

1 Marc J. Randazza, SBN 269535
Alex J. Shepard, SBN 295058
2 RANDAZZA LEGAL GROUP, PLLC
8991 W Flamingo Rd., Suite B
3 Las Vegas, Nevada 89147
4 Telephone: 702-420-2001
ecf@randazza.com

5 *Attorneys for Defendant*
6 *Craig Petty*

7 **IN THE UNITED STATES DISTRICT COURT**
8 **CENTRAL DISTRICT OF CALIFORNIA**
9 **WESTERN DIVISION**

10 MESIKA MAGIC, a California
corporation, YIGAL MESIKA, an
11 individual,

12 Plaintiffs,

13 vs.

14 PENGUIN MAGIC, INC., a Nevada
corporation, CRAIG PETTY, a resident
15 of the United Kingdom, DOES 1-10,
16 inclusive,

17 Defendants.

Case No. 2:25-cv-07943-MWF-MBK

**Defendant Craig Petty’s Request for
Judicial Notice in Support of
Defendant’s Motion to Dismiss
Under Fed. R. Civ. P. 12(B)(6)
and for Relief Under Cal. Code Civ.
Proc. § 425.16, And Memorandum in
Support**

Hearing Date: June 10, 2026
Hearing Time: 10:00 a.m.
Courtroom: 5A

18 TO: THE PARTIES AND THEIR RESPECTIVE COUNSEL

19 Defendant Craig Petty hereby requests the Court take judicial notice, pursuant
20 to Rule 201 of the Federal Rules of Evidence, of the documents referenced below,
21 which are submitted in support of Defendant’s Motion To Dismiss Under Fed. R.
22 Civ. P. 12(B)(6) and for Relief Under Cal. Code Civ. Proc. § 425.16, and
23 Memorandum in Support.

1 **Exhibit 1:** Promotional material referencing Mesika performing at the
2 Magic Castle in Los Angeles, not available digitally. *See* Declaration of Craig Petty
3 (“Petty Dec.”) at *Exhibit A*.

4 **Exhibit 2:** Composite of Magic New Zealand Magazine advertisement and
5 YouTube Video showing Mesika lectured at the Blackpool Magic Convention,
6 available at: Magic New Zealand Magazine, Issue 700 (Oct. 2009), at § 14
7 (<https://askalexander.org/display/97098/Magic+New+Zealand+Issue+63/718>); and
8 <https://www.youtube.com/watch?v=EC5T0OC-pxU>.

9 **Exhibit 3:** Facebook post showing Mesika appeared as a featured magician
10 at Ballet Magique, a recognized magic performance venue, available at: [https://www](https://www.facebook.com/share/p/1AwJSFpsXx/?mibextid=wwXIfr)
11 [.facebook.com/share/p/1AwJSFpsXx/?mibextid=wwXIfr](https://www.facebook.com/share/p/1AwJSFpsXx/?mibextid=wwXIfr).

12 **Exhibit 4:** Facebook video post announcing Mesika’s appearance at
13 Fédération Internationale des Sociétés Magiques, the World Championships of
14 Magic, available at: [https://www.facebook.com/share/v/1FJaeun6xU/?mibextid=ww](https://www.facebook.com/share/v/1FJaeun6xU/?mibextid=wwXIfr)
15 [XIfr](https://www.facebook.com/share/v/1FJaeun6xU/?mibextid=wwXIfr).

16 **Exhibit 5:** Penguin Magic listing showing Mesika was an artist and lecturer
17 at the International Magic experience in Las Vegas, available at: [https://www.penguin](https://www.penguinmagic.com/p/2659?srsltid=AfmBOorClfaTza4m5tPB_mTLuv0ei0Q4XocJsg5C5evTCLsELLdKR14)
18 [magic.com/p/2659?srsltid=AfmBOorClfaTza4m5tPB_mTLuv0ei0Q4XocJsg5C5](https://www.penguinmagic.com/p/2659?srsltid=AfmBOorClfaTza4m5tPB_mTLuv0ei0Q4XocJsg5C5evTCLsELLdKR14)
19 [evTCLsELLdKR14](https://www.penguinmagic.com/p/2659?srsltid=AfmBOorClfaTza4m5tPB_mTLuv0ei0Q4XocJsg5C5evTCLsELLdKR14).

20 **Exhibit 6:** Highlight reel from the Essential Magic Conference in 2012
21 showing Mesika was a speaker, available at: [https://www.youtube.com/watch?v=w](https://www.youtube.com/watch?v=wKD7ZQzLMto)
22 [KD7ZQzLMto](https://www.youtube.com/watch?v=wKD7ZQzLMto).

23

1 **Exhibit 7:** Article referencing Mesika lecturing on invisible thread
2 techniques at the “Magic in the Rockies” convention, available at: Magic New
3 Zealand Magazine, Issue 290 (Oct. 2004), § 11.

4 **Exhibit 8:** Nielsen Magic article referencing Mesika as a lecturer at the
5 Magic Live convention in Las Vegas, available at: [https://nnmagic.com/magic-live-](https://nnmagic.com/magic-live-2016-lupes-review/)
6 [2016-lupes-review/](https://nnmagic.com/magic-live-2016-lupes-review/).

7 **Exhibit 9:** Video showing Mesika performing and demonstrating one of his
8 marketed effects during the Magic Live convention in Las Vegas, available at:
9 <https://www.youtube.com/watch?v=VtHiF59iJvw>.

10 **Exhibit 10:** Documentary film “The Magic Life” featuring Mesika, available
11 at: <https://www.themagiclifefilm.com>.

12 **Exhibit 11:** Interview with Mesika on the Penguin Magic Podcast, available
13 at: [https://podcasts.apple.com/us/podcast/yigal-mesika-the-thread-of-this-interview](https://podcasts.apple.com/us/podcast/yigal-mesika-the-thread-of-this-interview-is/id1479053665?i=1000526777785)
14 [-is/id1479053665?i=1000526777785](https://podcasts.apple.com/us/podcast/yigal-mesika-the-thread-of-this-interview-is/id1479053665?i=1000526777785).

15 **Exhibit 12:** Interview with Mesika on The Magic Word Podcast, available at:
16 <https://www.themagicwordpodcast.com/scottwellsmagic/326-yigal-mesika>.

17 **Exhibit 13:** Podcast interview with Mesika featured on The Insider Podcast
18 produced by Vanishing Inc. Magic, available at: [https://www.vanishingincmagic.co](https://www.vanishingincmagic.com/blog/the-insider-yigal-mesika)
19 [m/blog/the-insider-yigal-mesika](https://www.vanishingincmagic.com/blog/the-insider-yigal-mesika).

20 **Exhibit 14:** Cover feature and full interview with Mesika published in
21 Vanish Magazine, Issue No. 38, available at: [https://digitalvanishmagazine.com/van](https://digitalvanishmagazine.com/vanish-magic-back-issues-vanish-magazine-38/0751470001504743280)
22 [ish-magic-back-issues-vanish-magazine-38/0751470001504743280](https://digitalvanishmagazine.com/vanish-magic-back-issues-vanish-magazine-38/0751470001504743280).

23

1 **Exhibit 15:** Cover feature interview with Mesika published in Penguin
2 Magic Magazine, available at: <https://www.penguinmagic.com/p/15634>.

3 **Exhibit 16:** Video of illusionist Criss Angel performing a Mesika effect on
4 the television series Mindfreak, available at: <https://youtu.be/4GSLUFwKKaU>.

5 **Exhibit 17:** Facebook post referencing internationally renowned magician
6 David Blaine performing Mesika’s marketed effect “Innercircle” during a television
7 appearance, available at: <https://www.facebook.com/share/p/1SiukPHof/?mibextid=wwXIfr>.

8
9 **Exhibit 18:** Video of Keiichi Iwasaki performing Mesika’s marketed magic
10 product “Tarantula II” during his act on Britain’s Got Talent and getting the Golden
11 Buzzer, available at: <https://www.youtube.com/watch?v=F4v0BZtrSbY>.

12 **Exhibit 19:** Video of magician Keiichi Iwasaki performing Mesika’s
13 marketed magic product “Tarantula II” during his act on America’s Got Talent All-
14 Stars, available at: <https://youtu.be/QrPhn-jaV5A>.

15 **Exhibit 20:** Facebook post by Mesika announcing a partnership with
16 Marvin’s Magic for the distribution of his creation “Zorbi,” available at: <https://www.facebook.com/share/1FJpzZYzQK/?mibextid=wwXIfr>.

17
18 **Exhibit 21:** Facebook post by Mesika stating his product Zorbi is being sold
19 in major international retail stores including FAO Schwarz and Hamleys, available
20 at: <https://www.facebook.com/share/v/1d3PKtD7vX/?mibextid=wwX>.

21 **Exhibit 22:** Composite of sites advertising Mesika’s product Tarantula,
22 available at: [https://www.penguinmagic.com/time-machine/2010/10/03/?srsltid=AfmBOoqgmrT38aEqdv6aWT8gpBd1EQxGxp9Diu-OBrl0QedQQoqaWCixl](https://www.penguinmagic.com/time-machine/2010/10/03/?srsltid=AfmBOoqgmrT38aEqdv6aWT8gpBd1EQxGxp9Diu-OBrl0QedQQoqaWCixl;);
23

1 Amazing Card Magic, No. 57, L&L Publishing (2009);
2 [https://www.lybrary.com/genii-volume-71-2008-p-561748.html?keywords=Yigal+](https://www.lybrary.com/genii-volume-71-2008-p-561748.html?keywords=Yigal+Mesika)
3 [Mesika](#); and the Linking Ring Magazine, February 2010.

4 **Exhibit 23:** Composite of sites advertising Mesika's product Loops,
5 available at: [https://www.penguinmagic.com/time-machine/2010/10/03/?srsltid=Af](https://www.penguinmagic.com/time-machine/2010/10/03/?srsltid=AfmBOoqgmrT38aEqdv6aWT8gpBd1EQxGxp9Diu-OBrl0QedQOqaWCixl)
6 [mBOoqgmrT38aEqdv6aWT8gpBd1EQxGxp9Diu-OBrl0QedQOqaWCixl](#); [https://](https://www.penguinmagic.com/time-machine/2012/06/08/?srsltid=AfmBOoqz8XizFb_fI1x7u49oX94FFNkVi7wmnZE7ZocFAOY8t4BePtU0)
7 [www.penguinmagic.com/time-machine/2012/06/08/?srsltid=AfmBOoqz8XizFb_fI](#)
8 [1x7u49oX94FFNkVi7wmnZE7ZocFAOY8t4BePtU0](#); and [https://www.penguinma](https://www.penguinmagic.com/time-machine/2013/10/23/?srsltid=AfmBOoptAFxHicjusjEwfl9Dd-Wmq)
9 [gic.com/time-machine/2013/10/23/?srsltid=AfmBOoptAFxHicjusjEwfl9Dd-Wmq](#)
10 [u7l-RqEoSau_ctf3RDaf3ldyS6D](#).

11 **Exhibit 24:** Listing of Mesika's product Spider Pen Pro on Magic Shop,
12 available at: [https://blog.magicshop.co.uk/2012/04/just-had-news-in-that-new-spide](https://blog.magicshop.co.uk/2012/04/just-had-news-in-that-new-spider-pen.html)
13 [r-pen.html](#).

14 **Exhibit 25:** Listing of multiple Mesika products on Discount Magic Shop,
15 available at: [https://www.discountmagic.co.uk/we-are-now-happy-to-provide-the-](https://www.discountmagic.co.uk/we-are-now-happy-to-provide-the-full-raneg-from-yigal-mesika/)
16 [full-raneg-from-yigal-mesika/](#).

17 **Exhibit 26:** Video from Magic Duck – Magic Store advertising Mesika
18 products, available at: https://www.youtube.com/watch?v=IFBi_3PtwNc.

19 **Exhibit 27:** Composite of sites around the world listing Mesika's magic
20 products, available at: <https://www.penguinmagic.com/magician/yigal-mesika>;
21 <https://www.gin-magic.com/yigalmesika>; [https://tabascomagic.com/en/webshop/#!/](https://tabascomagic.com/en/webshop/#!/~/search/keyword=Mesika)
22 [/~/search/keyword=Mesika](#); <https://magicas.net/busca&search=mesika>; [https://zaub](https://zaubern.org/brand/yigal-mesika/)
23 [ern.org/brand/yigal-mesika/](#); https://www.magic-shop.ru/?action=search&fr_name

1 [=mesika&x=0&y=0; http://www.tekmagic.co.kr/shop/shopbrand.html?search=Yig](#)
2 [al%20Mesika; https://www.neoinception.co.kr/shop/goods/goods_search.php?search](#)
3 [hed=Y&log=1&skey=all&sword=mesika&x=13&y=11; https://magicbox.uk.com/s](#)
4 [earch?q=mesika&options%5Bprefix%5D=last; https://magicshop.co.uk/search?typ](#)
5 [e=product&q=Mesika; https://www.discountmagic.co.uk/?s=Mesika&post_type=p](#)
6 [roduct; and https://alakazam.co.uk/search?q=mesika&options%5Bprefix%5D=last.](#)

7 **Exhibit 28:** Composite of YouTube videos reviewing Mesika's Zorbi
8 product with over 300,000 views combined, available at: [https://youtu.be/kviWAcIh](https://youtu.be/kviWAcIhMRU?si=gNX_NrfiJj0wnQ1W)
9 [MRU?si=gNX_NrfiJj0wnQ1W](https://youtu.be/hOLFmN2jCVY); and <https://youtu.be/hOLFmN2jCVY>.

10 **Exhibit 29:** Composite of YouTube videos reviewing Mesika's Electric
11 Touch Plus product with over 116,000 views combined, available at:
12 <https://www.youtube.com/watch?v=5wM4snjaeHg>; [https://youtu.be/-UCwPoJRW](https://youtu.be/-UCwPoJRWnA?si=rQ9YtP-FQCji3sV3)
13 [nA?si=rQ9YtP-FQCji3sV3](https://youtu.be/jjLdEiyjt4E?si=6NeLABlg_x8BMRXV); and [https://youtu.be/jjLdEiyjt4E?si=6NeLABlg_x8B](https://youtu.be/jjLdEiyjt4E?si=6NeLABlg_x8BMRXV)
14 [MRXV](https://youtu.be/jjLdEiyjt4E?si=6NeLABlg_x8BMRXV).

15 **Exhibit 30:** Composite of YouTube videos reviewing Mesika's Tarantula II
16 product with over 330,000 views combined, available at:
17 <https://youtu.be/tP7MDRWM4vk>; [https://youtu.be/KCTeJdvPnVw?si=q67VbsYv2](https://youtu.be/KCTeJdvPnVw?si=q67VbsYv251PTRt3)
18 [51PTRt3](https://youtu.be/ZHKo-sELH3M?si=kiv-VOGDlnBCG-97); <https://youtu.be/ZHKo-sELH3M?si=kiv-VOGDlnBCG-97>; <https://youtu.be/UwJzfxBbZFE>; https://youtu.be/P7nATrnfXH4?si=ZSn7uaK_VKeyao7Q; <https://youtu.be/NxAlMC7cFKw>; <https://youtu.be/sxcXov2pPV0>; [https://youtu.be/Lp5C](https://youtu.be/Lp5C2ZLVvmw?si=VxXNfLEBojUg6XxF)
19 [2ZLVvmw?si=VxXNfLEBojUg6XxF](https://youtu.be/Lp5C2ZLVvmw?si=VxXNfLEBojUg6XxF); <https://youtu.be/I2nQMIMEPp8>; <https://youtu.be/AmsMPGqpcjY?si=gfJV0GLcuhf0AvPd>; [https://youtu.be/8p23c06a9pQ?si=](https://youtu.be/8p23c06a9pQ?si=oONTchbsxX6XRn-m)
20 [oONTchbsxX6XRn-m](https://youtu.be/8p23c06a9pQ?si=oONTchbsxX6XRn-m); <https://youtu.be/dIUISMeC5ac?si=ztflkj83geaNWmbB>; [ht](https://youtu.be/dIUISMeC5ac?si=ztflkj83geaNWmbB)

1 [ps://youtu.be/Zr7su-hHy3E?si=No-uEJagyo1htQdT](https://youtu.be/Zr7su-hHy3E?si=No-uEJagyo1htQdT); and https://youtu.be/vq9h3_E_46g?si=Kebxnk311ZZEJGFn.

3 **Exhibit 31:** Composite of YouTube videos reviewing Mesika’s Spider Pen
4 Pro product with over 21,000 views combined, available at:
5 <https://youtube.com/shorts/A5Zp8RyeV1M?si=1iTzUY6z27EJpn2X>; <https://youtu.be/pN8ubXhhThY?si=3hmgs400Vbj-OWmt>; and <https://youtu.be/EKsHpOFkxEQ?si=j1Rg8ZUARBOY74oe>.

8 **Exhibit 32:** Composite of YouTube videos reviewing Mesika’s Spider Pen X
9 product with over 19,000 views combined, available at: <https://youtu.be/LGSULVLWmNg?si=nLzJf5Xm6XOkGyp4>; https://youtu.be/EEc_T8pBirc?si=GjNVaMD3Zh_X8qfr; and <https://youtu.be/Ed6GyUW5HTU?si=O38wgMbBS8K85xKT>.

12 **Exhibit 33:** Composite of YouTube videos reviewing Mesika’s Ring Flight
13 product with over 15,000 views combined, available at: https://youtube.com/shorts/Ejj4drVtfgM?si=lPutNq7kSRsIIG_d; <https://youtu.be/phBnMO5cPY8?si=nagnSWP3CCL5P5S0>; <https://youtu.be/4fLfE2rMXwU?si=lAZbfia1Xh78fJ8>; <https://youtu.be/WB4qJEOyWSA?si=H2-zX2pJSKLW0gTI>; <https://youtu.be/gjqeZyHJBZ8?si=88Km4lzg9YSnG-Wq>; and <https://www.youtube.com/watch?v=nBtD7ui6tn8>.

18 **Exhibit 34:** Composite of YouTube videos reviewing Mesika’s Loops
19 product with over 34,000 views combined, available at: https://youtu.be/nHePBs1KzQ?si=z_oiEmFKtXjidyZ0; https://youtu.be/fS5h2Di0bJE?si=aHwC6g4OarxF7_px; <https://youtu.be/hA24nnjWlag?si=Vg5XLYyoYdOGs83Q>; and <https://youtu.be/DK40xjFvo-o>.

1 **Exhibit 35:** Composite of YouTube videos reviewing Mesika’s Innercircle
2 product with over 22,000 views combined, available at: [https://youtu.be/nlNBQfw8](https://youtu.be/nlNBQfw8ydg?si=WscPQkSplURWZPbS)
3 [ydg?si=WscPQkSplURWZPbS](https://youtu.be/nlNBQfw8ydg?si=WscPQkSplURWZPbS); and [https://youtu.be/TNQ3Q7Zmss8?si=SO4v_vk](https://youtu.be/TNQ3Q7Zmss8?si=SO4v_vknUbbyABZB)
4 [nUbbyABZB](https://youtu.be/TNQ3Q7Zmss8?si=SO4v_vknUbbyABZB); https://youtu.be/nlNBQfw8ydg?si=6s41ReiVgQ_Qi82d.

5 **Exhibit 36:** Facebook post and comments comparing Rinkey Dinky to
6 Mesika’s Ring Flight, available at: [https://www.facebook.com/share/v/1Db958u52k](https://www.facebook.com/share/v/1Db958u52k/?mibextid=wwXIfr)
7 [/?mibextid=wwXIfr](https://www.facebook.com/share/v/1Db958u52k/?mibextid=wwXIfr).

8 **Exhibit 37:** Facebook post in a private Facebook group “Magicians Only”
9 discussing malfunctioning Mesika Ring Flight device, post not available to the
10 public. *See* Petty Dec. at *Exhibit B*.

11 **Exhibit 38:** Facebook post in a private Facebook group “Magicians Only”
12 discussing Mesika’s AirFlight device, post not available to the public. *See* Petty Dec.
13 at *Exhibit C*.

14 **Exhibit 39:** Facebook post in a private Facebook group “Magicians Only”
15 discussing Mesika’s AirFlight device and whether it is a direct copy or evolution of
16 an existing ring flight concept, post not available to the public. *See* Petty Dec. at
17 *Exhibit D*.

18 **Exhibit 40:** Vanishing Inc. article about Mesika’s Ring Flight and comments
19 discussing whether this product is licensed or credits past similar products, available
20 at: [https://www.vanishingincmagic.com/close-up-magic/mesika](https://www.vanishingincmagic.com/close-up-magic/mesika-ring-flight/)
21 [-ring-flight/](https://www.vanishingincmagic.com/close-up-magic/mesika-ring-flight/).

1 **Exhibit 41:** YouTube video published by magicians David Penn and Paul
2 Longhurst reviewing Mesika’s ring flight and discussing confusion regarding how
3 Mesika got the patent, available at: <https://youtu.be/nBtD7ui6tn8>.

4 **Exhibit 42:** Article published by Milord Law Group discussing Mesika’s
5 patent infringement suit against Sean Bogunia, available at:
6 [https://www.iptrademarkattorney.com/los-angeles-patent-magic-magician-illusion-](https://www.iptrademarkattorney.com/los-angeles-patent-magic-magician-illusion-infringement-reel-pen/)
7 [infringement-reel-pen/](https://www.iptrademarkattorney.com/los-angeles-patent-magic-magician-illusion-infringement-reel-pen/).

8 **1.0 ARGUMENT**

9 Under Fed. R. Evid. 201(b), “[t]he court may judicially notice a fact that is
10 not subject to reasonable dispute because it: (1) is generally known within the trial
11 court’s territorial jurisdiction; or (2) can be accurately and readily determined from
12 sources whose accuracy cannot reasonably be questioned.” The above-identified
13 exhibits consist of third-party discussion, ads, and reviews of Plaintiff Mesika and /
14 or his magic products. There is no reasonable dispute that third parties made these
15 statements.

16 Defendant does *not*, however request the Court take judicial notice of the truth
17 of the underlying allegations in these documents. Rather, Defendant requests that
18 the Court merely take notice of the existence of these documents and that they were
19 publicly available at the time of their publication. It is appropriate for district courts
20 to take judicial notice for this purpose. *See Taylor v. ESPN, Inc.*, 2026 U.S. Dist.
21 LEXIS 55940, *20 (N.D. Cal. Mar. 17, 2026) (taking judicial notice of news articles
22 “for the purpose of noting the existence of news coverage regarding Mr. Taylor and
23 the general topic of women in sports, but not for the truth of any matters asserted in

1 the articles”); *Von Saher v. Norton Simon Museum of Art at Pasadena*, 592 F.3d 954,
2 960 (9th Cir. 2010) (“Courts may take judicial notice of publications introduced to
3 ‘indicate what was in the public realm at the time, not whether the contents of those
4 articles were in fact true”). That is all that is requested here.

5 **2.0 CONCLUSION**

6 For the foregoing reasons, the Court should take judicial notice of the above-
7 identified exhibits when deciding Defendant’s Anti-SLAPP Motion.

8
9 Dated: May 1, 2026.

Respectfully submitted,

10 RANDAZZA LEGAL GROUP, PLLC

11 /s/ Marc J. Randazza

Marc J. Randazza, SBN 269535

Alex J. Shepard, SBN 295058

8991 W Flamingo Rd., Suite B

12 Las Vegas, NV 89147

13 *Attorneys for Defendant*

14 *Craig Petty*

Case No. 2:25-cv-07943-MWF-(MBKx)

CERTIFICATE OF SERVICE

I CERTIFY that on May 1, 2026, I electronically filed the foregoing document with the Clerk of the Court using CM/ECF. I further certify that a true and correct copy of the foregoing document is being served via transmission of Notice of Electronic Filing generated by CM/ECF.

Respectfully submitted,

/s/ Marc J. Randazza
Marc J. Randazza