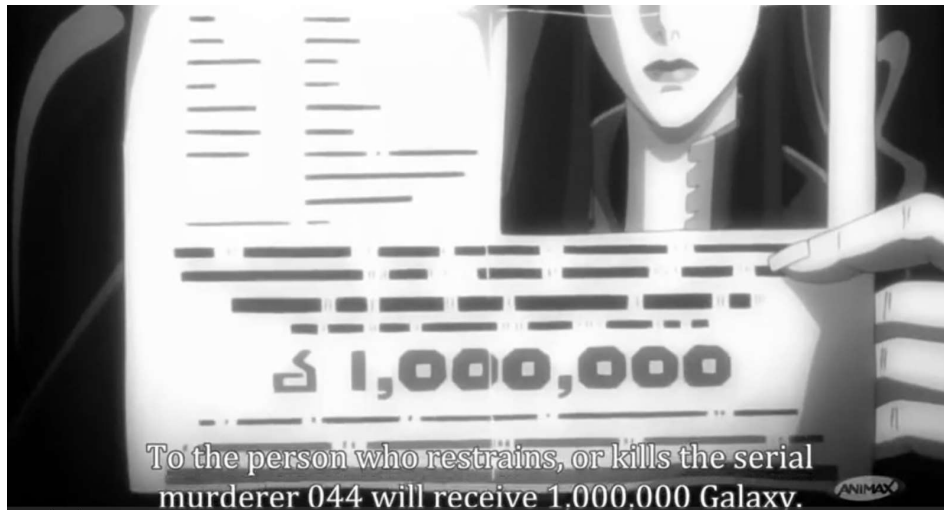
10. Infringing the Plaintiff's *Butterfly Driver*, in UV: Code 044 the hero is tracked by bounty hunters, but the hero kills the bounty hunters. On page 10 of *Butterfly Driver*,

as Roddy dies, he explains that bounty hunters killed him, and they are after Arlo:

RODDY:

Bounty hunters set us up to find the butterfly -Tamara. They beat us ... We couldn't give up the warehouse. Isaac broke and told 'em you were here. You got a bigger bounty than Gwynn. They found your name in Ike's omni-com. Won't be long before they break his code and get your info. Save your family.

UV: Code 044 infringes this, as the hero 044 is also chased by bounty hunters.



In episode 4 a bounty is placed on 044 head.



In Episode 6, more bounty hunters pursue 044.



In the 4th episode a bounty hunter goes to the satellite city, Neo Tokyo, to kill 044.

11. THE HERO MUST TRAVEL IN SPACE, from a polluted, dirty future-Earth, to to a giant orbiting satellite city, which is enclosed within a giant glass-like dome.

12. Infringing the Plaintiff's *Butterfly Driver*, in UV: Code 044's plot involves the quest for a cheaper, more efficient fuel source. In *Butterfly Driver* that fuel source was Tamara's A-cell, in UV: Code 044 it is a fuel that is 3 times more efficient than conventional gas —call magna dite (episode 5).

13. Infringing the Plaintiff's *Butterfly Driver*, in UV: Code 044 an important character gives the hero a NECKLACE, which later factors into a miraculous event.

Page 65 of *Butterfly Driver*, Benni (a warrior woman) gives Arlo a dream-catcher necklace:

Benni removes her yellow **dream-catcher** necklace and puts it around Arlo's neck.

BENNI
For luck.
ARLO
Thanks.

Later in *Butterfly Driver*, on page 113, as Arlo appears to close his eyes to die, he has a dream in which he sees the dreamcatcher, which triggers a memory that wakes Arlo and thrusts

him into a sudden a heroic action that saves much of the world:

A RED LIGHT FLASHES in the cargo hull. An ALARM BLARES.
Deep in Spike's eye, Arlo sees the spiral of Benni's yellow butterfly **dream catcher**.
END DREAM SEQUENCE

UV: Code 044 infringes this story structure. In episode 9, Sakuza (044's supervisor) gives 044 a necklace, and instructs her to wear it and use it (pushing zero 3 times) "only if you ar left with no other choice. And then... a miracle might just happen." When 044 uses the necklace a miracle happens, as she and her travelling companion, Garcia, are rescued and taken to safety.



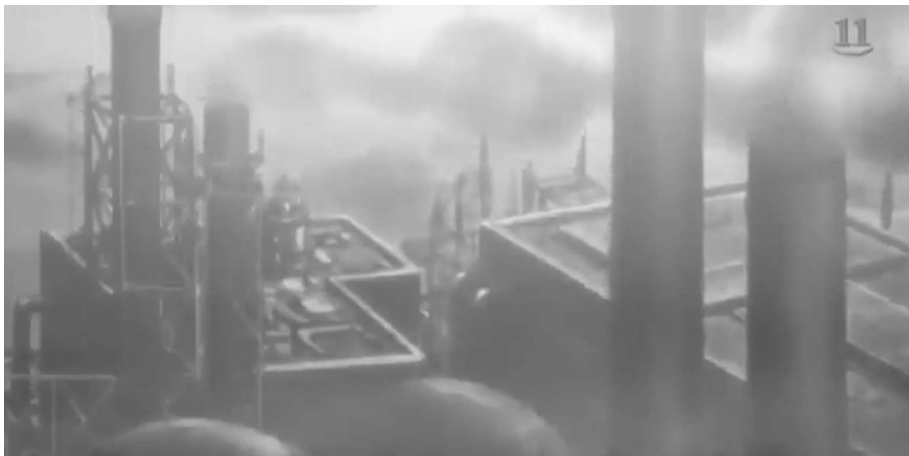
Sakuza gives 044 a necklace that might deliver a miracle.

14. A central settings is grossly polluted, and pollution and environmentalism factors into the story line.

In the Plaintiff's Butterfly Driver screenplay, pollution has wreaked havoc on the Earth and is killing millions annually, and environmentalism is a recurring and central story focus. *UV: Code 044* infringes this aspect with repeated mentions and views of pollution, and discussions about how mankind has harmed the Earth and other planets (although the Plaintiff has found no other mainstream anime titles with pollution and environmentalism featured as central and prominent story components).



Pollution in Central City (episode 1)



Later in the story, we see pollution on Jannaus.



UV: Code 044 features discussion of environmental harm caused by humans.

15. Bombed out building in ruins (Plaintiff believes that prior to his work, this setting was not featured as a setting in any sci-fi work, it has since been used hundreds of times.)

Page 46 of Butterfly Driver describe the ruined, crumbling building(s):

Thunder claps in the distance as he steps off the main road and stumbles over the **ruins** of an old multi-storied building.

Arlo proceeds over the **rubble**, to a surviving portion of the ruined building....

INT. RUINED BUILDING - DAWN Arlo enters the gutted building, confused...

Ultraviolet: Code 044 infringes this unique new setting.



Central City's crumbling skyline: See upper right (magnification of upper left); see middle right (magnification of middle left), and bottom from episode 1.

16. Homeless people and trash in the street. The Plaintiff's work described pollution and homelessness in the districts, notably on page 1 of Uberopolis: City of Light:

EXT. A GLOOMY RUN-DOWN CITY STREET -- NIGHT Beneath a polluted night sky, an attractive mother (Rianna, about 40) walks alongside her lean teen-aged son (John Carl) on a gritty street of an impoverished town. She carries a small bag of groceries while her son carries his sister, Franny. On the streets around them futuristic police and military vehicles hover ominously above the street as they cruise slowly about, belching ever-more pollution into the air; homeless people burn fires in trash cans and barrels to keep warm; children run in and out of rundown tenement housing; a few teens wearing headphones sniff paint from a plastic bag in the shadows; other shabbily dressed teen-aged boys wearing headsets and headphones stand eerily on the corners and stoops, scanning the street predatoril...

Ultraviolet: 044 infringes this.



Homelessness in Central City (7:34, episode 1).



Garbage on the sidewalk streets of Central City (7:34, episode 1).

17. The government scans the body of the hero.

On page 26 of *Butterfly Driver*, Arlo's body is scanned by the government

8:31 (8 minutes, 31 seconds) into episode 1 of *UV: Code 044*, 044's body is scanned.



18. Infringing the Plaintiff's *Butterfly Driver*, in *UV: Code the hero (044)* must obtain FAKE identification to get into government territory.

In *Butterfly Driver* Arlo goes to extreme lengths to make contact with a number of underworld figures to get fake ID to get into State territory and to get back to Uberopolis.

UV: Code 044 infringes this story structure (in episode 10, about 17 minutes and 30 seconds in), as 044 must get fake ID to get into State territory.





The subtitles confirm that 044 gets fake ID's to get back into government territory.

19. WANTED HERO. Infringing the Plaintiff's *Butterfly Driver*, UV: Code 044's hero is a fugitive, wanted by the government, and is pursued for the duration of the story.

The Plaintiff's hero, Arlo, is wanted and is pursued for the duration of the screenplay. In episode 3 of UV: Code 044, 044 takes action that cause her to become a fugitive, wanted by the government, and is pursued for the duration of the series.

20. Immigration theme. Infringing the Plaintiff's *Butterfly Driver*, UV: Code 044 contains an immigration theme, where the hero must travel to different locations to survive (she is pursued by bounty hunters), but because the hero is a wanted criminal, she trouble travelling (like an immigrant) because she lacks the proper identification and money. All of this infringes the Plaintiff's work. In *Butterfly Driver* (fall 2006), Arlo and his family must first immigrate because bounty hunters have come to kill Arlo; later, Arlo must immigrate into the State again, for medicine for his daughter. In the January 16, 2006, version of *Uberopolis: City of Light*, BOTH immigration event (1. Arlo with his family; 2. Arlo without his family) were related to the medical needs of his daughter.

21. A character who knows the hero's secret identity, but promises to protect the hero's identity, even though there is a high reward and bounty on the hero.

On page 7 of the Plaintiff's Uberopolis: City of Light a woman recognizes Arlo (who is using a fake last name), but she swears to keep his identity concealed:

FEMALE PARENT #2

I appreciate you teaching the kids to defend themselves against these bums. I'd like my son to join, but I have very little money, right now.

ARLO

The club is free. I accept small donations -when you can afford it.

FEMALE PARENT #2

Thank you, so much... I'm a great admirer of yours Mr. Grainer.

ARLO

I'm Mr. Noland.

The woman winks and moves closer to Arlo to whisper.

FEMALE PARENT #2

(whispering)

Don't worry. I'd never tell. I'm so proud to have you here
Good day.

The woman waves happily as she exits, leaving Arlo speechless.

UV: Code 044 infringes this unique plot structure (in episode 7), and features a character that recognizes the hero (044), but he assures the hero her identity is safe.



In episode 7, Sakuza reveals he knows 044 identity, but assures her he will not tell.

22. DREAMS FACTOR INTO THE PLOT, and the hero has a dream of ocean mammals (dolphins/whales).



044 dreaming about two whales (4:21, episode 1)

23. Infringing the Plaintiff's *Butterfly Driver*, UV: Code 044 trumpets the importance for people to keep trying, and/or never giving up.

On page 5 of *Butterfly Driver* we hear Arlo speak his first words, to a little girl:

Arlo demonstrates a "take-down" move. The kids repeat the move -except one little girl who fails to execute the move. Arlo shows her again. She tries again, and fails.

LITTLE GIRL

I can't get it.

ARLO

Just **keep trying**. That's the secret.

We'll get it tomorrow.

(p 5, *Butterfly Driver*)

To reinforce this, a few pages later in the *Butterfly Driver* script (page 14-15), a heroic female scientist tells Arlo about an expression that her father imparted to her when she was young, about not giving up—AND the scientist explains that she always thought of Arlo (the hero) when she heard the expression.

TAMARA

That's too bad. My father taught me,

"A war isn't over if one soldier's still fighting."
I always thought of you when he said it.

ARLO
YOU can be that soldier.

TAMARA
I'm prepared to be ...

ARLO
What's to fight for, anyway? I'm free of State
control out here.

After Tamara is murdered, as Arlo goes to impossible lengths to save his daughter and bring the A-cell to the world's attention, the astute reader/viewer realizes that "never stop trying" is one of the screenplay's most important messages.

UV: Code 044 parrots this by having Sakuza instruct: "**Never give up** before victory."



In episode 8, Sakuza instructs: "Never give up before victory."

24. Infringing the Plaintiff's *Butterfly Driver*, UV: Code 044 makes several references to the government's "central database." And like the Plaintiff's script, in UV: Code 044 a character asks another character to compare an analyze clues/information against the central database.

Page 78 of *Butterfly Driver*, as Howard to help Jerry solve a decades old crime,he explains:

HOWARD
They erased any mention of the capturing platoon from

The **State database**. I had to go to the prewar archives.

Similarly, in Uberopolis: City of Light (Jan 16, 2006), Jerry calls Howard for help:

JERRY MATTHIESSEN

He left me a tip of some kind. A toothbrush of a guy named Derek Eckhardt. Got that?

HOWARD MANN

Got it.

JERRY MATTHIESSEN

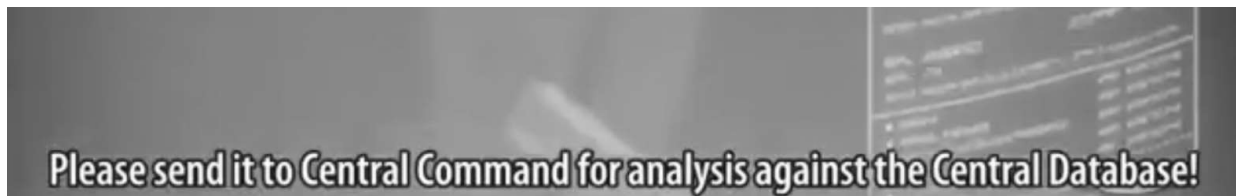
I just did a **DNA analysis** on it. I'm sending the results now.

Jerry pushes a telephone keypad on the "porta lab" and hits the buttons "send #1". A green light turns on.

JERRY MATTHIESSEN

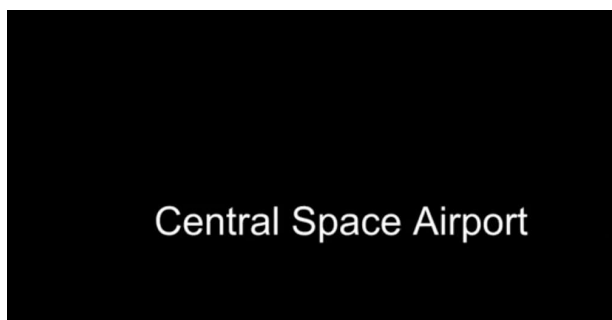
Check 'em against the **global medical records** going back to before the war and let me know if you get a match...

UV: Code 044 infringes these story elements, as the story makes several references to the central database and includes a request for an analysis against the central (State) database.



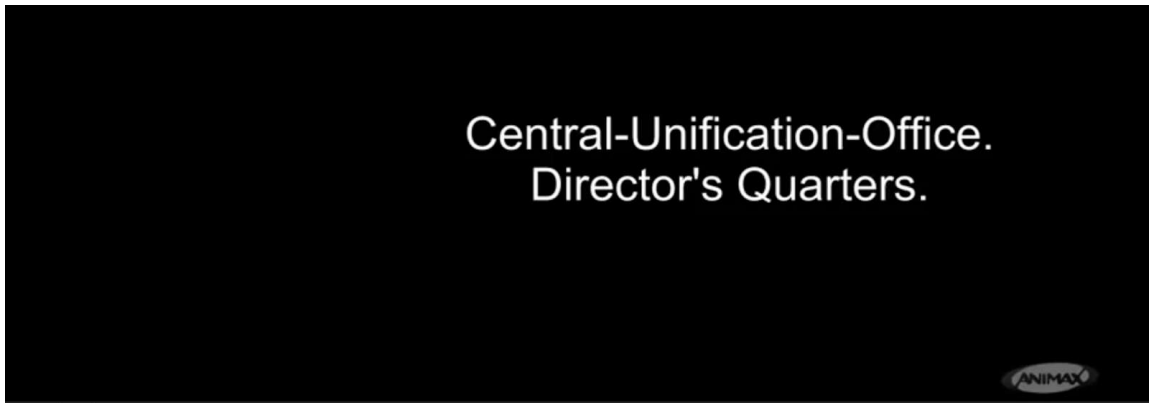
UV: Code 044 orders an analysis against the central database.

25. The story features a SPACE AIRPORT, where commuters and travellers travel to SPACE, as casually as people travel to different cities or countries today.



Throngs of travellers waiting at a spaceport in Central City (10:24, episode 1).

26. A war transpires before the story begins, uniting the world's central government. In the Plaintiff's *Uberopolis: City of Light* (January 16, 2006) the government is called the UNIFIED WORLD GOVERNMENT; in *Ultraviolet: Code 044* the government is called the CENTRAL UNIFICATION government.

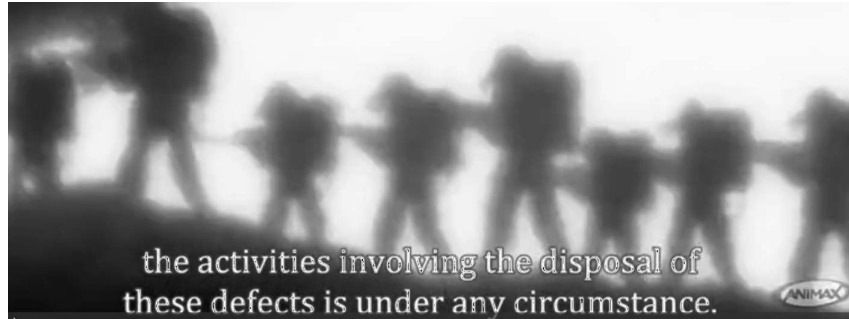


Screenshot from 5:31, episode 1

27. **Infringing the Plaintiff's work, like *Butterfly Driver*, UV: Code 044 hinges on a class conflict.** In the Plaintiff's work the class conflict was between the rich and the poor, while the class conflict in UV: Code: 044 was between humans and Phages and Clones.
28. **Infringing the Plaintiff's work, like *Butterfly Driver*, in UV: Code 044 the characters discuss a coming presidential election.**
29. **Infringing the Plaintiff's work, like *Butterfly Driver*, in UV: Code 044 the ruling party kills untold thousands or millions of the oppressed group, and repeatedly calls the act of killing undesirable social elements "disposal".**

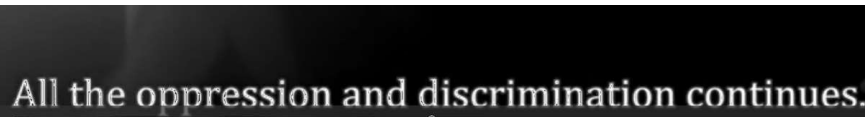
Butterfly Driver script pp 105, as the villain, DREXLER, says "Tell Warden Arnold to set the prisoner evacuation for disposal." Also see page 112.

The Plaintiff used this term to amplify the ruling class's disdain for the poor, likening their lives to trash. In UV: Code 044 the ruling humans call killing Phages "disposals".



In Episode 2 of *UV: Code 044* the ruling humans call the killing of Phages “disposal.”

- 30. Infringing on the Plaintiff’s work, like Butterfly Driver, UV: Code 044 shows the oppressed group living in “slums,” and confronts oppression and discrimination, (although oppression and discrimination are not a part of Japanese society).**



- 31. The story features multiple underwater scenes in a massive water feature on the super satellite city.**



044 swims in the Neo Tokyo sewer.

- 32. Infringing on the Plaintiff’s work, like Butterfly Driver, UV: Code 044 divides the world into zones (or districts), and frequently refers to these as districts.**



33. Infringing the Plaintiff's *Butterfly Driver*, UV: Code 044 features a character who is shot in the neck (all other bullets hit unspecified areas).



A character in UV: Code 044 is shot in the neck.

34. HERO CAUSES PANIC. While the hero races to evade police and accomplish his/her goal ON THE SATELLITE CITY, citizens report their alarm to officials.

On page 104 of *Butterfly Driver*, citizens first begin to panic and express their fear (to Chief Kanu) of the chaos being caused by Arlo. On page 83 of *Uberopolis: City of Light*, Chief Kanu then reports these fears to President Drexler:

CHIEF KANU

I want your permission to evacuate Uberopolis.

PRES. PETER DREXLER

What are you talking about?

CHIEF KANU

This guy is dangerous. I've got people in a panic out there,
and this city is too fragile for a guy like Grainer.

In episode 3 of *UV: Code 044* police report that the citizens are becoming scare by the destruction and death that 044 is causing.



35. the hero crashes a flying vehicle into an upper floor of a skyscraper, where the villain is located, thereby gaining access to the building by creating a hole in the building; thus, initiating the third and final act.

On page 91 and 92 of Butterfly Driver, Arlo crashes his sky-cycle into the 57th floor of Drexler Media Building, to confront Drexler, initiating the third (final) act:

EXT. STREETS OF UBEROPOLIS - NIGHT

Arlo suddenly steers the sky-cycle straight up, to the DrexlerMedia building's 57th floor.

Arlo takes a few rotations around the building, his eyes scanning for a very certain target.

Spying Drexler through the window, Arlo stomps the accelerator, and SMASHES the sky-ranger through the window of Drexler's conference room.

UV: Code 044 infringes this as, in the twelfth and final episode, 044 files a strange

device/vehicle into the skyscraper—where the villain is located, crashing a hole into an upper floor of the building, initiating the third and final act (although UV: Code 044 has 12 episodes, it only has three acts; episode 4-11 are just rising and falling action in the second act).



044 flies a strange device into an upper floor of the Central Unification Office building.



044 enters the hole she created by flying into the Central Unification Office building.

36. UV: Code 044 is set in approximately the same time period as Butterfly Driver.

From 2004 to 2007, the Plaintiff set his script in the year 2120, but in 2008, the Plaintiff changed the setting year to 2144. UV: Code 044 is set in 2132.

37. Code 044 infringes Plaintiff's revolutionary imposition of modern political problems

(immigration, class conflict, environmental issues) onto a sci-fi/adventure canvas.

38. VITAL NEW ENERGY SOURCE. In both works a vital new energy source that can improve the lives of people on Earth factors into the story. In *Butterfly Driver*, the new energy source is Tamara Gwynn's A-cells; in *UV: Code 044* the vital new energy source is fuel derived from "magnedite".



39. Episode 12 of *UV: Code 044* ends with 044 meeting her "mother," UltraViolet.

UltraViolet and 044 agree to leave the living world, until the world needs them again. The episode then ends with a song that has the final lyrics, "God only knows how far I will go." This emulate the Plaintiff's script's many deep spiritual elements (which, prior to the Plaintiff's work, were absent in Japanese anime).

40. Infringing the Plaintiff's *Butterfly Driver*, in *UV: Code 044* a female scientist/doctor inspires the hero to keep fighting.

On page 14 of *Butterfly Driver*, Tamara Gwynn (who put her "unreasonable hopes" into her A-cell—which would create safe, cheap fuel for humanity) says that she always thought of Arlo

when she heard the expression, “A war isn't over if one soldier's still fighting.” Arlo rejects this, and tells Tamara that she can be the last soldier. But at the end of the script (p 118), as Arlo resolves to return to the battlefield, to fight for a better world, his wife tells him: “You're the only one left fighting...” With that statement we know it was Tamara’s boundless hope and courage inspired Arlo back into the field, to be the last soldier fighting, if necessary.

UV: Code 044 infringes this, in episode 5, 49 seconds in, when 044 says that thanks to Matilda, 044 can have courage, to continue her fight.



THE ACCELERATOR

41. Infringing the “Accelerator” version of Plaintiff’s work, in Ultraviolet: Code 044 body scans are used to create digital profiles of citizens. This information is then entered into a massive, invasive database, to track and predict behavior.



A person's body is scanned by the government in **episode 8** of UV: Code 044.



We immediately learn that the body scan is used to make digital profiles of the person.



A character explains that the government collects so much information that the government even knows how many times a person sucks their fingers as they sleep.

42. Continually, in *UV: Code 044* the characters speak of “data,” this is taken from the “Accelerator” version of *Butterfly Driver*, from December 2006 and Jan 2007, in which the Plaintiff introduced the revolutionary original idea: “aggregated data.”



The screenshot above is take from the first minute of episode 2 of UV: Code 044.

- 43. Infringing the Plaintiff's *Butterfly Driver* (December 2006 Accelerator version), UV: Code 044 has recurring flashing "glitches" in episode 4 and 5.**



A glitch flashes across the screen in episode 4. The recurring glitches are not explained.

THE VILLAIN

- 44. Infringing the Plaintiff's *Butterfly Driver*, in UV: Code 044 the villain stands in a large conference room, in front of a large group of buriness men, with a large digital TV screen behind him; the villain commands the statesmen/businessmen's attention, share his perspective, then HUMILIATES one of the statesmen/businessleaders who makes a suggestion that the villain finds unwise.**

The scene in which the villain, President Drexler, humiliates a subordinate leader in front of many lower-ranking statesmen/business leaders is found on page 72 of Uberopolis: City of Light. The setting is described as follows:

“INT. UBEROPOLIS, DREXLER MEDIA BUILDING, CONFERENCE ROOM -- MOMENTS LATER

Near the top of the Drexler media center president Peter Drexler sits at a huge table with about 30 business leaders, of all ethnicities, in a very elegant conference room. Security guards surround the perimeter of the room.

ANGLE ON: ON A LARGE DIGITAL SCREEN BEHIND PETER IS A MAP OF THE WORLD.”

The dialogue where Drexler humiliates the subordinate, begins a few lines down (page 72):

BUSINESSMAN #1 / NICK

I agree. I'd just like to see a balanced tax system.

PRES. PETER DREXLER

Are you suggesting we increase taxes on the rich? Peter's expression flattens. He examines a few documents in front of him.

PRES. PETER DREXLER

Nick, population rates are way up in region 386 and 453 and markets are down. And the voting there is trending against us. Bring your regions in line or I'll zone them unsecured.

Don't expect the rich to subsidize your failures.

Nick sits in humbled silence.

UV: Code 044 infringes this as Daxos II speaks before a group of about 20 business men, in **episode 7**, then humiliates one of the businessmen for missing one key piece of information.



Daxos II stands before a large group of business men in episode 7, shares his perspective, then scolds one of them; behind Daxos is a large digital TV screen

45. The story features a powerful villain who discusses (with subordinate leaders) his plans to maintain order and control a subordinate group of people, and how to quell crime in the oppressed communities/zones/districts etc. (This occurs 6 minutes into

the first episode of UV: Code 044, as Daxos II discusses his plans to control the Phages.)

46. Infringing the Plaintiff's *Butterfly Driver*, the final act of UV: Code 044 (episode 12)

reveals that villain, Daxos II, has a disqualifying secret that makes him illegitimate.

In *Butterfly Driver* we learn that the villain Peter Drexler is not Peter Drexler. Rather, he is a man named Frank Midland, who murdered Peter Drexler, years earlier, and assumed his identity; thus, Drexler's/Midland's Presidency is illegitimate.

UV: Code 044 infringes this story structure, in the final (12th) episode, when we learn that the villain, Daxos II, is not a real human, but a clone (one of the lower groups that humans despise and oppress), making him illegitimate, and his expected run for President impossible.

47. "BONUS" INFRINGEMENT. Given the similarities between the villains of

***Butterfly Driver* and UV: Code 044, the Plaintiff finds it infringing that the villain's**

of UV: Code 44 is named "Daxos," which starts with the letter "D" and has an "X"

in the middle—like the Plaintiff's villain, named "Drexler," which starts with a

"D" and has an "x" in the middle.

MOOD

48. The mood of the contested works is identical: very dark, with a hopeful ending

GENRE

49. Both works are future-set (2144 and 2132), reality-based, dark, socio-political science fiction.