Ехнівіт В

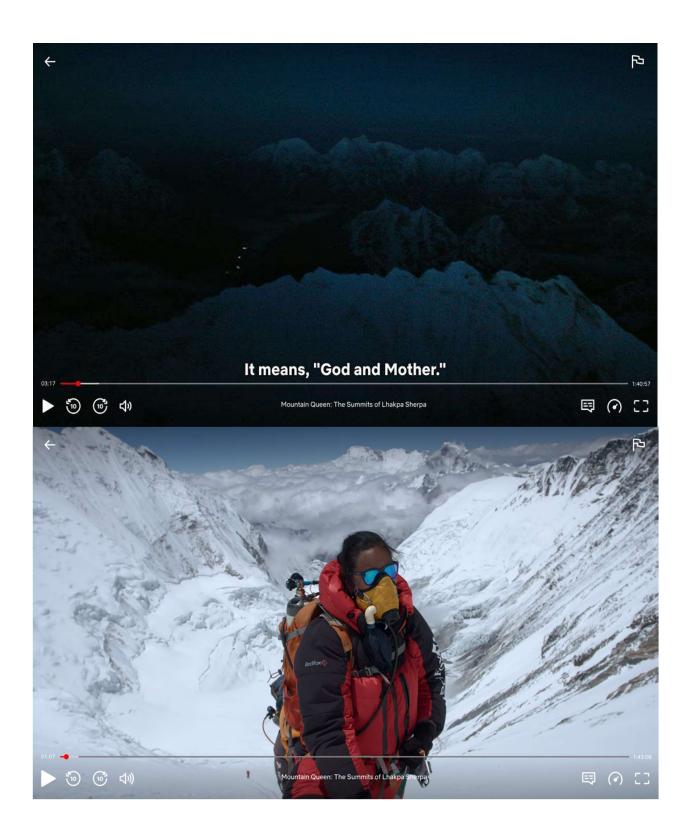
Copywritten **GODDESS OF THE SKY OUTLINE** created in 2017 with screenshots from the 2024 Netflix Movie: *Mountain Queen: The Summits of Lhakpa Sherpa*..

Please Note: anything written in quotation marks below is directly quoted from Plaintiff Alan Blassberg's Copywritten GODDESS OF THE SKY OUTLINE 1FZ produced in 2017, with the timestamp and corresponding screenshot(s) from the movie following it.

"Act 1"





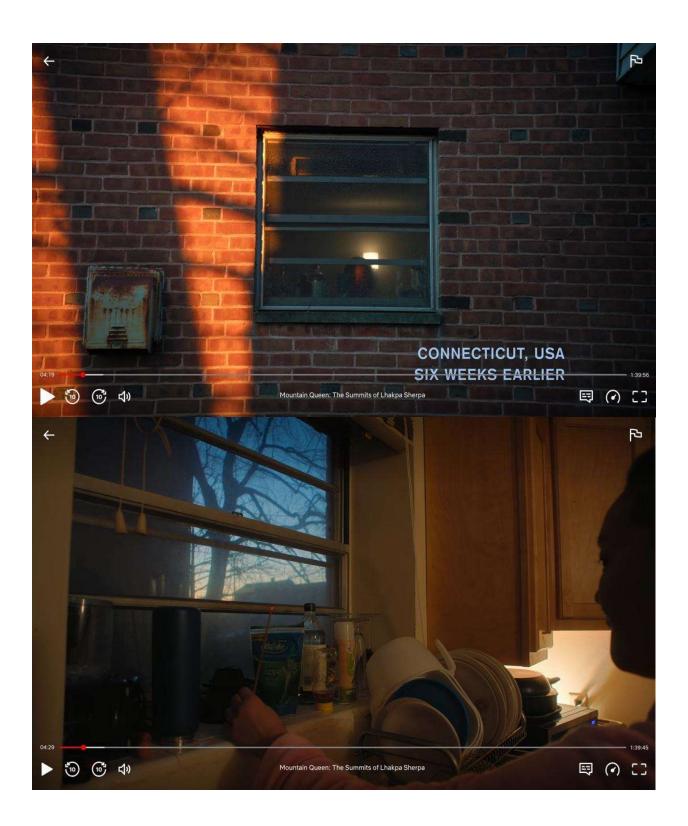


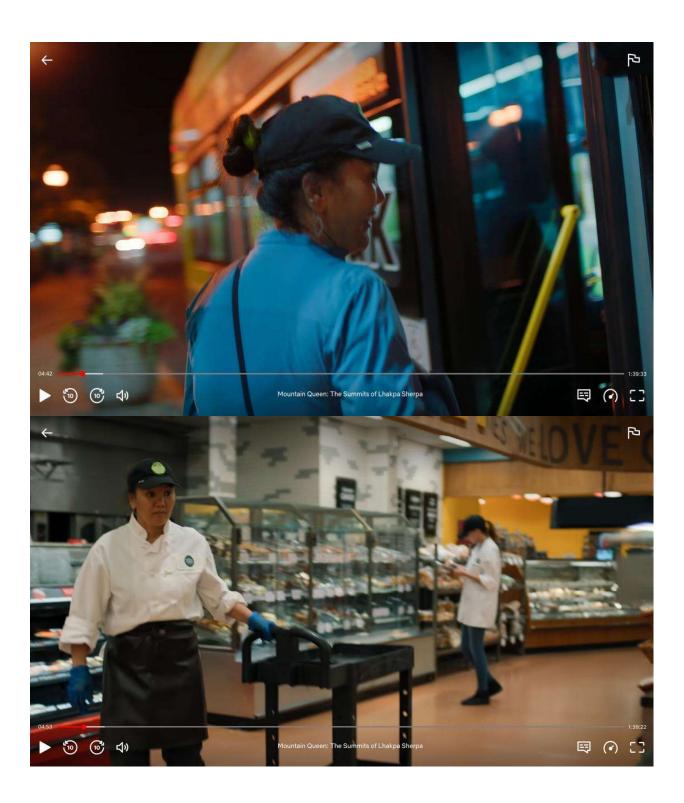


1B "Connecticut Apartment-Set the physical Stage-Struggle" 4:19-4:53

Immediately following the opening montage, *Mountain Queen* transitions to the apartment in West Hartford, Connecticut, mirroring the Outline's structure. The film swiftly shifts focus to depict the challenges of navigating public transportation and the realities of working a low-wage retail job. The Defendants have imitated the Plaintiff's unique creative decisions made to express the emotional tone of "struggle" in this context, instead of creating their own original approach.

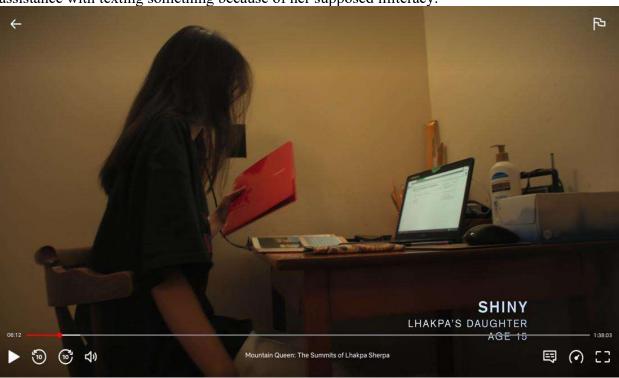


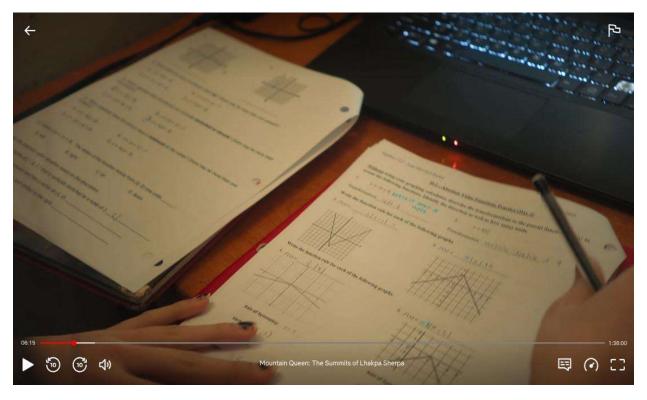


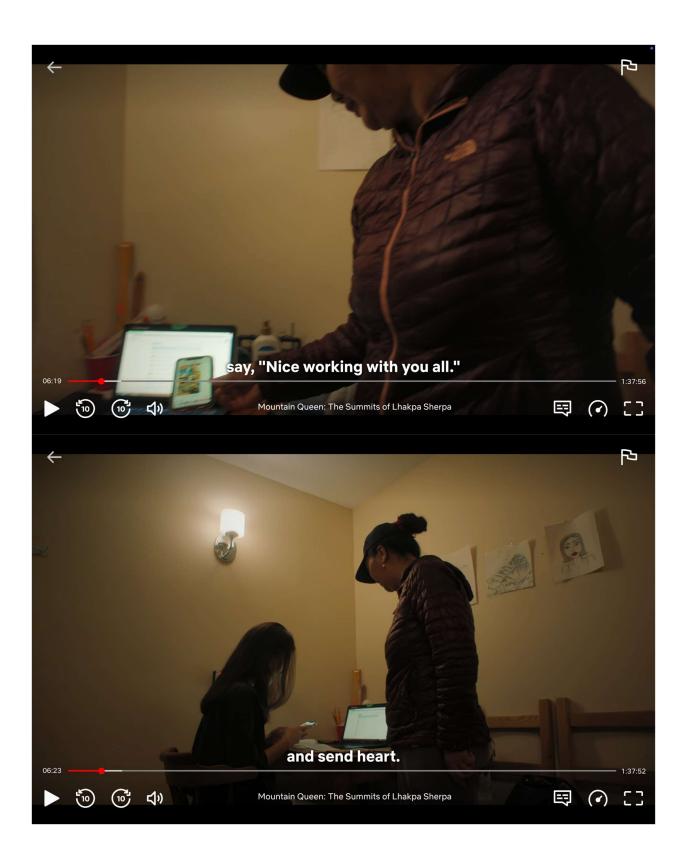


1C "Lhakpa interacts with her two daughters Sunny (12) and Shiny (9) (Mother and daughters bond) tighter then usual based upon the abuse they have all endured. Lhakpa is unable to help with their schoolwork as she is still learning to read and write. Emotional resentments?" 6:12-8:45

In *Mountain Queen*, when Lhakpa comes home from work, the primary emphasis is on education, as her daughter is busy with her homework. However, Lhakpa actually requires assistance with texting something because of her supposed illiteracy.

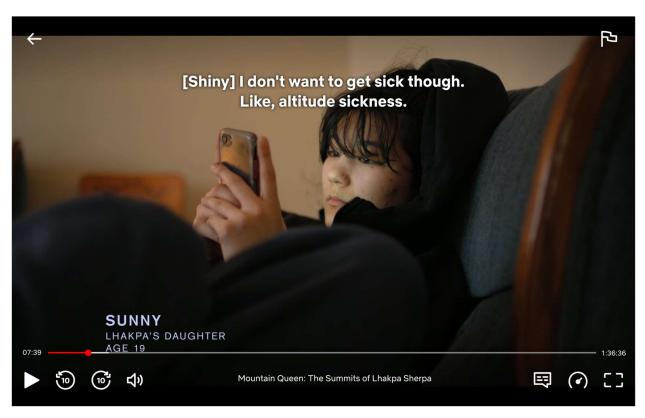


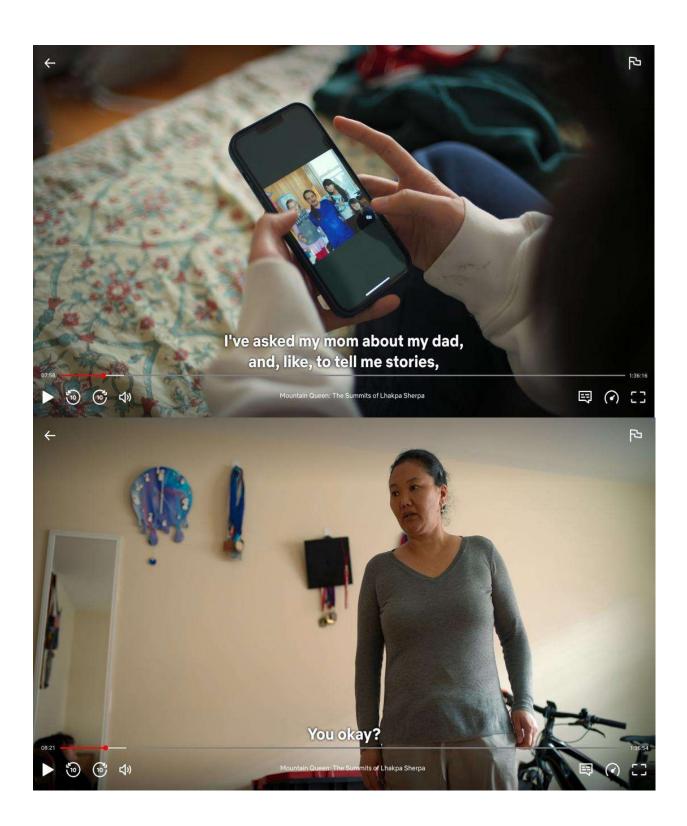




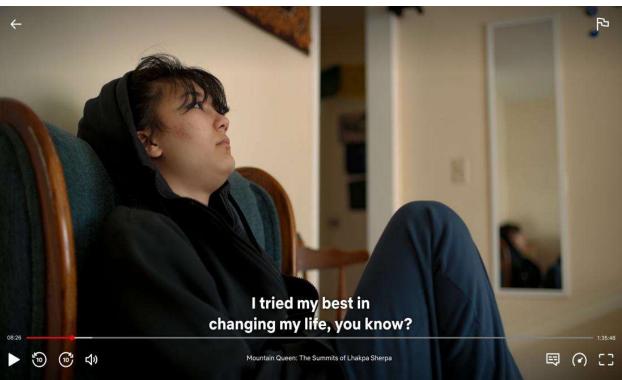


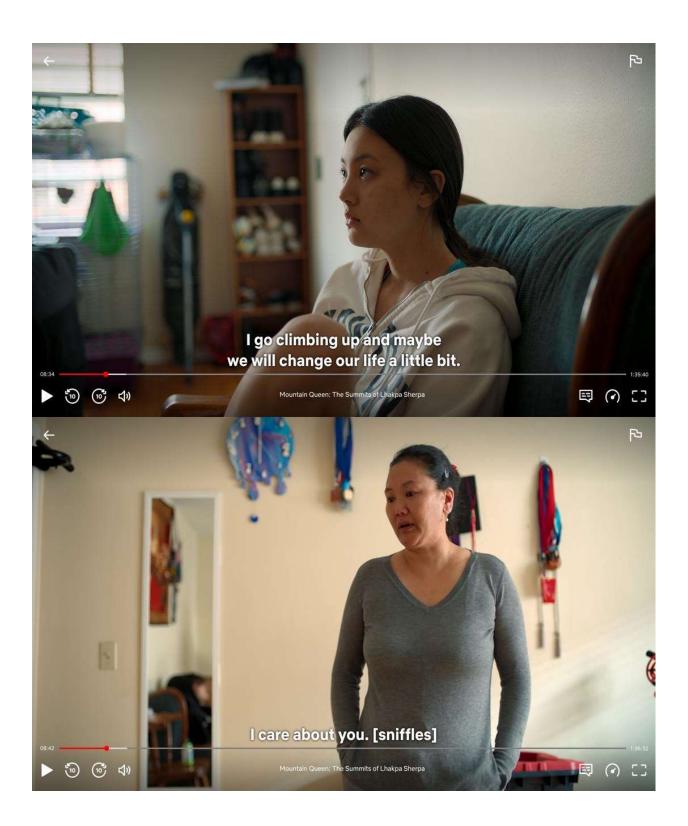
After dinner (See 1F, Supra) the emotional resentment that Lhakpa's daughters have regarding her career and family issues is clearly shown.

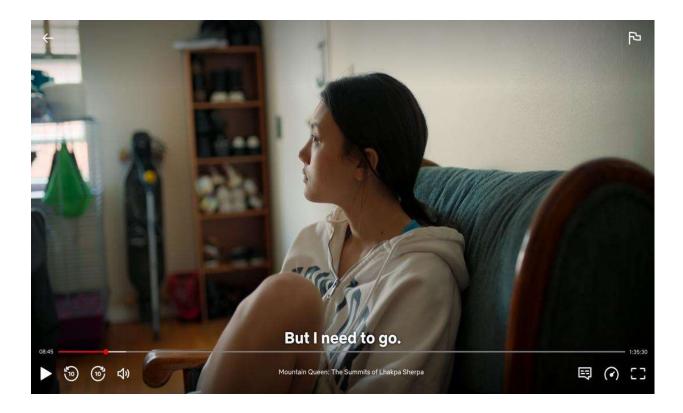






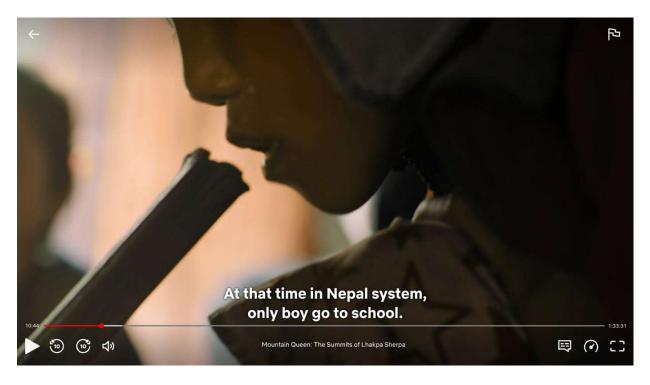






1D "Lhakpa knows how important schooling is and what an education can do for people. Education is the highest reward in Lhakpa's eyes." 10:44-11:03

This theme is touched on when Lhakpa describes her own lack of schooling.

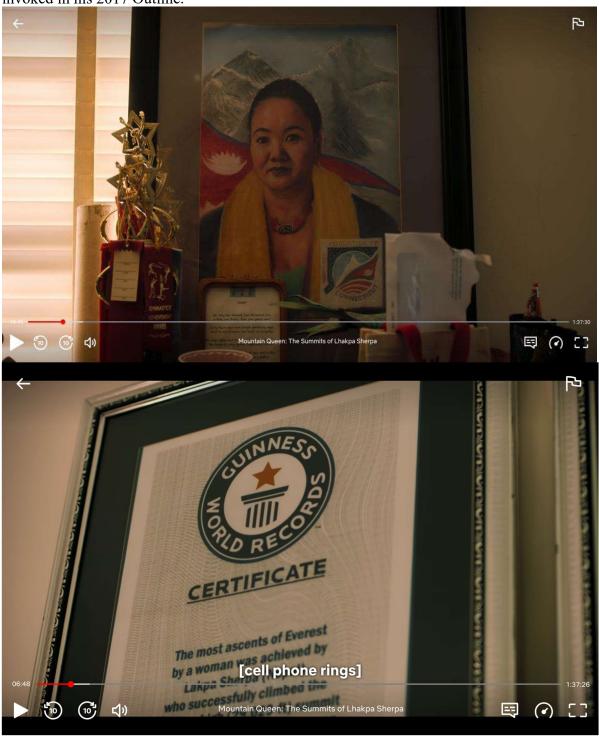






1E "Talks with her daughters about growing up with a mom who is the, "unknown hero" to a nation." 6:45-6:48

Just after dinner, (See Section 1F), Lhakpa's awards are shown. By contrasting them with her humble apartment, the producers of Mountain Queen evoke the same impression that Plaintiff invoked in his 2017 Outline.



Later in the film, the "unknown hero" aspect of her life is more explicitly addressed.



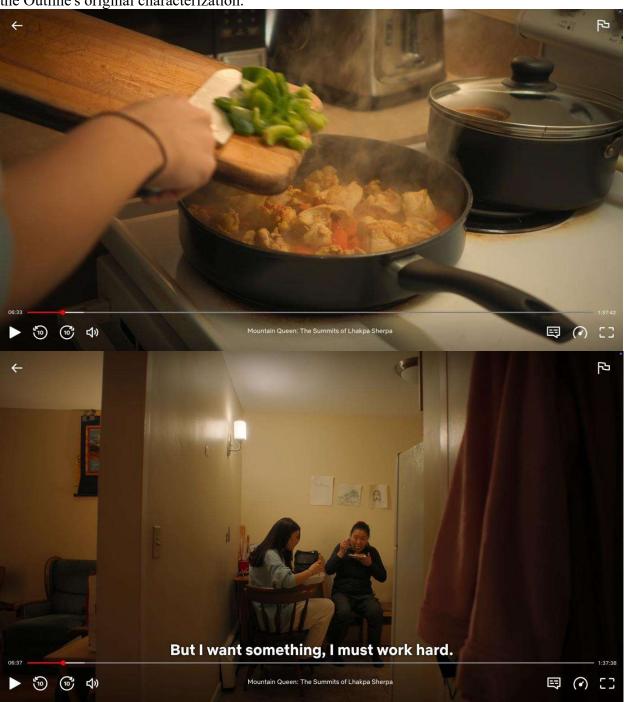






1F "Dinner is pretty simple as Lhakpa makes \$400 per week, she can't afford English lessons, school trips or any extras for that matter. Hard Living, but warm with familial love." 6:34-6:37

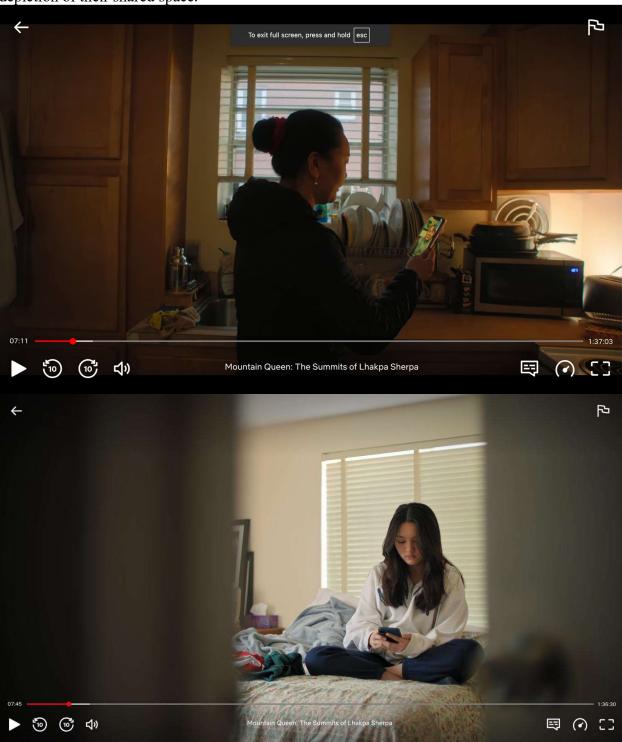
The film *Mountain Queen* visually depicts the financial struggles and familial warmth of Lhakpa's life, mirroring the *Goddess of the Sky Outline*'s description of her as "hard living, but warm with familial love." This direct replication of the Outline exemplified by this scene, showing the preparation and eating of a basic family dinner, constitutes a clear appropriation of the Outline's original characterization.



1G "As the hours dwindle we feel just how tight the living quarters are. All three family members live in the same room." 7:11-7:45, with later references

In Mountain Queen, at this point in the film, throughout the dinner time sequence, the film

highlights and emphasizes the cramped living conditions of the family, mirroring the Outline's depiction of their shared space.



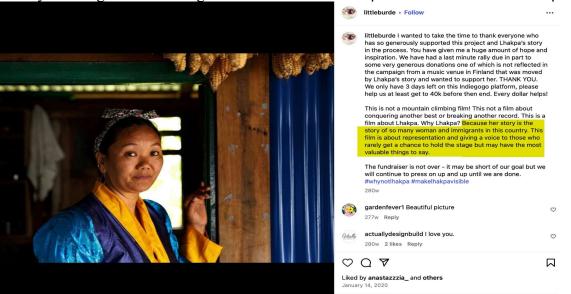
Soon afterwards, the sleeping arrangements are specifically referred to.



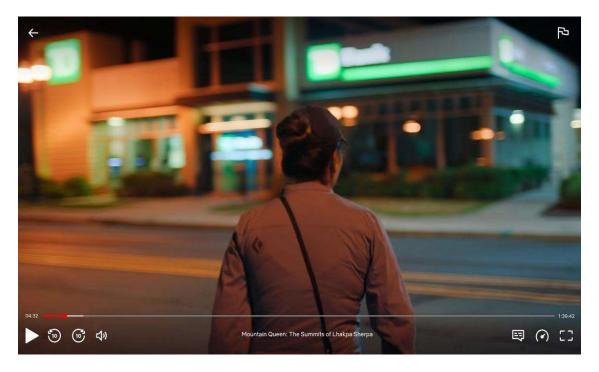


"2-Establish Routine -Walking to get the girls at school-work-school-home" 2A- "Lhakpa walks everywhere, she doesn't drive. Immigrant Angle -Timely-American dream is still alive and well."

This Instagram Post from Defendant Dalia Burde, owner of Avocados and Coconuts, on January 14, 2020, 1) appropriates the "Immigrant Angle" from the 2017 Outline to promote the film; 2) This social media post within 30 days of the contract period ending proves the Defendants were already shooting the film during the Plaintiff's contracted period with Defendant Lhakpa Sherpa.



As detailed in the Outline, *Mountain Queen* vividly portrays Lhakpa either walking or taking the bus during her time in Connecticut.

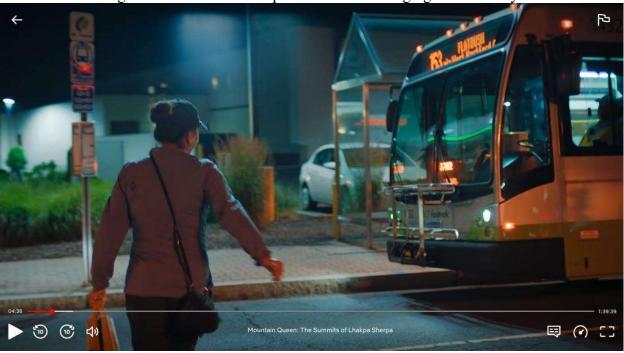


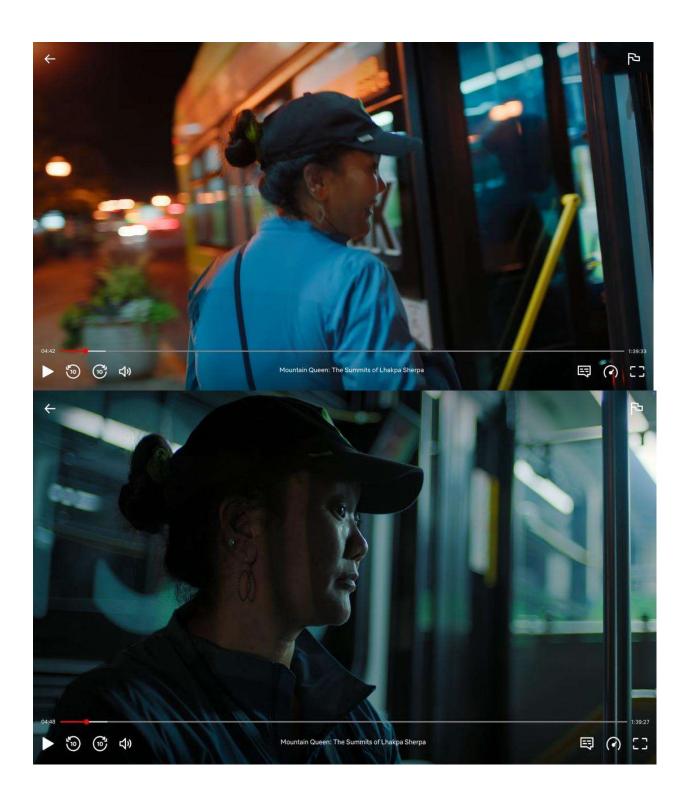
2B "We want the viewer to feel the slower pace of Lhakpa's life. She isn't tied to up to the minute electronics."

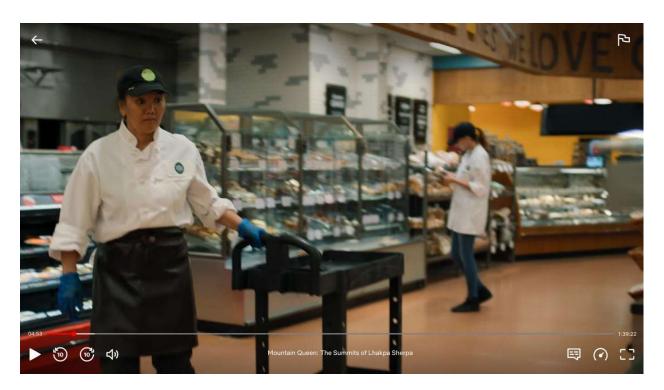
This characterization from the Outline applies to this section of movie, where Lhakpa barely uses electronics, only using her phone mainly to stay in touch with her brother via Skype. She is depicted as not being connected to the news or living a fast-paced life as a service worker.

2C "Lhakpa buses herself to work at Whole Foods where she washes dishes for 8 hours a day." 4:32-4:53

This scene is exactly the same as the 2017 Outline. Here the film depicts her commuting by bus to work at Whole Foods, where she spends eight hours washing dishes. These specific elements—her workplace, job responsibilities, and work hours—are unique creative choices Outlined in the original material and are replicated in the infringing documentary.







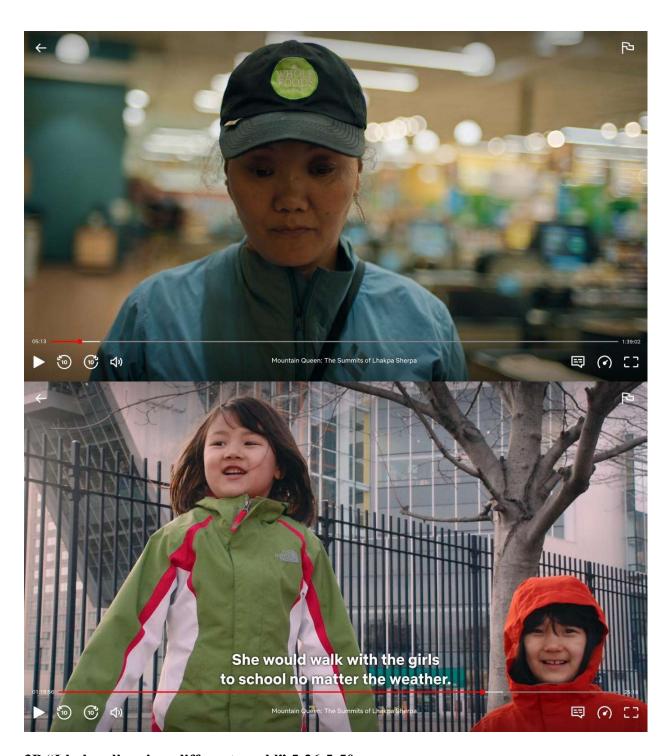
2D "If she isn't working there, she is cleaning houses for the well to do. We will paint Lhakpa's world in America. Talk to homeowners that know her only as the housekeeper and not the World Record holder."

At the time of filming, Lhapka was no longer working cleaning houses, so this element was omitted. She now owns an expedition company called Cloudscape Climbing.

"3-Apartment Block-Simplicity-Fear"

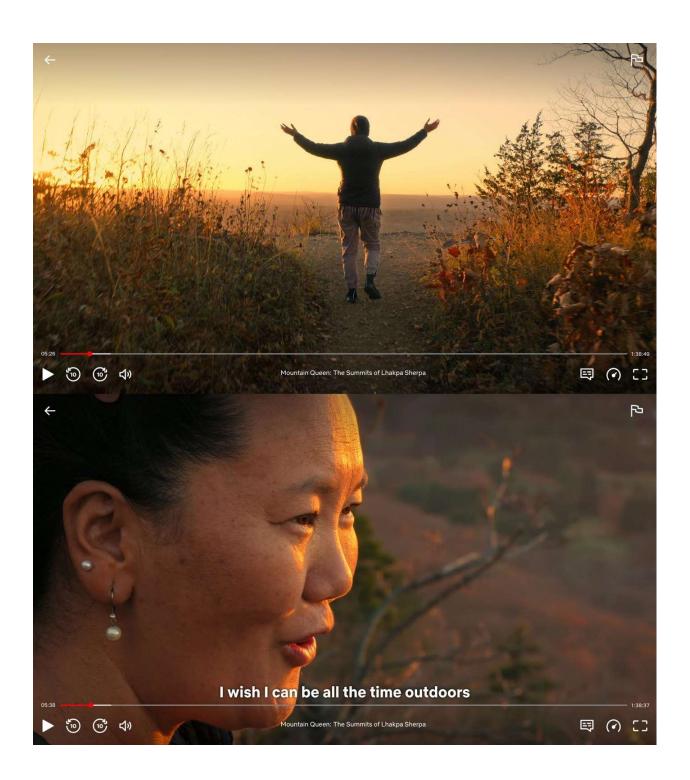
3A "Back to the apartment after work, or walking to pick up the girls from school. There is no carpool." 5:13, with references later

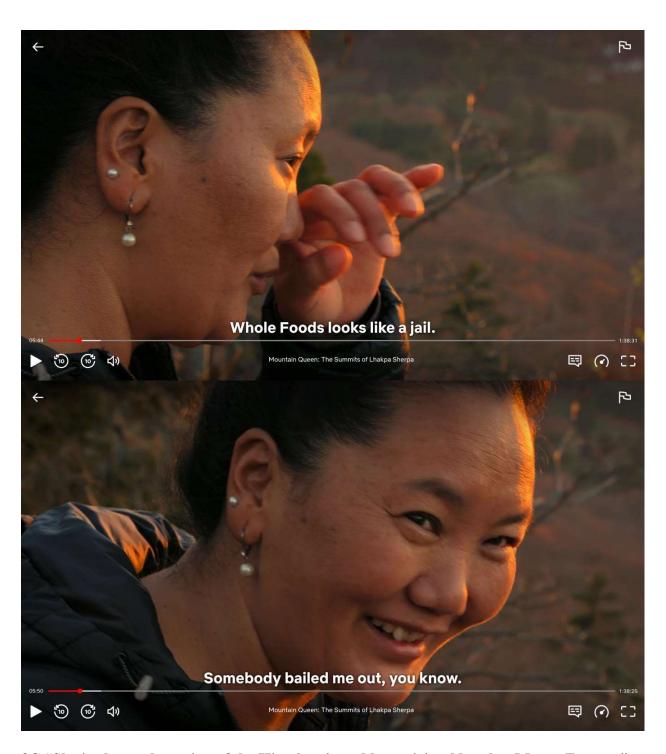
In Mountain Queen, Lhakpa goes back to the apartment after her shift at Whole Foods. The film also references Lhakpa walking her daughters to school when they were younger. Although the Outline specified that the girls would have been 12 and 9 years old at the time of writing, by the time the film was shot, they no longer required someone to walk them to school. Despite this change, the producers of Mountain Queen chose to retain this element, further demonstrating a reliance on the original Outline's creative choices.



3B "Lhakpa lives in a different world" 5:26-5:50

Mountain Queen conveys a sense of Lhakpa inhabiting a separate, distinct world, mirroring the thematic framing established in the copyrighted Outline. The specific phrasing used to describe Lhakpa's living in a "different world" is a distinctive creative choice from the Outline that has been blatantly copied in the infringing film. As in the Outline, this element is introduced immediately after Lhapka leaves work at Whole Foods.



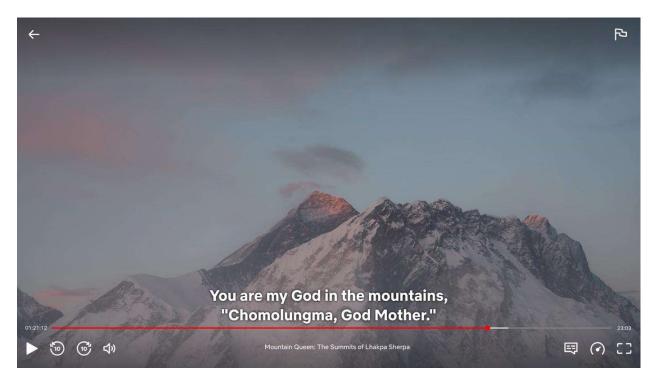


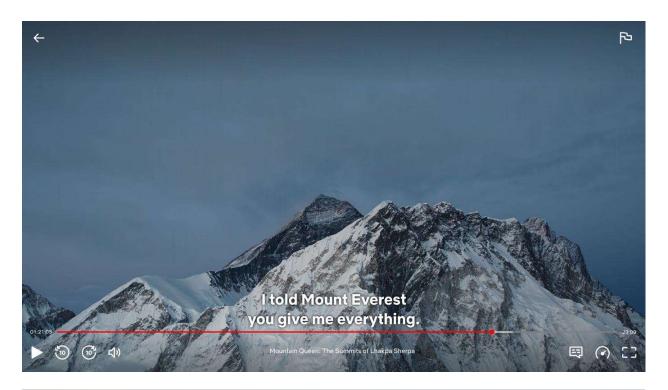
3C "She is always dreaming of the Himalaya's and her spiritual bond to Mount Everest." 6:04

As in the Outline, in Mountain Queen, Lhapka mirrors this exact sentiment just after she leaves Whole Foods.



Lhapka's specific spiritual connection to the Mountain is touched upon explicitly later in the film. (1:2:05-1:2:12)







3D "All three live in fear of their father and ex-husband, and make sure to bolt the door. They look over their shoulders and are very aware of their surroundings just in case he comes back." 51:45

Lhapka's ex-husband George died in 2020, prior to Lhapka's 10th summit of Mount Everest. As such, while the portions of the Outline talking about George and the fear he invoked in the family were included in *Mountain Queen*, they just came later in the film's sequence.



3E "George threatened to kill them all. We get the picture of how bad life was for Lhakpa and the children." 1:11:51-1:12:01

The film's inclusion of George's death threats to the family copies the Outline's portrayal of their traumatic experiences.

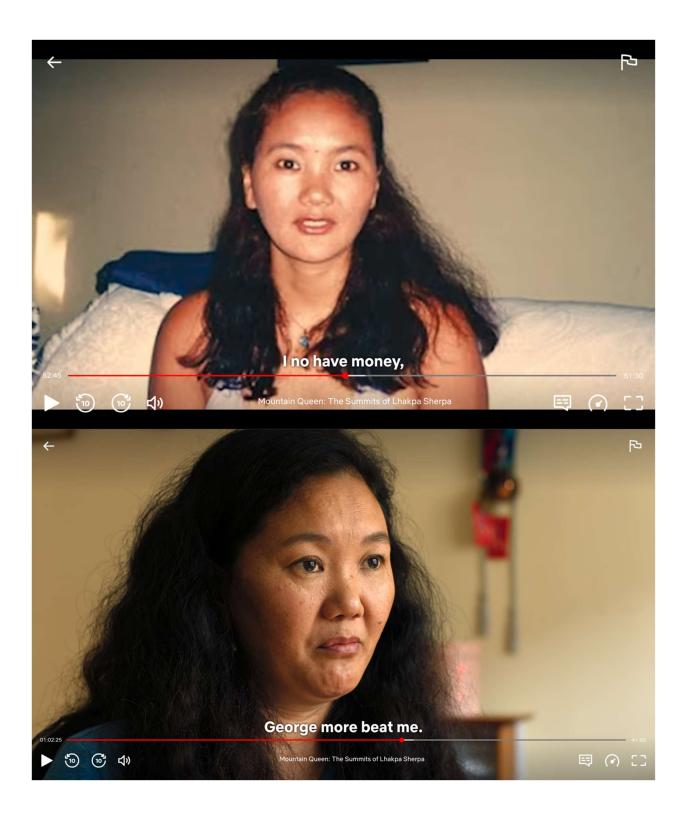


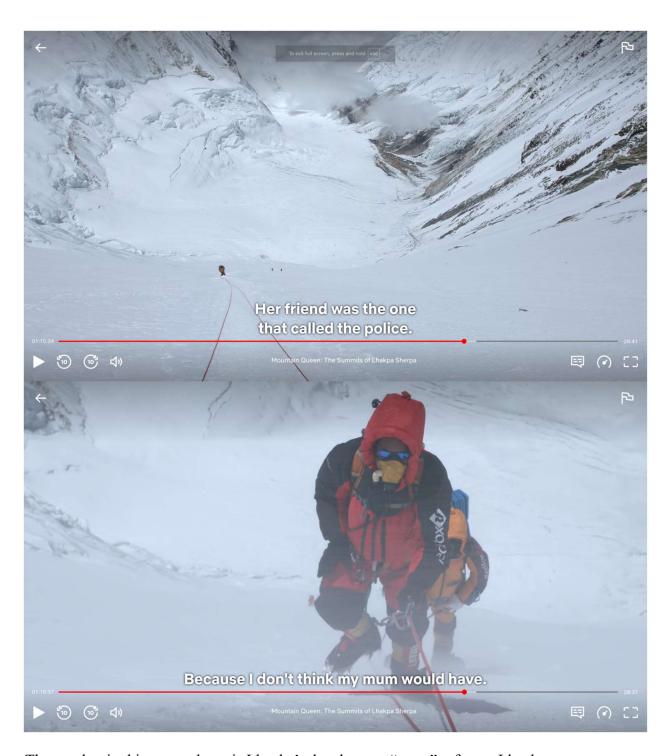


3F "Abusive relationship, no money to get away, emotionally and physically trapped in a foreign country. She didn't leave him for 10 years. Why?" 52:43-52:05, with later references.

In Mountain Queen, this segment illustrates Lhakpa's dire circumstances, echoing the Outline's description of her abusive relationship and the entrapment she experiences. The film explicitly retains the Outline's phrasing regarding her lack of financial resources and the emotional and physical confinement she endures. By incorporating these specific elements, the filmmakers have reproduced the distinctive creative choices in the Outline.







The speaker in this scene above is Lhapka's daughter, so "mum" refers to Lhapka.

4-Visit the Women's Center- Jennifer Lopez- Group meeting-- Total Empowerment"

4A- "Jennifer Lopez works at the Connecticut Women's Shelter. She was/is Lhakpa's counselor, friend and over all savior. Jennifer actually hid the children and Lhakpa from George. She has been by Lhakpa's side since they met." 1:17:02-1:18:05

As in the Outline, Jennifer Lopez is interviewed in Mountain Queen. In the film, she is characterized and presented by the filmmakers almost identically to how she was depicted in the Plaintiff's Outline.



4B "Jennifer's story-Lhakpa is a role model for women in the domestic abuse shelter and goes back to tell her story of survival to others trying to rid themselves from abusive relationships." 1:18:24-1:20:52

Lhakpa's story in *Mountain Queen*, as told by herself and through Jennifer, is clearly meant to be an inspiration for battered women. This key element was also lifted from the Outline.





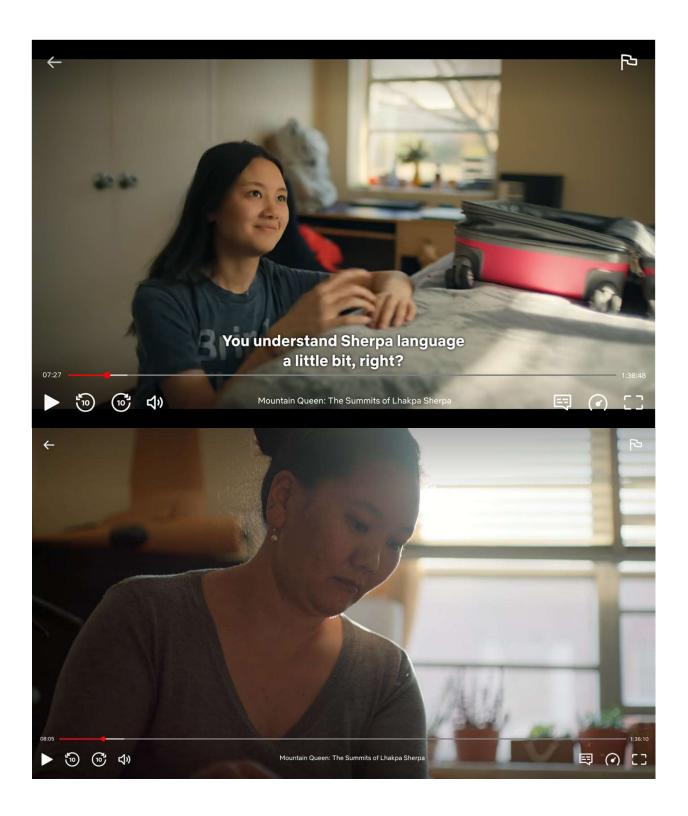


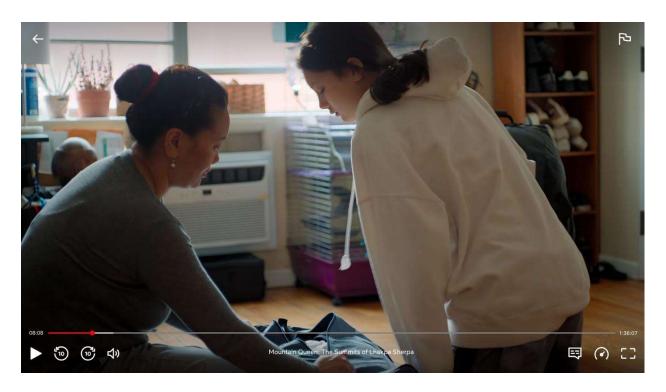
5-Packing for the Long Goodbye

5A "Packing of gear, last weekend with the kids before Lhakpa faces the tallest mountain in the world. Quitting her jobs." 7:19-8:08

As in the Outline, the packing scene in *Mountain Queen* takes place with Lahpka's children. Additionally, it takes place in a nearly identical order as it did in the Plaintiff's Outline.

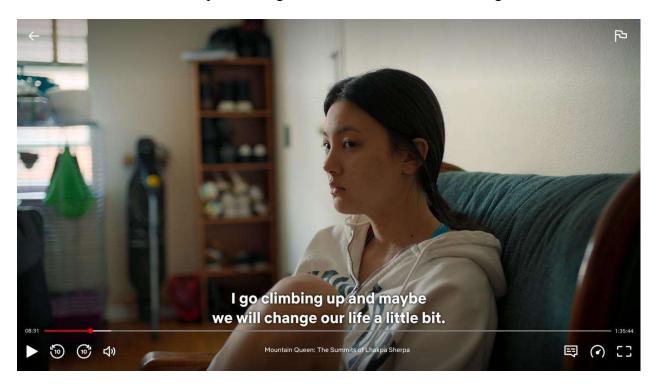


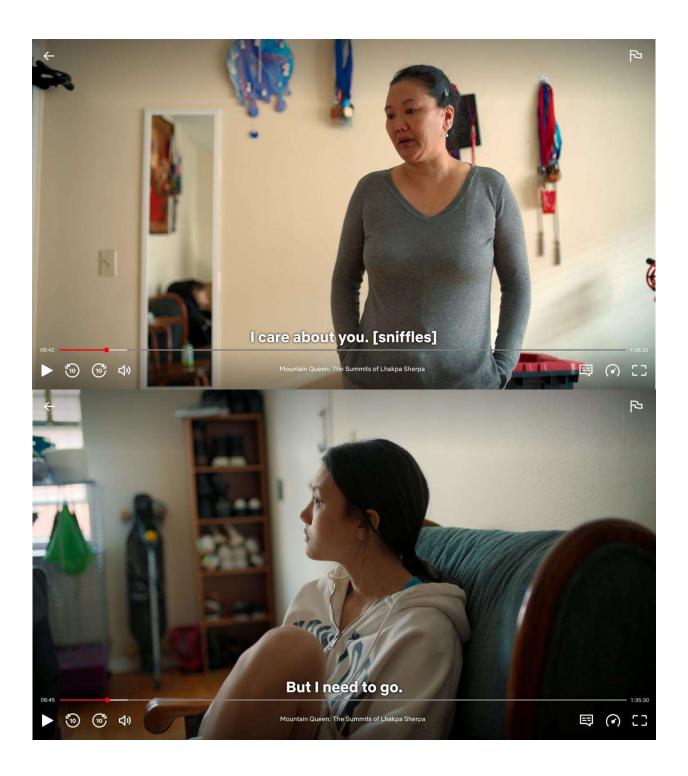


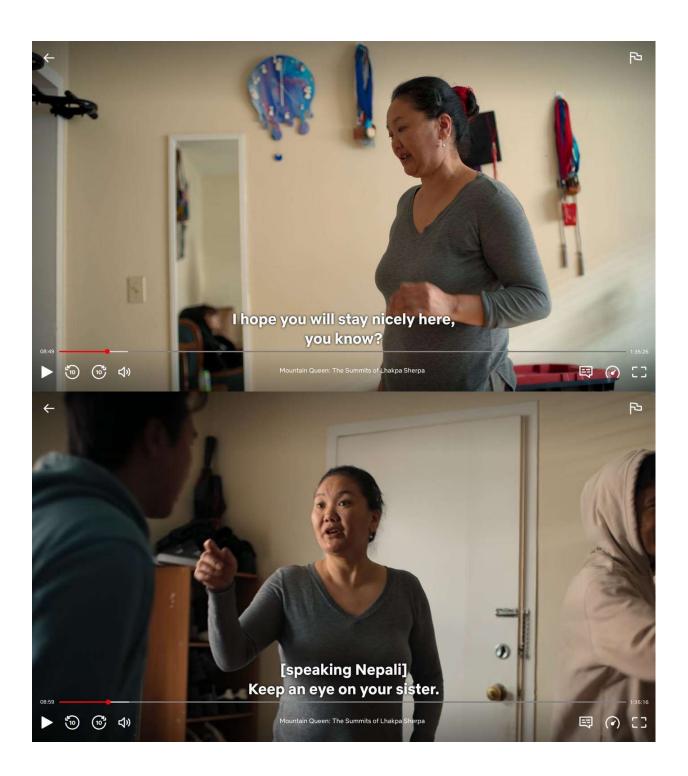


5B "Emotional good byes to the children as she leaves them for 2 months" 8:31-9:08

The *Mountain Queen* movie captures the heartfelt farewells between Lhakpa and her children as she prepares to leave them for two months, aligning closely with the 2017 Outline's original articulation of this scene except for the age of the kids at the time of filming in 2022.





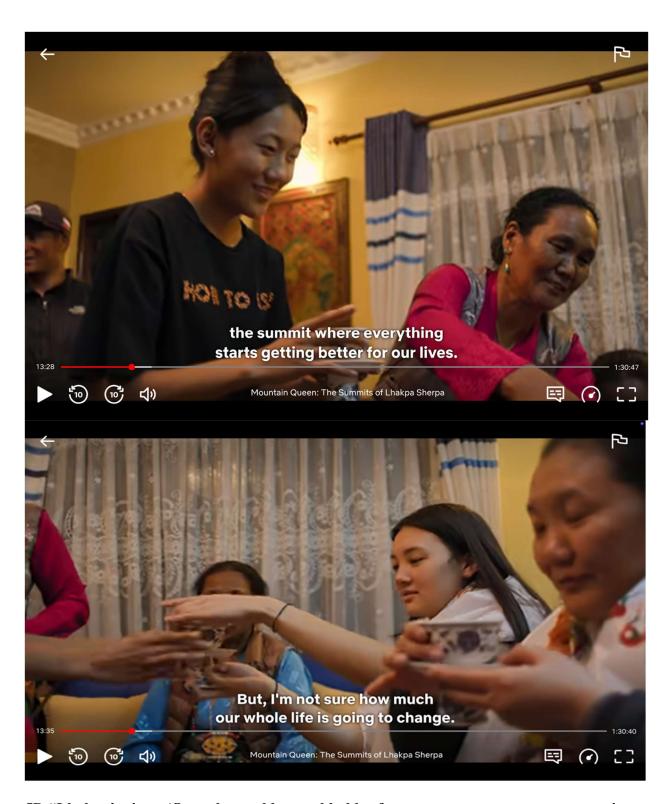




5C "Children's understanding of their mother's passion to go climb is amazing." 13:25-13:35

In *Mountain Queen*, since Lhapka's daughters were old enough to accompany her to Kathmandu before the climb in 2022, (only one daughter actually traveled with her) this conversation took place there, instead of in Connecticut as originally planned in the 2017 Outline.





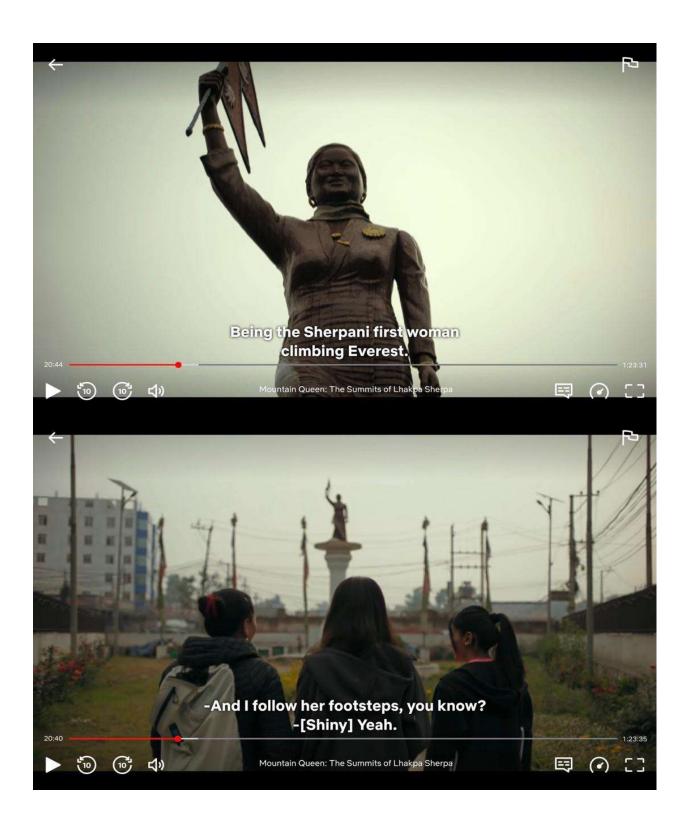
5D "Lhakpa's sister (Once the world record holder for youngest women ever to summit at 14 years old) will watch the girls."

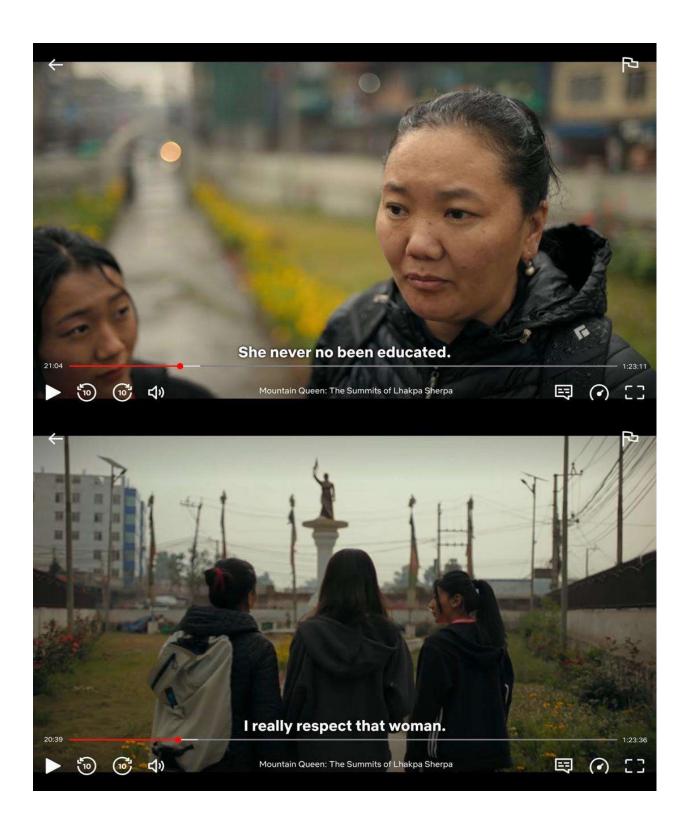
Again, at the time of filming in 2022, no one was watching the children because one was no longer a child, and the other was old enough to travel to base camp with Lhakpa.

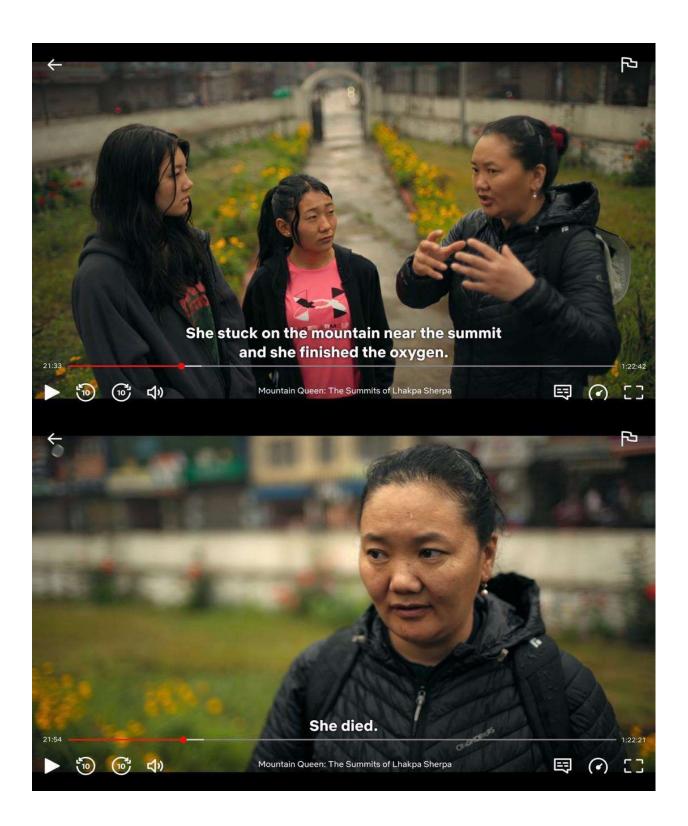
5E "THE CONVERSATION about potential death" 21:59-22:09, with later references.

In *Mountain Queen*, there were conversations about potential death—just as planned in the Outline, but since Lhapka's daughter went with her to Kathmandu, the first conversation about death then took place there instead of in Connecticut.











A conversation about potential death—just as planned in the Outline—also took place while Lhakpa was climbing the mountain.





<u>Act 2-</u>

6 "Travel-Katmandu reunion with brother-"

6A- "We will shoot the flight and the chaos before the calm." 9:25-9:28

The filmmakers in *Mountain Queen* also shot the flight from the U.S. to Nepal just like the Outline had planned and articulated.





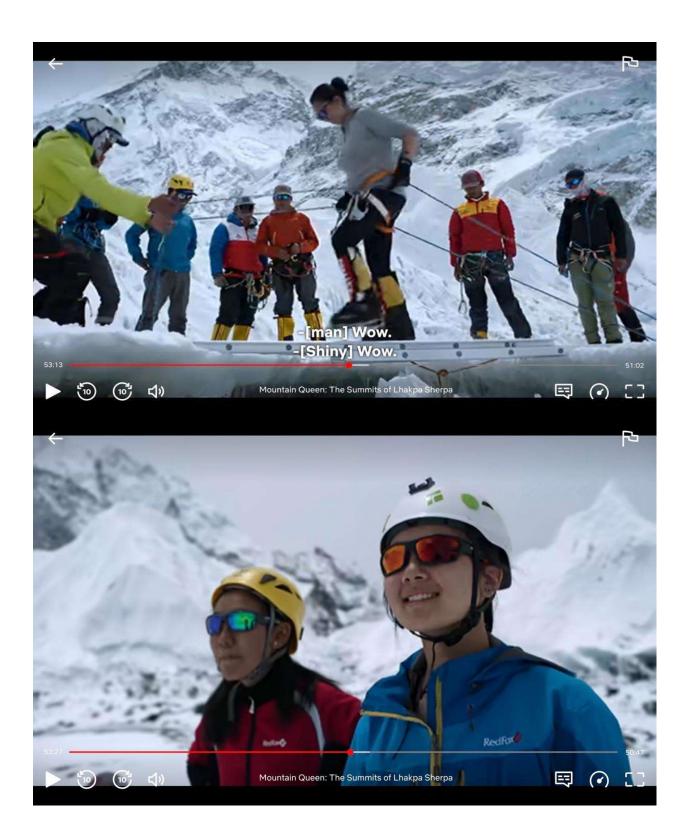
6B "She never trained (Potential shoot of a training session with sponsor gear)" 52:24-53:01

Just as in the 2017 Outline, there is a training session with likely sponsored gear featured prominently in the 2024 film.





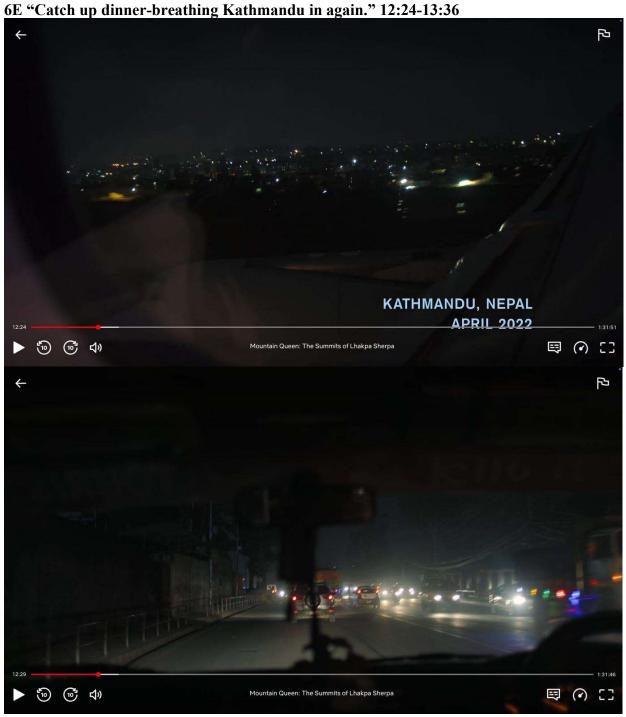




6C "Mingma, her brother and 8 time Everest climber picks Lhakpa up."

Lhapka's brother does not pick her up from the airport in the movie, but the first place they go to when they arrive in Kathmandu is her brother's house for catch-up dinner, as replicated from the Outline in 6E, below."

6D "They have not seen each other since last years climb."





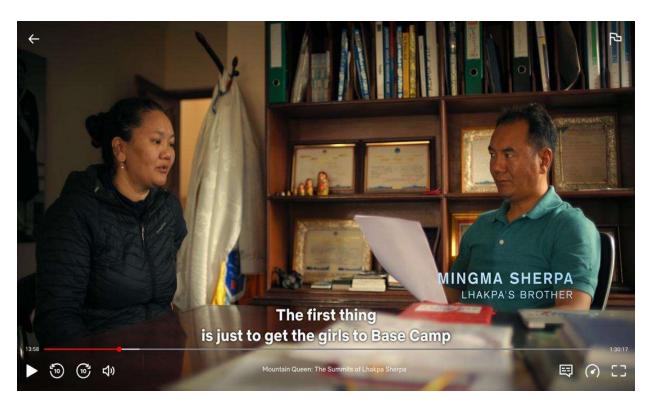
6F- "Scene at the 7 Summit Office-Going through gear for the 20 other climbers attempting to Summit-Experience what Mingma does for a living and the lifestyle being a successful climbing family provides." 13:58-14:46

This scene takes place at the "7 Summit Office," the headquarters of Lhapka's brother Mingma's company. Mingma runs one of the largest Nepalese expedition companies that takes climbers up Mount Everest. In 2017, the Plaintiff had originally planned on shooting on the Nepalese side, but because of budget constraints, and the fact that Lhakpa's brother owned a company climbing primarily on the Chinese side, the shoot ended up taking place on the Chinese side of the mountain, with Lhakpa guiding the climb.

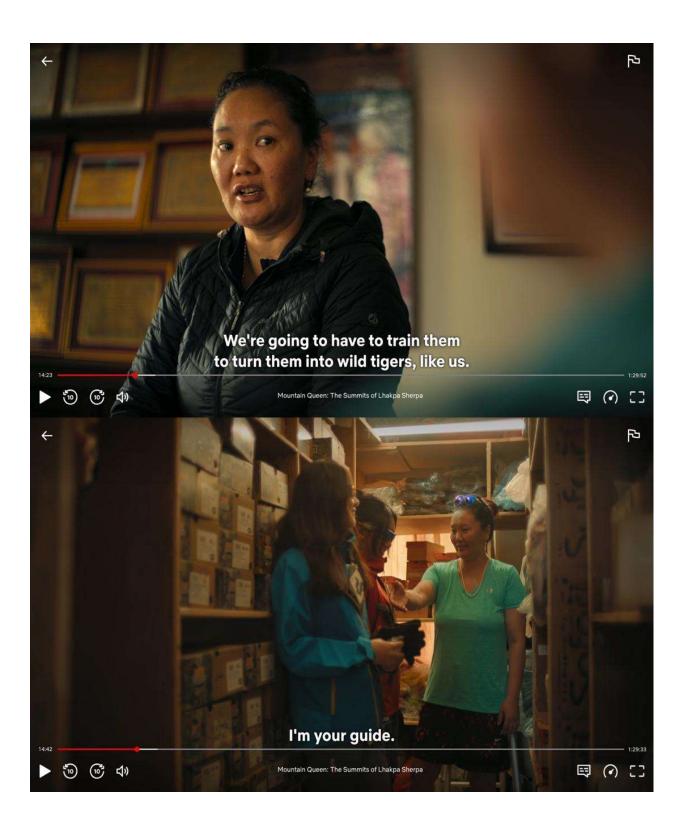
Because of the higher budget available for *Mountain Queen* film in 2022, Lhapka was not guiding climbers up the mountain, so she only had to prepare gear for her daughter and niece. (*See* picture with caption "I'm your guide" which shows them gearing up for the trip to Base

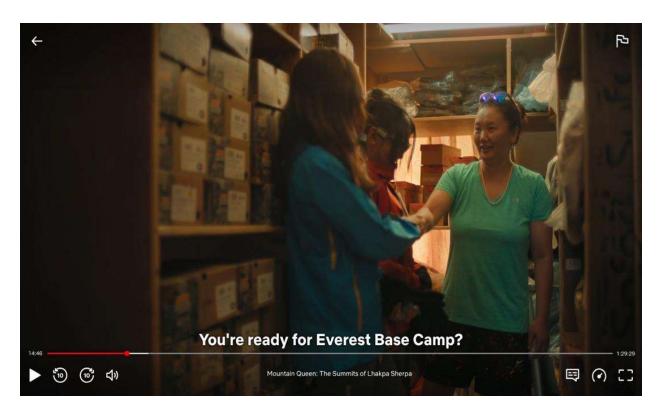










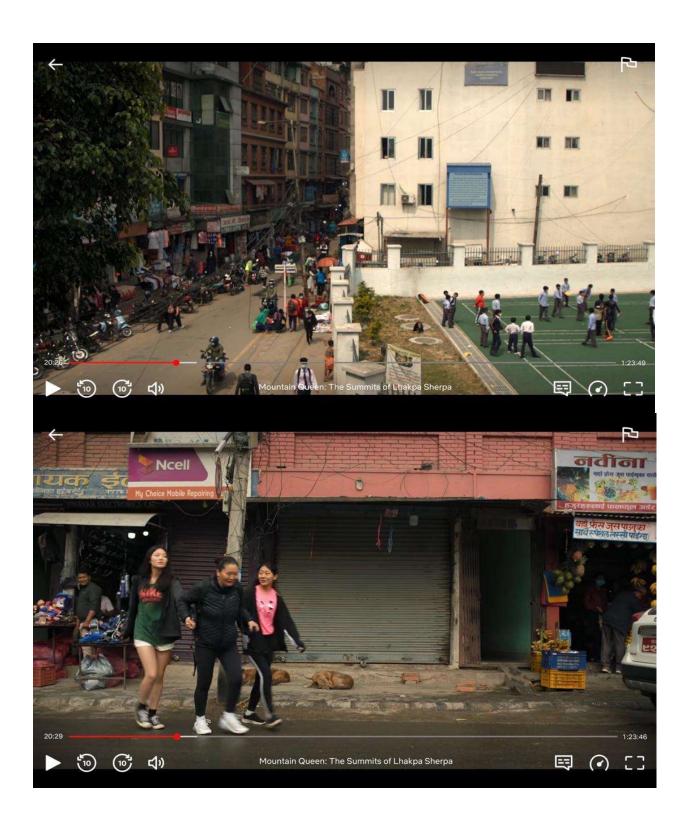


6G "Sherpa risks-rewards-meet some of the group-Rich white adventurers paying Sherpa's to push them to the top. White face"

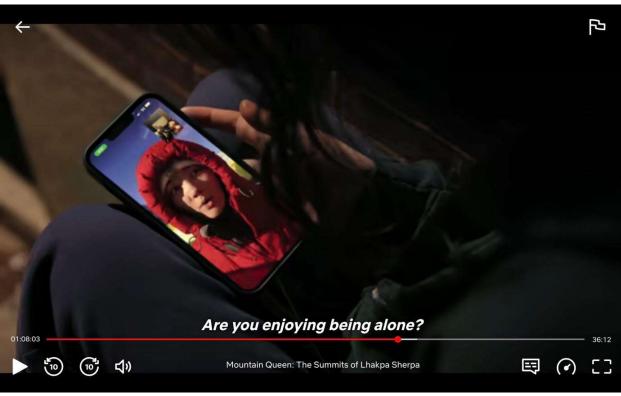
The 2017 Outline projected to have a tighter budget, the *Mountain Queen* eventually did which would be subsidized by rich climbers, but as a result of the higher budget for the film in 2022, Lhapka did not guide climbers up the mountain.

6H "ADDITIONAL KATMANDU SCENES/INTERVIEWS TBD I.E. Skype with daughters, interviews with BBC and other outlets from the U.S. China, Nepal and...." 20:26-20:29, 1:07:52-1:08:03

As in the 2017 Outline, *Mountain Queen* uses this point in the film to show scenes of Kathmandu. The Skype scene came later in the film mirroring the 2017 Outline.







7-Flight to Lhasa

Because the climb took place on the Nepalese side, there was no flight to Lhasa necessary.

7A "Climber testimonials"

Because of the film's higher budget, Lhapka was not guiding climbers up the mountain, so no "climber testimonials" were included here.

7B "Difference in acclimating" 38:57-39:59

Just as in the Outline, there is a high-altitude acclimatization scene.

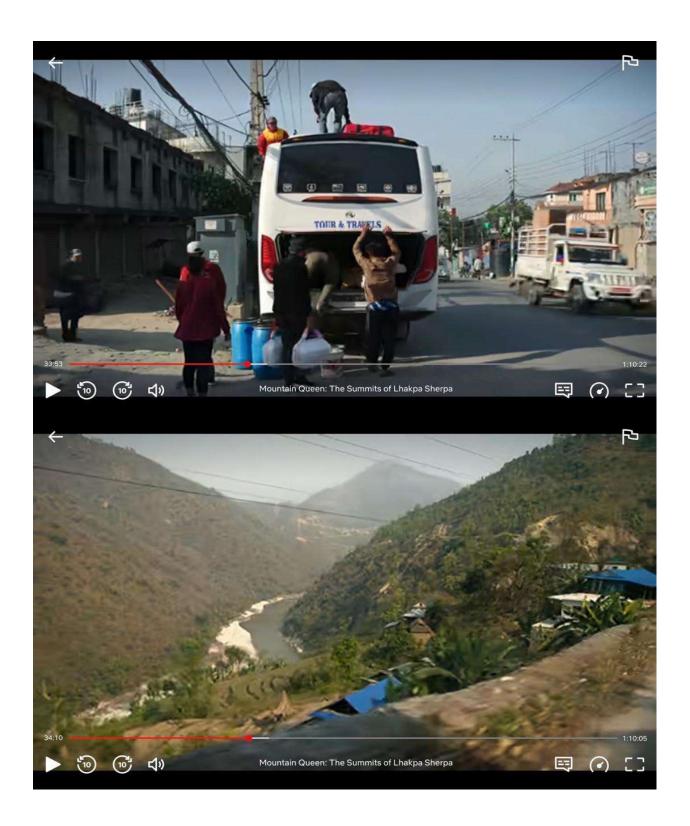


8-Travel to Xigatse, Xegar, and Base Camp-Acclimate

8A "Chinese beauty b-roll and interviews" 33:39-34:17

Since the climb took place on the Nepalese side, this element operationally replicates the Outline, but just from Nepal rather than China.



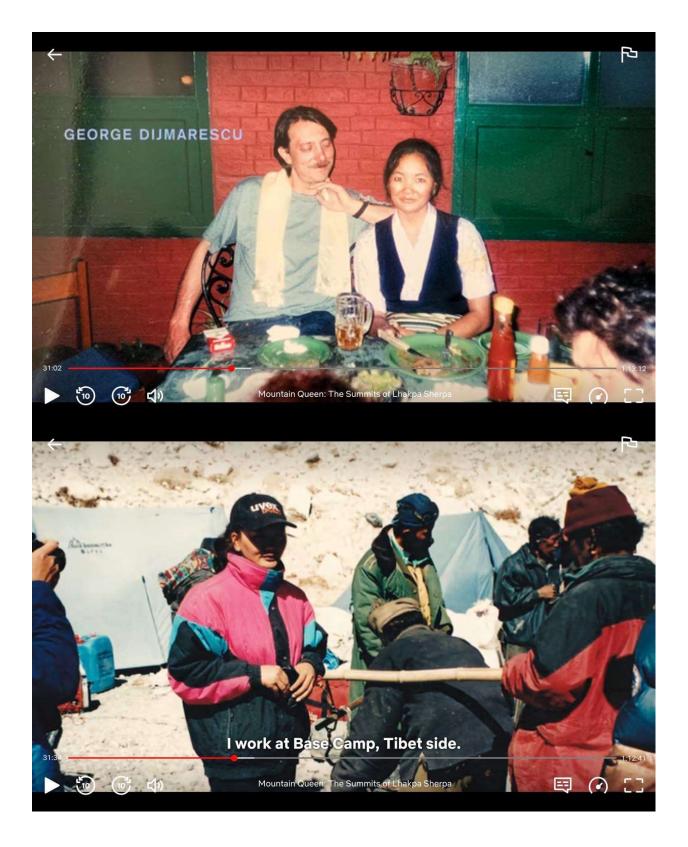




8B "Physical and emotional walls" 30:35-34:34

As in the 2017 Outline, while traveling to Mount Everest, Lhapka recounts her "emotional walls" in her past relationship with her ex-husband George. The 2024 movie also strikingly details the 2017 Outline's focus on her troubled emotional relationship in addition to the actual physical challenges of climbing the mountain itself (the "physical wall").











8C "Vehicles (Sponsorship potential)"

See 8A, with pictures of 4 x 4 vehicles, as in the Outline, pg. 64.

9-Base Camp Politics

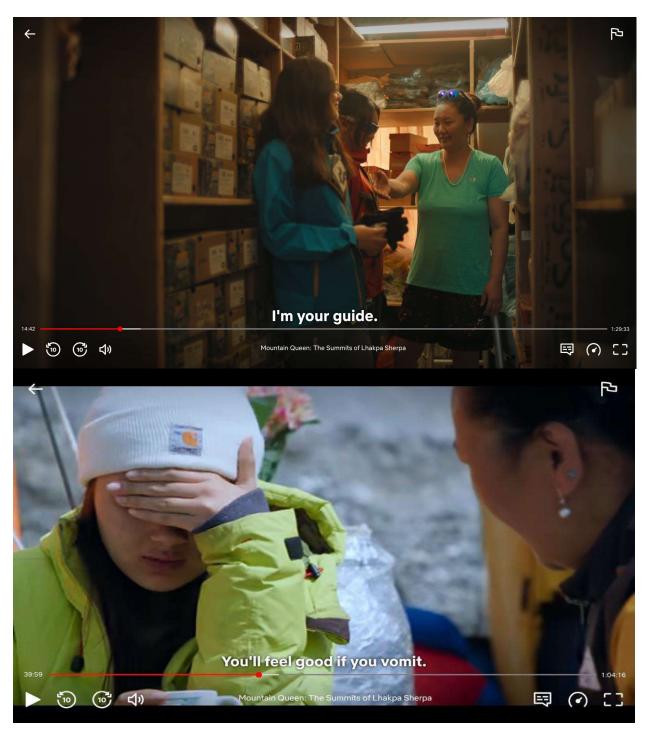
9A "Set up-Climbers are quite competitive and keep plans of summit to themselves" 47:57

As in the Outline, in the movie Lhakpa and Dave Watson were evasive on their climb details.



9B "Catering to client's needs" 14:42, 39:59

Because of the bigger budget that the producers of *Mountain Queen* had available to them, the only person Lhapka had to guide was her daughter and niece (acting as clients), when she took them up to Base Camp. Nonetheless, the producers of Mountain Queen introduced this same element into the film.

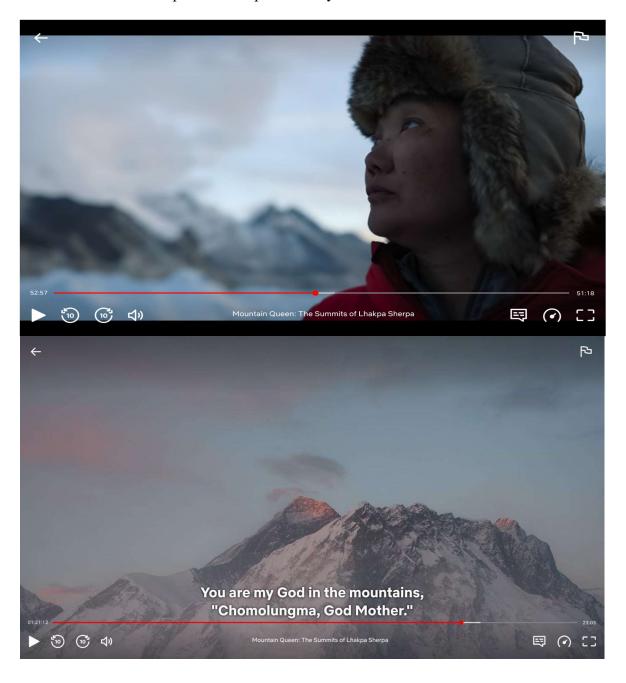


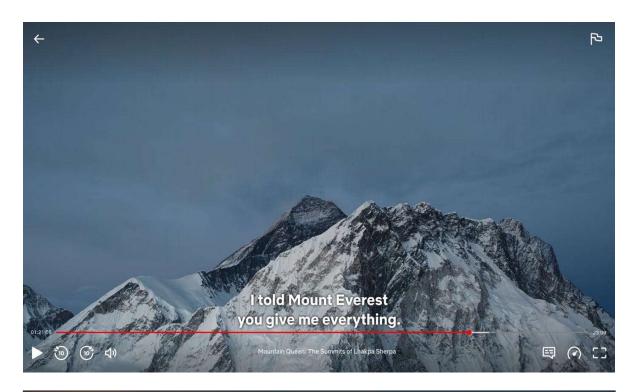
9C "Climbers will drop out"

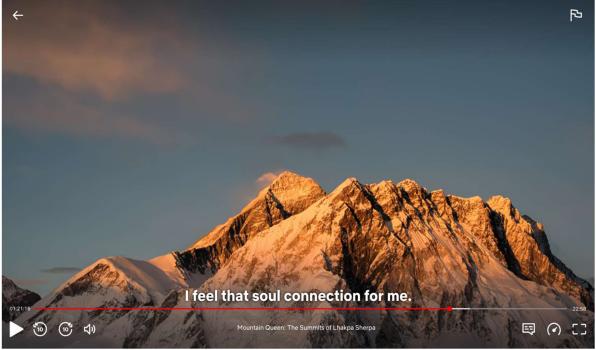
Because Lhapka was not actually guiding an expedition up the mountain, this element is not shown in the film.

9D "Lhakpa's focus and her bond to the mountain"

These scenes and descriptions are copied directly from the Outline.







The higher budget of the movie allowed for a camera crew to join the expedition, which eliminated the "teaching Sherpas to shoot" element from the Outline. However, the training sequence with similar content can be seen in section 6B (52:24-53:01), pg. 49. aligning with the Outline's structure.

9F "Ceremonies at Base Camp" 56:57-57:03

Here, Lhakpa is participating in a ceremony at base camp, just as articulated in the Outline.

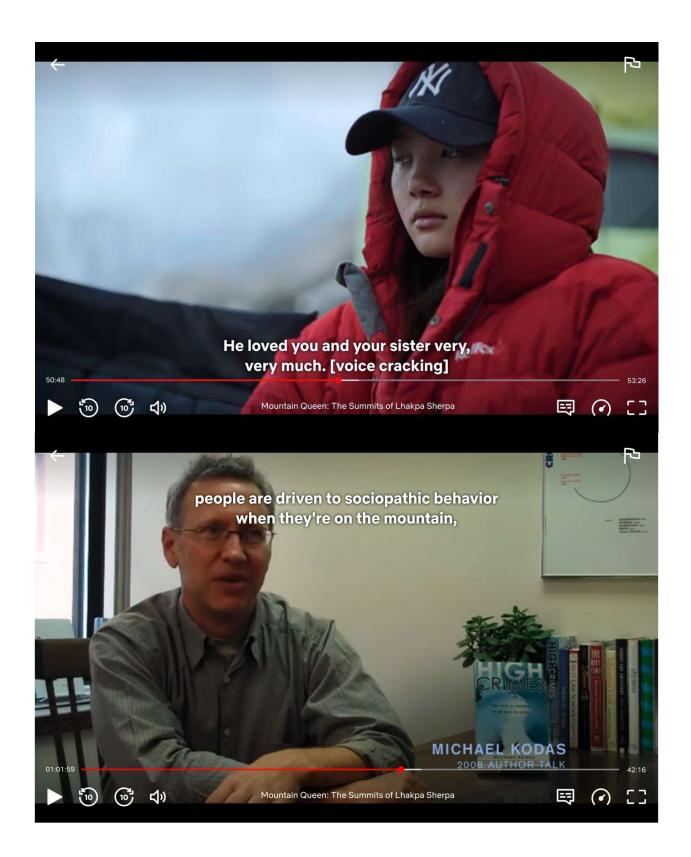


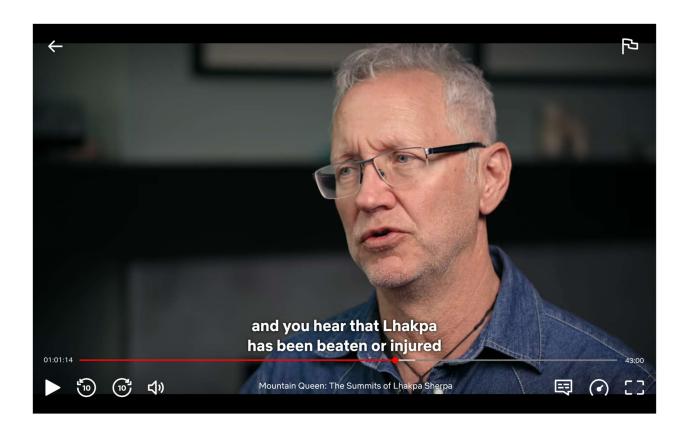


9G "Potential climber Profiles-Melissa Arnot (climber who is one summit less then Lhakpa)-Dave Watson who knew Lhakpa's ex-husband. He witnessed the abuse firsthand." 50:48, 1:01:04

In 2024 Mountain Queen, just as planned in the 2017 Outline, Dave Watson, George Dijmarescu's (Lhakpa's ex-husband) climbing partner and best friend is interviewed. But Mr. Watson did not speak about his dead friend's abusive behavior. Instead, the abuse narrative, as set-out in the 2017 Outline, was provided for in the film by climber and author Michael Kodas, an eyewitness to the abusive behavior, where all three had been on the same 2004 Connecticut-based Mount Everest climbing expedition.







9H "SHOWCASE SPONSORS ORGANICALLY-list"

The list of potential sponsors was on a separate document, but the producers obviously replicated this element.





10 "Sherpa's Rope Tibet Side-"

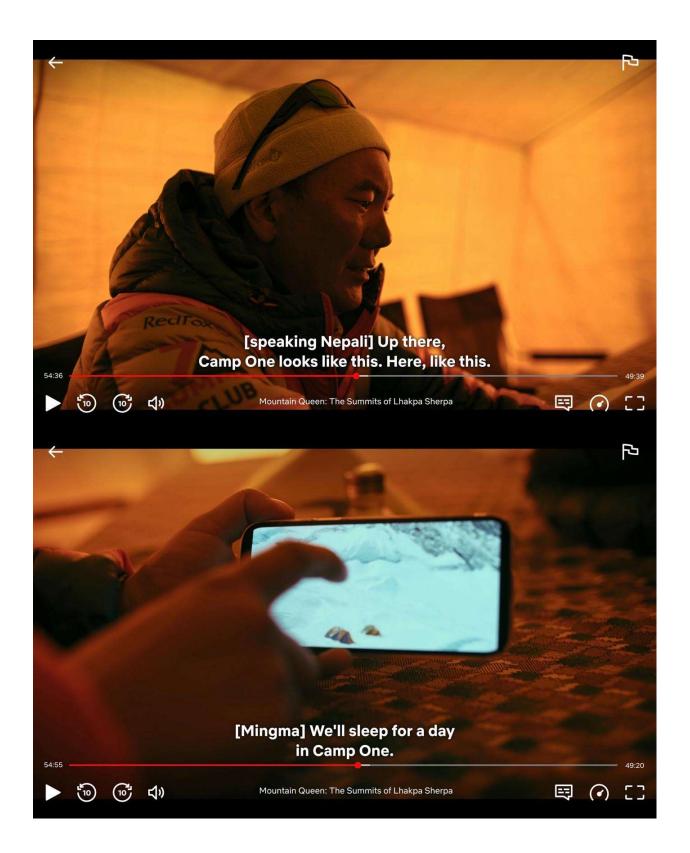
10A "The Sherpa's who actually rope the mountain for all the other climbers will be shooting footage for us. I have not seen any docs covering this vital aspect of safety, which help support all of the climbers throughout the season. Many documentaries show the Khumbu ice falls from the Nepal side, but few from the Chinese side."

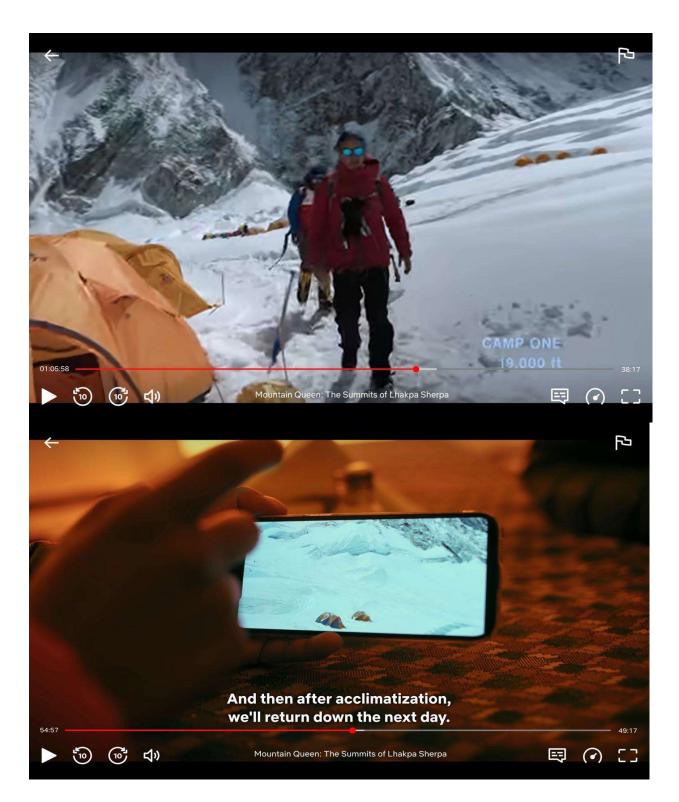
This portion of the Outline is only missing because the film's budget allowed for Lhakpa to make a climb more similar to what one of her clients would usually experience.

11-Three acclimatization outings

11A "Lhakpa walks toward the mountain in an attempt to summit Mount Everest for her history making 8th time." 54:36-55:47

Camp One is at the base of the mountain. It is the first camp that you trek to, just above the Khumbu Ice Falls. These outings play out in the film exactly the same way it is written in the outline.

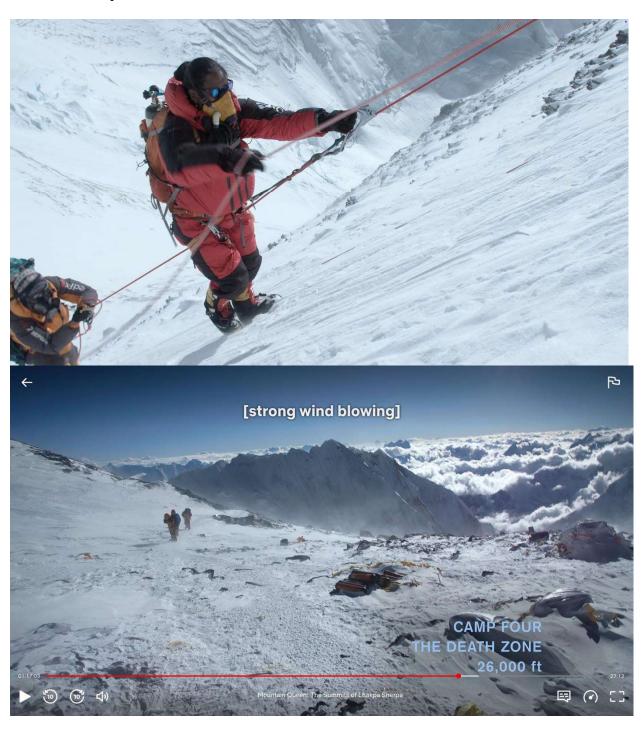


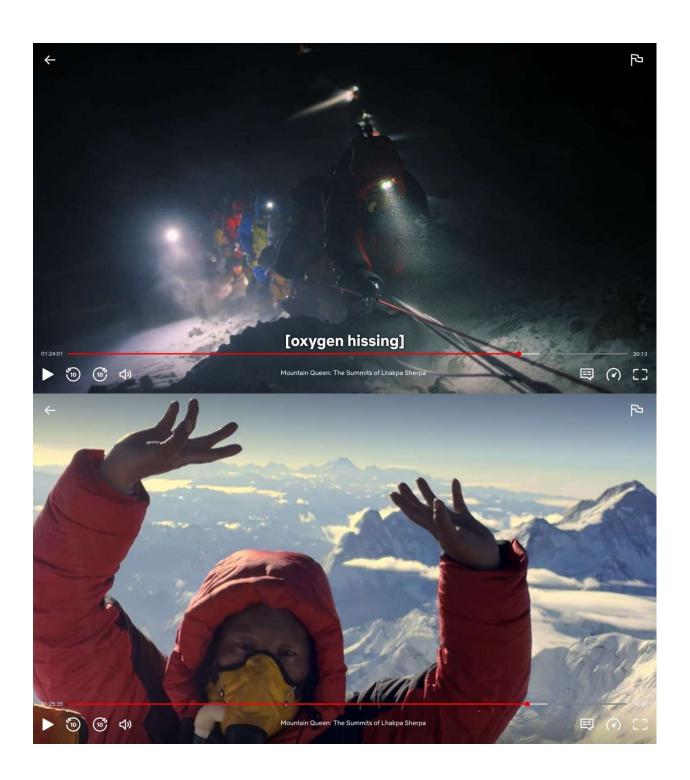


Act 3-12-The Attempt at History

12A "The two Sherpa's we have climbing with Lhakpa along with her brother (8 time Everest climber) will be shooting the physical climb." 1:17:03-1:25:04

The Sherpas were there, but they were guiding Lhakpa rather than shooting video because there were no paying customers on the climb. Lhapka's brother provided support for the expedition from Base Camp.







12B "VR-360 cameras will shoot throughout the expedition and Lhakpa as she summits and potentially breaks her own world record. MONEY SHOTS"

The film didn't show VR-360 from the Mount Everest climb, but it was however used for the K2 summit as seen in the screenshot from the film below.



12C "Flags for Sponsorship and other potential gear (Garmin) use on the summit TBD" 1:20:36

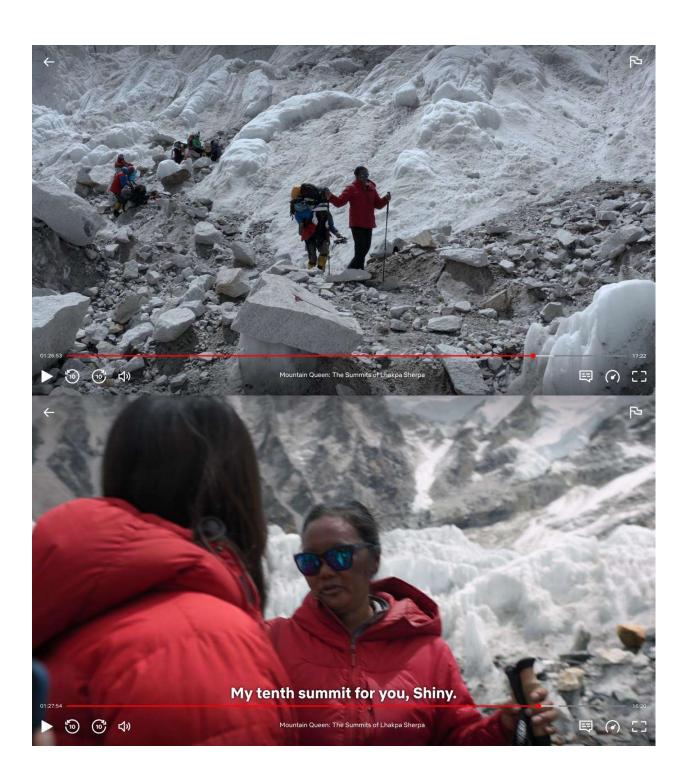
In the film *Mountain Queen*, the Connecticut state flag was displayed during the summit bid in lieu of sponsorship flags. This is due to considerable resources being available for the 2022 film versus the 2017 Outline.



13-Base Camp Tales

13A "HERO RETURNS-MONEY SHOTS" 1:26:53-1:27:54

Just as in the 2017 Outline, here in the 2024 movie Lhakpa returns to Base Camp from her successful record-breaking summit of Mount Everest.



13B "Tales of the climb" 1:26:24-1:28:29

As in the Outline, in the *Mountain Queen* movie, there are scenes with Lhapka where she tells tales about the climb.





13C "Interviews and other potential segments TBD"

Wrap-Up expedition and climbing interview with Lhakpa.

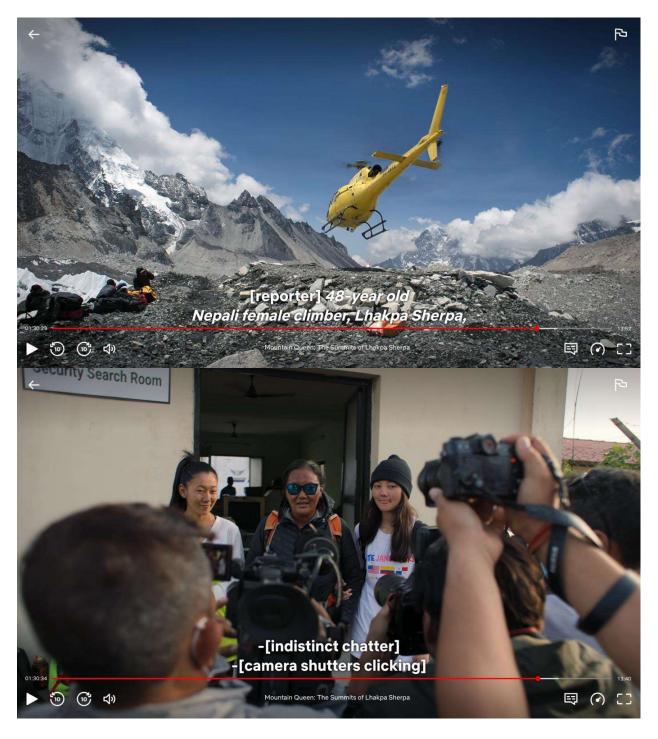
14-Reunite with daughters in Katmandu or at Lhakpa's parents yak farm

14A "Meeting her daughters and sister back in Katmandu-celebratory tears-hugs that last a lifetime" 1:27:51-1:28:25

In *Mountain Queen*, the celebration takes place at Base Camp, because Lhapka's daughter went to Base Camp with her versus staying in Kathmandu as originally planned in the Outline. However, the scene is otherwise the same, aside from the specific location.



14B "Celebration ensues-Press potential from all outlets-World Record Breaking climb" In *Mountain Queen*, as in the Outline, immediately after the climb, the press coverage is shown.

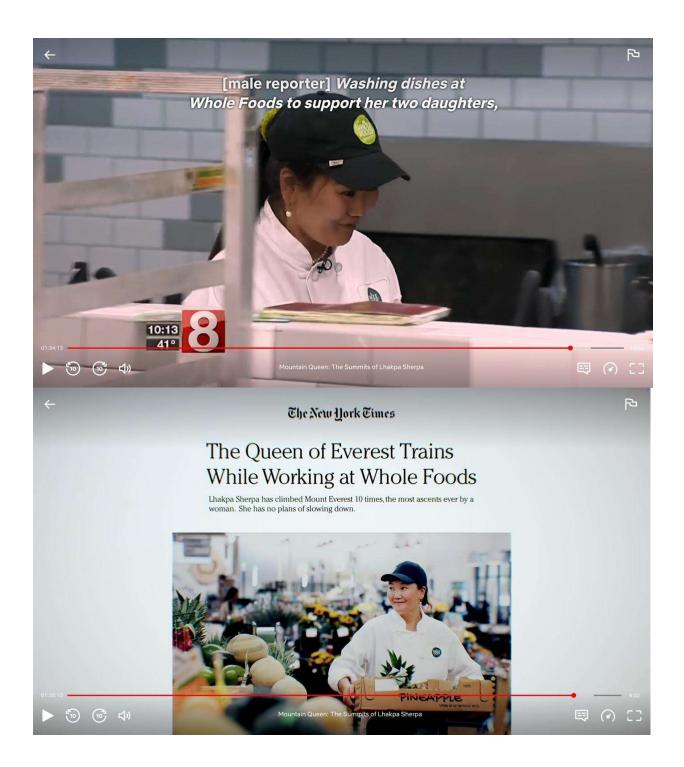


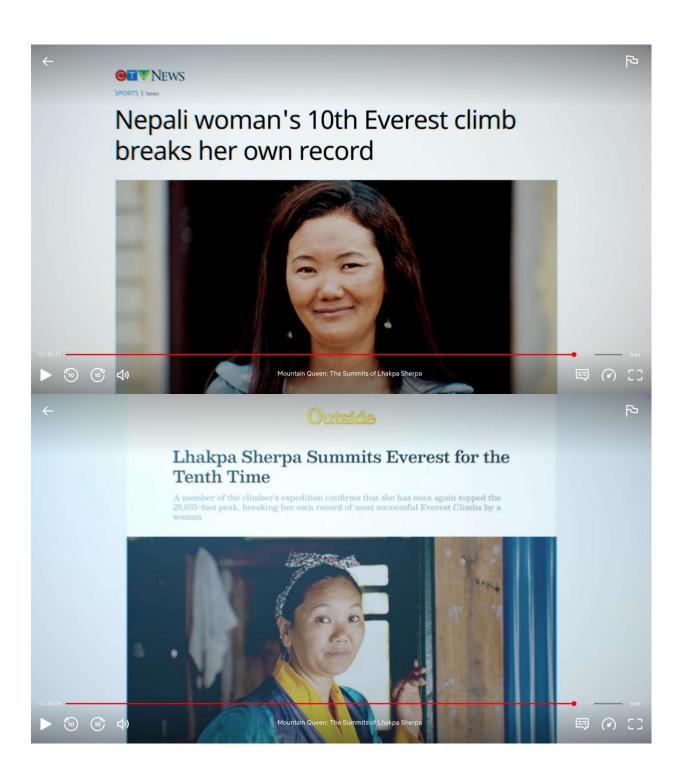




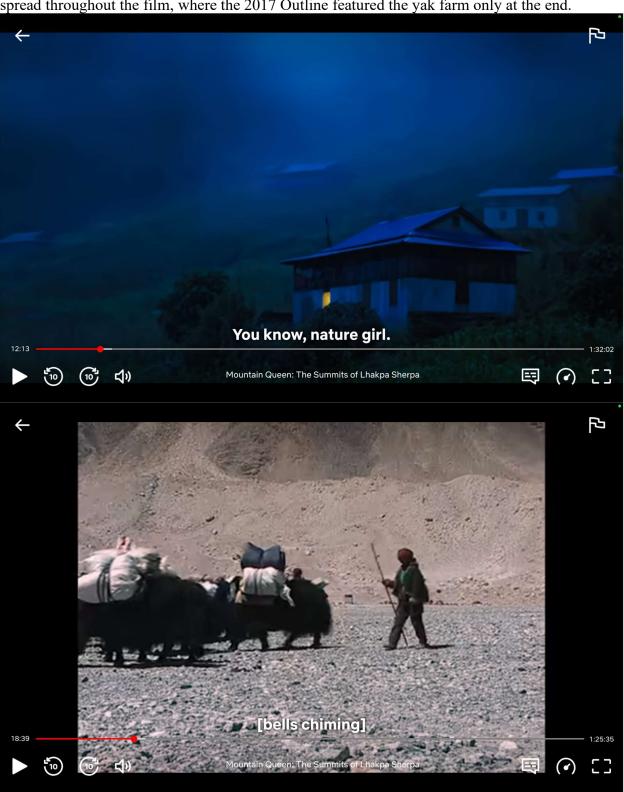
International press and local Connecticut news 2022, were shown in the film as projected from the 2017 Outline.





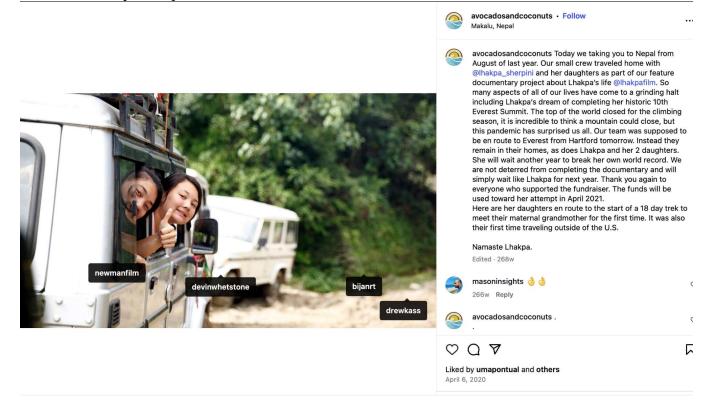


Clips of the yak farm and interaction with Lhakpa's mother copy the 2017 Outline, but are spread throughout the film, where the 2017 Outline featured the yak farm only at the end.



14D "Lhakpa's parents have never met their grandchildren."

Although this apparently did not make the final cut of the 2024 movie, social media was published in 2019 on Instagram (which demonstrates the Defendants copied the 2017 Outline in their publishing) where the Defendants state they shot film footage in fall of 2019 of 1) Lhakpa's daughters journeying to their grandmother's remote village; and 2) Lhakpa's Mother meeting her grandchildren for the first time (which was shot during the Plaintiff's Contract Period with the Defendant). In addition, in January 2020 and April 2020, the Defendants again published statements and pictures on Instagram social media that substantially and strikingly copies the 2017 Outline. This specific film footage, as verified by these public posts, was planned for in the 2017 Outline and discussed in various emails between the Plaintiff and Defendant Lhakpa Sherpa on March 29, 2018.





avocadosandcoconuts · Follow Makalu, Nepal





avocadosandcoconuts THANK YOU to everyone who has supported the Lhakpa campaign so far! We have only one week left (7 DAYS) from today to get closer to our goal. This film has become an enormous passion project and we are solely driven by Lhakpa herself. Her positive energy is infectious, she is someone who has never given up, through everything that she has had to overcome in her life she continues to emanates positive energy. It is hard to talk to her and not come away smiling and inspired in someway. So although we are only 15% into our fundraising goal which is significantly shy of what we are aiming for, we still are remaining positive, we are determined to make this film and have Lhakpa and her accomplishments seen. This is a picture of Lhakpa's mother, Pasang Buti Sherpa. It was taken last August when Lhakpa took her two daughters to meet her mother for the first time. It was the first time Lhakpa has seen her mother in over 15 years. She lives in a very remote region of the Himalayas, on Makalu Mountain where Lhakpa was born and raised. Our small crew of 4 accompanied Lhakpa and her daughters together with the help of several Sherpa's on this journey. It was epic with many stories to tell and an incredible amount of footage captured. We have self funded all of the production up until this point however the cost of the Everest Summit and then the remaining post production costs after that are pretty steep(no pun intended) and we are seeking assistance where we can. Independent filmmaking requires a fair amount of determination grit and ability to place one foot in front of the other even when you feel you may not be able to, not unlike mountain expeditions. We are determined to summit on this

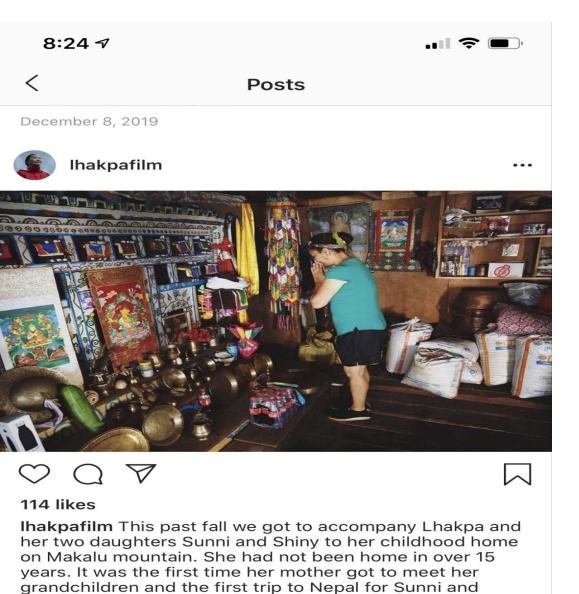








Liked by papahasgallery and others



Shiny. Here is Lhakpa standing in her childhood home's

14E "Yak farm interaction with parents and their thoughts about daughter climbing" Lhapka had gone to her parent's farm with her children in 2019, so the farm scene did not happen.

15-Back in-Connecticut

prayer room. #whynotlhakpa

View 1 comment December 6, 2019

As in the 2017 Outline, Lhapka flies back to Connecticut as the press coverage continues.

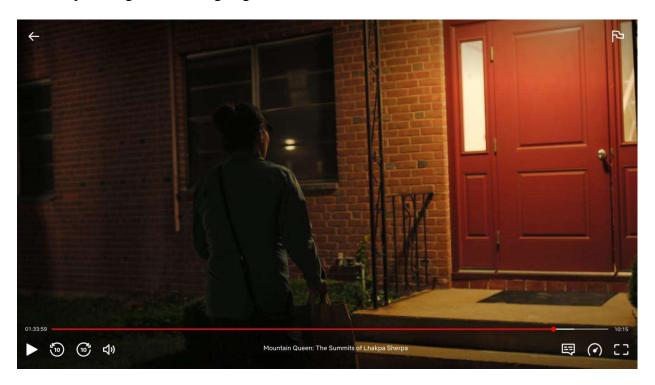


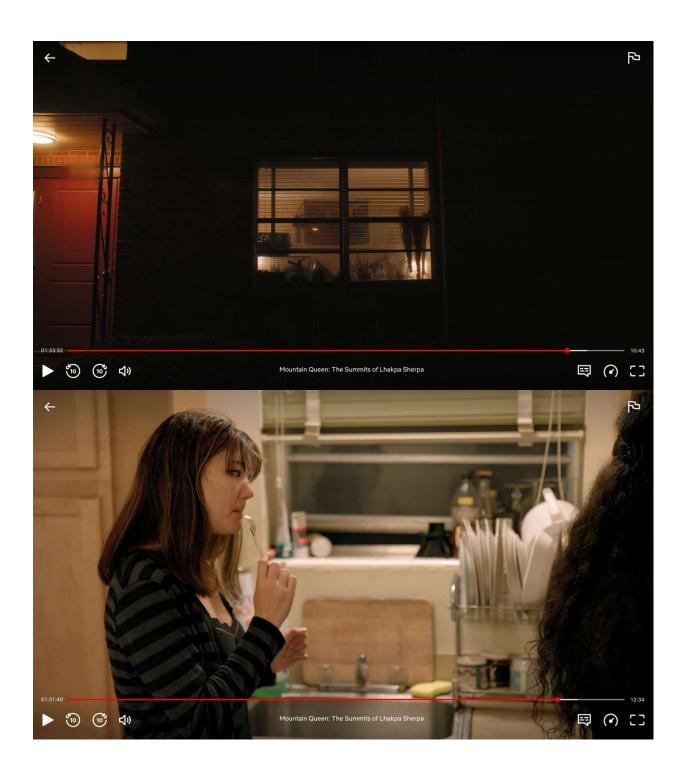


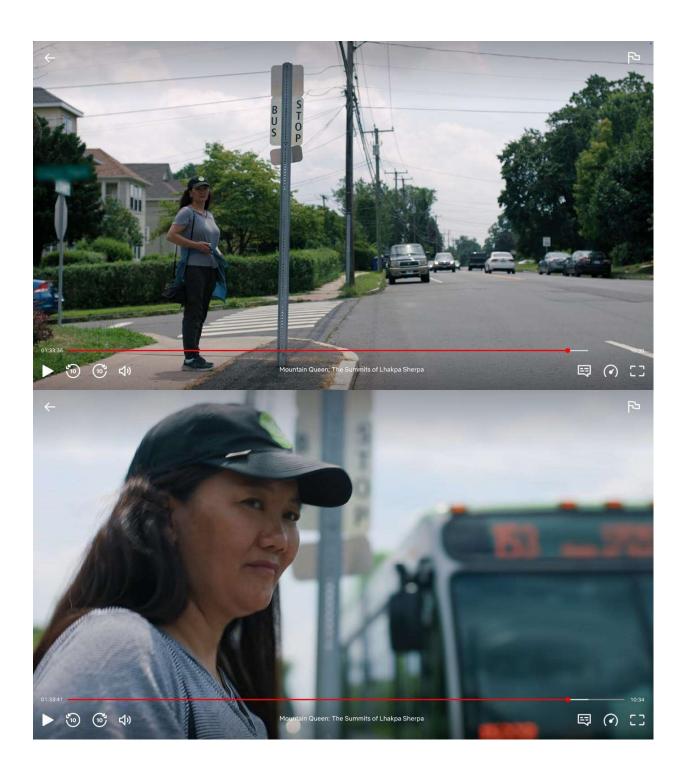


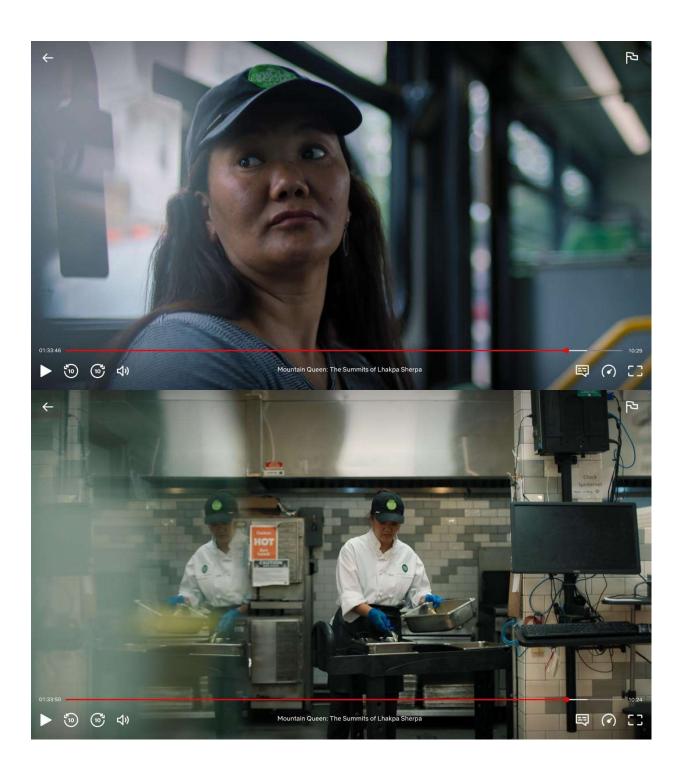
15A "Back to her humble life off the mountain" 1:31:40-1:36:17

As in the Outline, the "unknown hero" (1E) returns to Connecticut to her humble life off the mountain as mirrored in the beginning of the film. Now bookended, like the Outline, we again see Lhakpa taking the bus and going to Whole Foods to work.













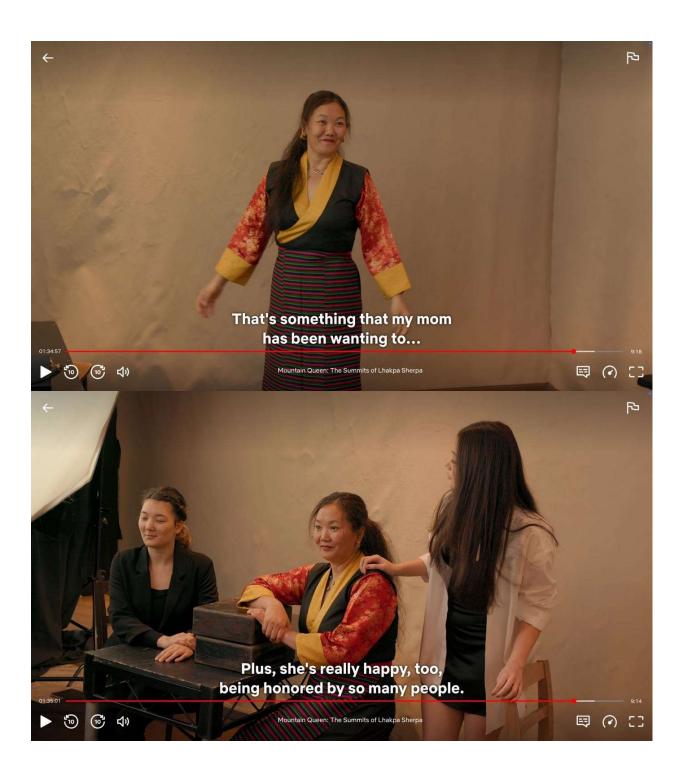


15B "Talking/Showing slides of the expedition to students at her daughter's school" 1:35:54-1:37:33 and 15C "Both daughters beam with pride."

Talking/Showing slides of the climbing expedition to students at her daughter's school was replaced with an award Lhakpa was receiving. The children being older apparently necessitated a change of venue in the film.

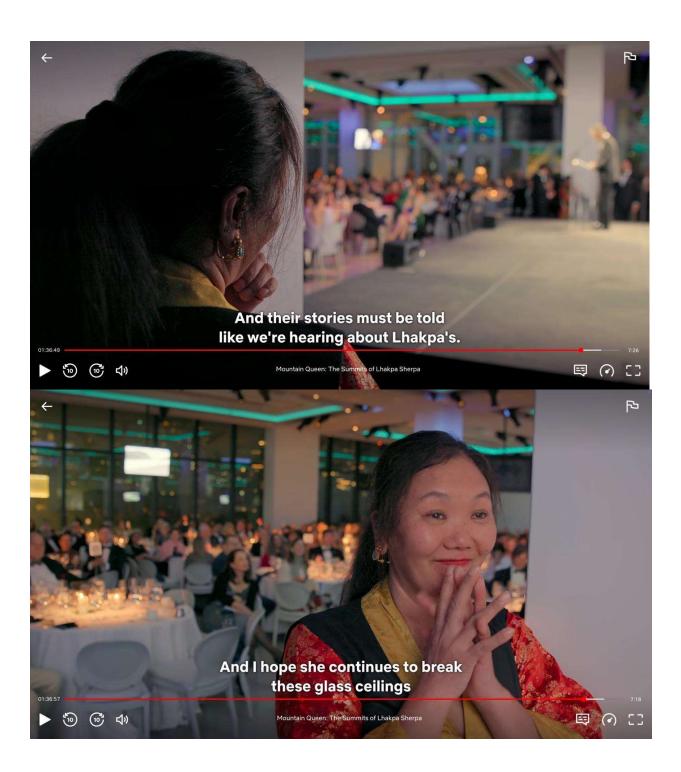
Otherwise, *Mountain Queen* mirrored this scene in the 2017 Outline to a tee. Lhakpa's daughters are shown beaming with pride as her exploits of her climbing are being talked about. She receives a standing ovation and Lhakpa walks off stage. We then see a woman speaking with Lhakpa. The woman tells her what an inspiration she is and that her family's company is going to sponsor her for any climb or expedition she wants. This was Lhakpa's dream and is the same exact sequence that was detailed in the 2017 Outline.

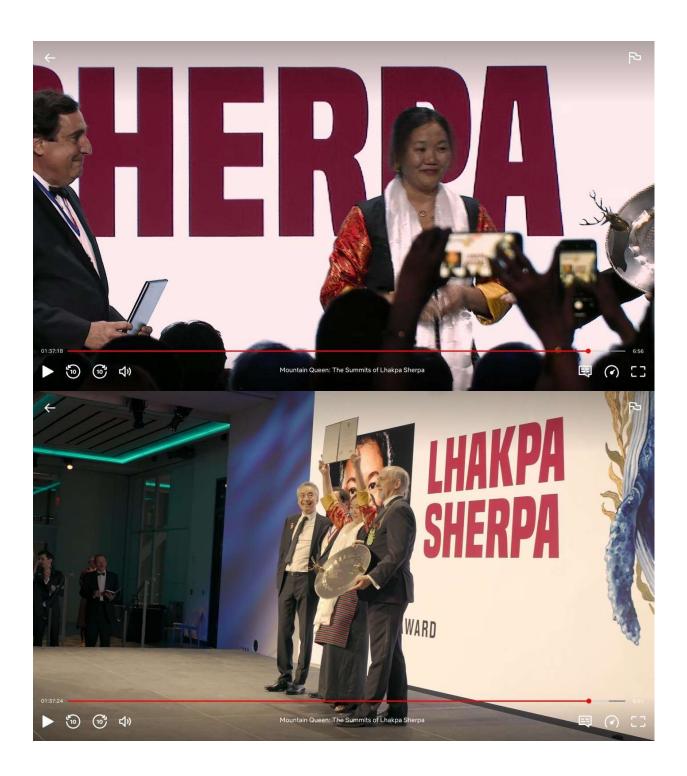


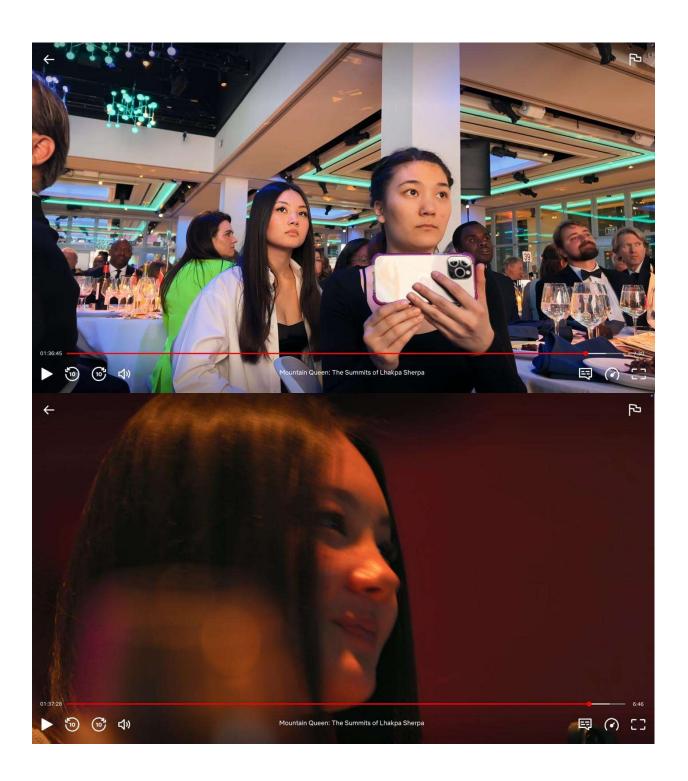














15D "Sponsor giveaway potential" 1:37:34-1:37:50

15E "Happy ending" 1:37:34-1:37:50

Section 15D states "Sponsor giveaway potential" and in 2024 Mountain Queen, a sponsor comes out of the woodwork at the end of the film, just as planned for in the 2017 Outline.







