

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

\_\_\_\_\_ x

Ellen Newlin Chase and Margaret Chase Perry,

Plaintiffs,

v.

Warner Bros. Entertainment, Inc.; Warner Bros.  
Consumer Products, Inc.; Warner-Olive Music LLC;  
Warner Bros. Home Entertainment, Inc.; Chuck  
Lorre Productions, Inc.; CBS Corporation;  
CBS Consumer Products, Inc.; Turner  
Broadcasting System, Inc.; Fox Broadcasting  
Company; Fox Television Stations, Inc.; Ripple  
Junction Design Co.; and Willis Music Company,

Defendants.  
\_\_\_\_\_ x

Civil Action No. \_\_\_\_\_

**COMPLAINT**

**Trial by Jury  
Demanded**

Plaintiffs Ellen Newlin Chase and Margaret Chase Perry, by their counsel, as and for their Complaint against Defendants, allege as follows:

**NATURE OF THE ACTION**

1. This is a copyright infringement action against television producers and their broadcasting, licensing, and merchandising partners who willfully infringed Plaintiffs' copyrighted song lyrics by repeatedly using the lyrics in their entirety on *The Big Bang Theory*, one of the world's most popular television sitcoms. The lyrics – beginning with the words “Soft kitty, warm kitty” (the “Soft Kitty Lyrics”) – were created as a poem by Edith Newlin, the Plaintiffs' mother. Defendants have used the Soft Kitty Lyrics without authorization in their entirety as an emblematic feature of *The Big Bang Theory*, contributing materially to the program's enormous success, and in

promotion and advertising for the show. Defendants have also used the Soft Kitty Lyrics in their entirety on a wide range of merchandise items, from t-shirts to air fresheners, as part of one of the largest global licensing and merchandising programs ever mounted for a live-action television series.

2. The Soft Kitty Lyrics were created in the 1930's by Edith Newlin, the author of several published books for children, two of which have had substantial sales and are still being published by Scholastic. The Soft Kitty Lyrics were published by Defendant Willis Music Company in 1937, with Edith Newlin's permission, in the book *Songs for the Nursery School*. That book clearly identifies Edith Newlin as the author and copyright owner of the Soft Kitty Lyrics. On page 27 of the book, where the Soft Kitty Lyrics appear accompanied by public domain music, the lyrics are credited to "Edith Newlin." On the book's Acknowledgements page, which appears immediately after the book's title and copyright page, Laura Pendleton MacCartney, the book's compiler and fellow contributor, writes as follows:

#### ACKNOWLEDGEMENTS

The author is grateful to the following who have so kindly given permission to use the respective copyrights in the preparation of this book:

. . . To Edith Newlin for the words to . . . "Warm Kitty."

3. In 1937 the collective work *Songs for the Nursery School* was timely registered in the Copyright Office by Defendant Willis Music in its own name. Willis Music timely renewed the registration in 1964, naming Laura Pendleton MacCartney as the copyright claimant. Under the Copyright Act of 1909, which was applicable at the time, this registration and renewal served also to register and renew Edith Newlin's

copyright in the Soft Kitty Lyrics at issue in this action. That copyright is now owned exclusively by the Plaintiffs, the daughters and heirs of Edith Newlin, who died in 2004.

4. Despite *Songs for the Nursery School's* identification of Edith Newlin as the author and copyright owner of the Soft Kitty Lyrics, Defendants never contacted or made any attempt to contact Edith Newlin or her successors to seek permission to use the Soft Kitty Lyrics, and Plaintiffs have never granted any permission to Defendants to do so. Instead, in about 2007, on information and belief, Defendant Warner Bros. Entertainment, Inc., one of the producers of *The Big Bang Theory*, wanting to use the Soft Kitty Lyrics on the program, worked out a deal with Defendant Willis Music that purported to grant Warner Bros. Entertainment the right to use the Soft Kitty Lyrics on the sitcom. Defendant Willis Music's President, Kevin Cranley, states on his company's website as follows: "Warner Brothers and I worked together to secure the rights for the show and they have been using the song ever since." However, neither Willis Music nor Warner Bros. Entertainment could lawfully "secure the rights" to use the Soft Kitty Lyrics without Plaintiffs' authorization

5. Defendants' infringements of Plaintiffs' copyright were, on information and belief, willful. The Defendants have extensive experience in the licensing of music and lyrics, and yet they purposefully or recklessly ignored the written statements in *Songs for the Nursery School* that Edith Newlin was the creator and owner of the copyright in the lyrics.

6. Defendants not only willfully infringed Plaintiffs' copyright, but they failed to credit Edith Newlin as the author of the Soft Kitty Lyrics. Instead, they placed a credit line on some merchandise items that made it appear as if one of the Defendants

themselves created the Soft Kitty Lyrics. The credit states that the Soft Kitty Lyrics were “Written by Bill Prady.” Bill Prady is a principal of Defendant Chuck Lorre Productions, one of the producers of *The Big Bang Theory*.

7. In this action the Plaintiffs are pursuing the remedies for willful copyright infringement provided in the Copyright Act.

#### **JURISDICTION AND VENUE**

8. The Court has jurisdiction of this action under the Copyright Act, 17 U.S.C. § 101 *et seq.* and under Sections 1331 and 1338(a) of Title 28 of the United States Code, 28 U.S.C. §§ 1331 and 1338(a).

9. Venue is proper in this district pursuant to Section 1400(a) of the United States Code, 28 U.S.C. § 1400(a).

#### **The Parties**

10. Plaintiffs Ellen Newlin Chase and Margaret Chase Perry are citizens of the State of New Hampshire. They are the owners of the copyright in the Soft Kitty Lyrics.

11. Defendant Warner Bros. Entertainment, Inc. (“Warner Entertainment”) is, on information and belief, a California corporation, its principal place of business is located in Burbank, CA, and it has an office at 1325 Eighth Avenue #1, New York, NY 10019. Warner Entertainment is one of the producers of *The Big Bang Theory*, which has made repeated use of the Soft Kitty Lyrics. Warner Entertainment also licenses merchandise items that incorporate the Soft Kitty Lyrics.

12. Defendant Warner Bros. Consumer Products, Inc. (“Warner Consumer Products”) is, on information and belief, a Delaware corporation, with its principal place of business at 4000 Warner Blvd., Burbank, CA 91522, and it does or transacts business

in the State of New York. Warner Consumer Products, a Warner Bros. Entertainment Company, is one of the world's leading licensing and retail merchandising organizations. On information and belief, it has built and managed the international licensing and merchandising program for *The Big Bang Theory*, including the licensing of merchandise items that incorporate the Soft Kitty Lyrics.

13. Defendant Warner Olive Music LLC ("Warner Olive") is, on information and belief, a Delaware company, with its principal place of business at 10585 Santa Monica Blvd., Los Angeles, CA 90025, and it does or transacts business in the State of New York. Warner Olive, a Warner Bros. Entertainment Company, is, on information and belief, in the business of music publishing and licensing and has licensed music and lyrics performed on *The Big Bang Theory*, including the Soft Kitty Lyrics. Warner Olive also licenses merchandise items that incorporate the Soft Kitty Lyrics.

14. Defendant Warner Bros. Home Entertainment, Inc. ("Warner Home Entertainment") is, on information and belief, a Delaware company, with its principal place of business located at 4000 Warner Blvd., Burbank, CA 91522, and it does or transacts business in the State of New York. Warner Home Entertainment, a Warner Bros. Entertainment Company is, on information and belief, a distributor of home video titles and has distributed in the United States and other countries DVDs of *The Big Bang Theory* that incorporate the Soft Kitty Lyrics.

15. Defendant Chuck Lorre Productions, Inc. ("Chuck Lorre Productions") is, on information and belief, a California corporation, with its principal place of business at 4000 Warner Blvd, Burbank, CA, 91522 and it does or transacts business in the State of

New York and/or has an agent in New York, N.Y. Chuck Lorre Productions is one of the producers of *The Big Bang Theory*, which has made repeated use of the Soft Kitty Lyrics.

16. Defendant CBS Corporation (“CBS”) is, on information and belief, a Delaware corporation, with its principal place of business located at 51 W. 52<sup>nd</sup> Street, New York, N.Y. 10019. CBS broadcasts *The Big Bang Theory*, including the Soft Kitty Lyrics, over the CBS television network. On information and belief, CBS also licenses and sells merchandise items that incorporate the Soft Kitty Lyrics, including on its CBS.com “Big Bang Theory” store.

17. Defendant CBS Consumer Products, Inc., (“CBS Consumer Products”) is, on information and belief, a Delaware corporation, with its principal place of business located at 1675 Broadway, 17<sup>th</sup> Floor, New York, NY, 10019. CBS Consumer Products is a subsidiary of Defendant CBS and, on information and belief, manages the worldwide licensing and merchandising of CBS. It licenses and sells merchandise items that incorporate the Soft Kitty Lyrics.

18. Defendant Turner Broadcasting System, Inc. (“Turner Broadcasting”), is, on information and belief, a Georgia corporation, with its principal place of business located at One CNN Center, Atlanta, GA 30303, and it does or transacts business in the State of New York. Turner Broadcasting holds off-network syndication rights for cable television in *The Big Bang Theory*, and has broadcast or licensed the broadcast of *The Big Bang Theory*, including the Soft Kitty Lyrics. On information and belief, Turner Broadcasting also licenses and sells merchandise items that incorporate the Soft Kitty Lyrics, including on its TBS.com “Big Bang Theory” store.

19. Defendant Fox Broadcasting Company (“Fox Broadcasting”) is, on information and belief, a Delaware corporation, with its principal place of business located at 10201 West Pico Blvd., Los Angeles, CA 90064, and has an office in New York at 1211 Avenue of the Americas, New York, NY 10036. Fox Broadcasting is, on information and belief, a commercial broadcast television network, and it broadcasts reruns of *The Big Bang Theory*, including the Soft Kitty Lyrics, through its subsidiary Defendant Fox Television Stations, Inc.

20. Defendant Fox Television Stations, Inc. (“Fox Television”) is, on information and belief, a Delaware corporation, with its principal place of business located at 1211 Avenue of the Americas, New York, NY 10036. Fox Television is a group of television stations, owned-and-operated by Defendant Fox Broadcasting Company that, on information and belief, holds off-network television rights to *The Big Bang Theory*, and has broadcast or licensed the broadcast of *The Big Bang Theory*, including the Soft Kitty Lyrics.

21. Defendant Ripple Junction Design Co. (“Ripple Junction”) is, on information and belief, an Ohio corporation, with its principal place of business located at 8183 Center Park Drive, West Chester, OH, and it does and/or transacts business in the State of New York. Ripple Junction is, on information and belief, a designer, developer, distributor and seller of licensed merchandise, and it has designed and/or developed, and sells and distributes merchandise items that incorporate the Soft Kitty Lyrics.

22. Defendant Willis Music Company (“Willis Music”) is, on information and belief, a Kentucky corporation, with its principal place of business located at 7380 Industrial Rd., Florence, KY 41042, and it does or transacts business in the State of New

York. Willis Music is an international music publisher that, on information and belief, purported to authorize Defendant Warner Entertainment to use the Soft Kitty Lyrics on *The Big Bang Theory*.

### **The Facts**

#### ***Edith Newlin – Teacher and Author***

23. Plaintiffs' mother, Edith Newlin (later Edith Newlin Chase), was born in 1905 on a farm in Indiana. After teaching and studying in New York and Connecticut, she moved to the small town of Alstead, New Hampshire, where she worked as a nursery school teacher for approximately 35 years, and where both of the Plaintiffs still live.

24. Edith Newlin wrote original poetry and stories for children throughout her life, and her poems and stories were published in books, anthologies, collections, and journals.

25. Edith Newlin's publications include the following, among others:

(1) Poems and stories for children published in more than two dozen anthologies, including *Songs for the Nursery School*, published by Willis Music in 1937; *Another Here and Now Storybook*, by Lucy Sprague Mitchell and co-authors, published by Dutton in 1937; *Very Young Verses*, published by Houghton Mifflin in 1945; *Time for Poetry*, published by Scott, Foresman and Company in 1951; and *The Arbuthnot Collection of Children's Literature*, published by Scott, Foresman and Company in 1961.

(2) Three children's picture books, each based on a single poem and published by Scholastic:



i. *The New Baby Calf*, published by Scholastic-TAB Publications Ltd. in 1984. This book has been continually in print to the present and has also been published in Spanish, French, German, Norwegian, Korean and Arabic translations. *The New Baby Calf* has sold approximately 190,000 copies to date.

ii. *Waters*, published by North Winds Press, a division of Scholastic Canada Ltd., in 1993. This book has been continually in print to the present and has also been published in French and Korean translations. *Waters* has sold approximately 78,000 copies to date.

iii. *Secret Dawn*, published by North Winds Press, a division of Scholastic Canada Ltd., in 1996.

***Edith Newlin's Creation of the Poem "Warm Kitty" and its Publication in 1937***

26. In about 1933, Edith Newlin created an original children's poem titled "Warm Kitty":

Warm kitty, soft kitty,  
Little ball of fur,  
Sleepy kitty, happy kitty,  
Purr! Purr! Purr!

27. By letter dated August 17, 1933, Laura Pendleton MacCarteney asked Edith Newlin for permission to use her "Warm Kitty" poem as the lyrics to a song in a book of nursery school songs that MacCarteney was compiling. Newlin granted permission for that use, and the poem was included in the book *Songs for the Nursery School*.

28. *Songs for the Nursery School* was published by Defendant Willis Music in 1937 with the following copyright notice on its title page: "Copyright, MCMXXXVII, by The Willis Music Co."

29. Edith Newlin's "Warm Kitty" poem appears on page 27 of *Songs for the Nursery School* as the lyrics to a tune identified in *Songs for the Nursery School* as an English folk-tune. Edith Newlin is credited on that page as the author of the lyrics.

30. In the "Acknowledgements" page at the front of *Songs for the Nursery School*, MacCarteney thanked the companies and individuals "who have so kindly given permission to use the respective copyrights in the preparation of this book." In these Acknowledgements, MacCarteney specifically thanked Edith Newlin for permission to use her copyright for the Soft Kitty Lyrics. (Copies of the title and copyright page, the "Acknowledgements" page, and page 27 of *Songs for the Nursery School*, are attached as Exhibit 1.)

***Copyright Registration and Renewal Filed of Songs for the Nursery School***

31. *Songs for the Nursery School* was registered with the Copyright Office on November 17, 1937, as Registration No. E 65337, with Defendant Willis Music named as the claimant. (A copy of the relevant page of the Music Composition log of the Copyright Office for the year 1937, showing Registration No. E 65337, is attached as Exhibit 2.)

32. On June 22, 1964, the above registration was timely renewed by Defendant Willis Music in the Copyright Office in the name of Laura Pendleton MacCarteney as author, as Registration No. 339640. (A copy of the renewal copyright certificate for Registration No. 339640 is attached as Exhibit 3.)

33. Under the Copyright Act of 1909, applicable at the time, the registration of the copyright to *Songs for the Nursery School* in 1937 and the renewal of that copyright in 1964 served also to register and renew Edith Newlin's copyright in the Soft Kitty Lyrics.

***Plaintiffs Inherit their Mother's Copyright to the Soft Kitty Lyrics***

34. Under the Copyright Act of 1976, the copyright in *Songs for the Nursery School*, including Edith Newlin's copyright in the Soft Kitty Lyrics, will remain in existence for 95 years from the date of its publication in 1937 -- *i.e.*, until 2032.

35. Edith Newlin died in 2004. Her copyrights, including the copyright in the Soft Kitty Lyrics, were inherited by Plaintiffs, her surviving children, pursuant to the provisions of her will.

***"The Big Bang Theory"***

36. *The Big Bang Theory* is produced by Defendants Warner Entertainment and Chuck Lorre Productions, and broadcast in the United States by Defendant CBS over its CBS Television Network. *The Big Bang Theory* is broadcast throughout the world, including in Australia, Canada, Finland, France, Germany, Hungary, Japan, the Netherlands, Portugal, Spain and the United Kingdom.

37. In about 2011, Defendant Warner Entertainment entered into agreements for off-network syndication of re-runs of *The Big Bang Theory* on cable by Defendant Turner Broadcasting and on broadcast television by Defendant Fox Broadcasting. On information and belief, Turner Broadcasting, Fox Broadcasting and Fox Television have broadcast re-runs of *The Big Bang Theory* since 2011.

38. *The Big Bang Theory* premiered on CBS on September 24, 2007 and is currently in its ninth season on television. It was renewed for three seasons in March 2014, taking the show to its tenth season in 2016-2017.

39. *The Big Bang Theory* has been one of the highest rated shows on television, in terms of the number of viewers, in the United States, Canada, and the

United Kingdom. Defendant Warner Consumer Products stated in a June 5, 2015 press release that *The Big Bang Theory* is “Network television’s most-watched comedy among Adults 18-49 and #1 entertainment series among Total Viewers.” The ratings indicate that certain individual episodes were viewed on CBS by as many as 20 million people in the United States alone, which number does not include later viewership of re-runs. On information and belief, since 2011, when the off-network syndication began, *The Big Bang Theory* has also been one of the most watched re-runs on cable and broadcast channels.

40. On information and belief, Defendant Warner Home Entertainment manufactures and sells DVDs of *The Big Bang Theory* in the United States and other countries.

41. *The Big Bang Theory* has been the subject of one of the largest and most successful global licensing and merchandise programs for a television series. The merchandising program was built and managed by Defendant Warner Consumer Products and uses, on information and belief, about seventy (70) licensees around the world, who manufacture and sell a large array of products including apparel items, accessories and many other products. One of those licensees, Defendant Ripple Junction, manufactures, sells, and distributes a wide range of *Big Bang Theory* merchandise. The identities of most of the other licensees, distributors and retail outlets are not currently known to Plaintiffs. On information and belief, *Big Bang Theory* products are also sold online at the CBS online store run by Defendants CBS and CBS Consumer Products, at the TBS online store run by defendant Turner Broadcasting, and by other online sales channels, including Amazon.

***Defendants Warner Entertainment and Chuck Lorre Productions Purport to Secure the Rights to the Copyrighted Soft Kitty Lyrics***

42. On information and belief, in about 2007, Defendants Warner Entertainment and Chuck Lorre Productions decided that they wanted to use the Soft Kitty Lyrics on the *The Big Bang Theory*.

43. On information and belief, Defendant Warner Entertainment, knowing that the Soft Kitty Lyrics, along with public domain music, were contained in the book *Songs for the Nursery School*, published by Defendant Willis Music, approached Willis to request permission to use the Soft Kitty Lyrics on *The Big Bang Theory*.

44. Subsequently, on information and belief, in about 2007 Defendant Willis Music, without contacting the Plaintiffs and without Plaintiffs' authorization, entered into or facilitated an agreement purporting to authorize Warner Entertainment to use the Soft Kitty Lyrics on *The Big Bang Theory*. Willis Music states on its website: "Warner Brothers and I [Kevin Cranley, the President of Willis Music] worked together to secure the rights [to the Soft Kitty Lyrics] for the show and they have been using the song ever since."

45. *Songs for the Nursery School* makes clear on its Acknowledgement page and on page 27, where the lyrics appear, that Edith Newlin was the author of, and owned the copyright in, the Soft Kitty Lyrics. Defendants Warner Entertainment and Willis Music purposefully or recklessly ignored the statements in *Songs for the Nursery School* that Edith Newlin was the creator and owner of the copyright in the Soft Kitty Lyrics.

***Defendants' Extensive Infringing Uses of Plaintiffs' Copyright***

46. Since 2008, Defendants have used the Soft Kitty Lyrics repeatedly as a recurring theme in episodes of *The Big Bang Theory*, in advertising and promotion

connected to the show, and on merchandise items licensed, distributed and/or sold by Defendants.

47. Defendants have not been authorized by Plaintiffs to make any of these uses, which infringe Plaintiffs' copyright in the Soft Kitty Lyrics.

48. Defendants have used the Soft Kitty Lyrics in their entirety and with only a minor change in word order:

Soft kitty, warm kitty [instead of "Warm kitty, soft  
kitty"],  
Little ball of fur,  
Happy kitty, sleepy kitty [instead of "Sleepy kitty, happy  
kitty"],  
Purr! Purr! Purr!

49. The Soft Kitty Lyrics have played a prominent role in the development and portrayal of one of the central characters in the program, Sheldon Cooper (played by Jim Parsons), who is presented as a brilliant scientist with the emotional maturity of a child. As Sheldon has let others know in the course of the sitcom, beginning in the show's first season, his mother sang the Soft Kitty Lyrics to him as a child, and he still wants them to be sung to him when he is sick. Sheldon in turn sings the Soft Kitty Lyrics to other characters on the show who are sick or troubled.

50. The Soft Kitty Lyrics have been used in their entirety without Plaintiffs' authorization on at least eight episodes of the show:

(1) March 31, 2008, Season 1, Episode 11, "The Pancake Batter Anomaly": Penny (the show's main female character) sings "Soft Kitty" to Sheldon when he has a cold.

- (2) April 27, 2009, Season 2, Episode 21, “The Vegas Renormalization”: Sheldon demands that Penny sing “Soft Kitty” to him when he is homesick.
- (3) September 21, 2009, Season 3, Episode 1, “The Electric Can Opener Fluctuation”: Penny starts singing “Soft Kitty” to Sheldon when he is sad. Sheldon interrupts her because “sad is not sick.”
- (4) November 16, 2009, Season 3, Episode 8, “The Adhesive Duck Deficiency”: Penny asks Sheldon to sing “Soft Kitty” to her when she is feeling lightheaded. The two then sing it as a round.
- (5) September 30, 2010, Season 4, Episode 2, “The Cruciferous Vegetable Amplification”: Penny sings “Soft Kitty” to Sheldon’s Mobile Virtual Presence Device (Sheldon in robot form) and the two then perform “Soft Kitty” as a round, with Sheldon playing it on his recorder.
- (6) October 20, 2011, Season 5, Episode 6, “The Rhinitis Revelation”: Sheldon’s mother sings “Soft Kitty” to him after he gets sick from being in the rain.
- (7) May 2, 2014, Season 6, Episode 22, “The Proton Resurgence”: Sheldon sings “Soft Kitty” to Professor Proton when the professor is in the hospital.
- (8) January 29, 2015, Season 8, Episode 13, “The Anxiety Optimization”: Leonard (the show’s third main character) and Penny sing “Soft Kitty” to put Sheldon to sleep.

51. Defendants have also used the Soft Kitty Lyrics in their entirety without Plaintiffs' authorization as part of their extensive merchandising program. The Soft Kitty Lyrics have been displayed in their entirety on t-shirts, sweatshirts, hoodies, pajamas, mouse pads, mobile phone covers, wallets, air fresheners, refrigerator magnets, singing plush toys, and other products. With the exception of the singing plush toys, these merchandise items display the complete and verbatim Soft Kitty Lyrics without any musical accompaniment. This merchandise is sold on the CBS and TBS "Big Bang Theory" online stores as well as by Defendant Ripple Junction and other licensees, distributors, and sales outlets in the United States and other countries. (Screenshots of "Soft Kitty" merchandise available at the CBS, TBS and Amazon online stores, are attached, respectively, as Exhibits 4, 5 and 6).

52. On information and belief, Defendants and their licensees have exploited the Soft Kitty Lyrics in other ways that are not currently known to Plaintiffs.

53. Defendants have not only willfully infringed Plaintiffs' copyright in the Soft Kitty Lyrics, but they also failed on the program, on merchandise, or anywhere else to credit Plaintiffs' mother, Edith Newlin, as the author of the lyrics. Not only did Defendants fail to credit Edith Newlin, but they also went so far as to put a credit on some merchandise and accompanying packaging and tags, making it appear as if one of the Defendants themselves created the Soft Kitty Lyrics. The credit states: "Written by Bill Prady." Bill Prady is a principal of Defendant Chuck Lorre Productions, one of the producers of *The Big Bang Theory*. (Tags from a plush toy and a t-shirt that feature the Soft Kitty Lyrics and include this credit are attached as Exhibit 7).



54. In addition, Defendants have used the Soft Kitty Lyrics without authorization to promote and advertise *The Big Bang Theory*, including, without limitation, the following:

(1) In about November, 2010, defendant CBS conducted a “Soft Kitty” contest in which fans were asked to “upload 30-second videos of themselves singing the ‘Soft Kitty’ song.” The grand prize was a trip to Los Angeles for a taping of *The Big Bang Theory*.

(2) In advertisements for *The Big Bang Theory*, Defendant CBS has strung together into a single video the excerpts of the episodes in which the Soft Kitty Lyrics were performed.

(3) In December 2015, defendant Turner Broadcasting has been running a holiday-season advertisement for *The Big Bang Theory* in which a children’s choir sings the Soft Kitty Lyrics in their entirety. The advertisement then cuts to an image of a cat on stained glass and an end card promoting *The Big Bang Theory*.

(4) During promotional presentations for *The Big Bang Theory* at three or more Comic-Con conventions -- in 2010, 2012, and 2015 -- producers and leading actors from *The Big Bang Theory*, including Jim Parsons, Kaley Cuoco and Chuck Lorre, led large audiences in singing the Soft Kitty Lyrics. According to a Warner Consumer Products press release issued in 2013, Comic-Con, held annually in San Diego, is the “biggest pop culture convention in the world.”

55. The Soft Kitty Lyrics are among the best-known and most popular aspects of *The Big Bang Theory*. They have become a signature and emblematic feature of the show and a central part of the show's promotion.

***Plaintiffs' Discovery of Defendants' Infringement***

56. Plaintiffs discovered Defendants' infringements in August, 2014, when Plaintiff Ellen Newlin Chase, while researching her mother's history for an article she was writing, came across a blog post discussing the use of the Soft Kitty Lyrics on *The Big Bang Theory*, a program that the Plaintiffs had never viewed.

**CLAIM FOR RELIEF**

**(Direct and Contributory Copyright Infringement Against Defendants)**

57. Plaintiffs repeat and re-allege the allegations in paragraphs 1 through 56 of the Complaint.

58. Defendants' uses of the Soft Kitty Lyrics constitute direct infringement of Plaintiffs' exclusive rights of copyright as set forth in Section 106 of the Copyright Act, 17 U.S.C. § 106, including without limitation infringement of Plaintiffs' exclusive rights to reproduce the copyrighted work; to prepare derivative works based upon the copyrighted work; to distribute copies of the copyrighted work to the public by sale, license, or other transfer of ownership; to perform the copyrighted work publicly; and to display the copyrighted work publicly. Copyright Act, 17 U.S.C. § 106(1), 106(2), 106(3), 106(4), 106(5).

59. Defendants' purported authorizations to each other and to others of the right to use Plaintiffs' copyrighted work constitutes contributory infringement of Plaintiffs' exclusive right to authorize use of the copyrighted work as set forth in Section 106 of the Copyright Act, 17 U.S.C. § 106.

60. Defendants' acts of infringement were committed with knowledge or reckless disregard for Plaintiffs' exclusive rights, and constitute willful infringement of Plaintiffs' copyright.

61. Plaintiffs are entitled to recover from Defendants Plaintiff's damages and the profits made by Defendants from their infringements of Plaintiffs' copyright, or, if Plaintiffs so elect, statutory damages under Section 504 of the Copyright Act, 17 U.S.C. § 504.

62. Plaintiffs are entitled to recover from Defendants their costs, including their attorneys' fees, under Section 505 of the Copyright Act, 17 U.S.C. § 505.

63. Defendants' infringements have caused, and will continue to cause, unless enjoined by this Court, irreparable injury to Plaintiffs, who have no adequate remedy at law. Plaintiffs are entitled to preliminary and permanent injunctions against further acts of infringement by Defendants under Section 502 of the Copyright Act, 17 U.S.C. 502.

#### **PRAYER FOR RELIEF**

**WHEREFORE**, Plaintiffs demand judgment be entered against Defendants for direct and contributory copyright infringement as follows:

- (1) Plaintiffs' actual damages and Defendants' profits attributable to their infringements of Plaintiffs' copyright and the profits of their agents, licensees, assigns, and all others acting in concert with them or pursuant to their authority; or, alternatively, if Plaintiffs so elect, statutory damages for willful copyright infringement;

- (2) Preliminary and permanent injunctions against continued acts of infringement by Defendants and by their agents, licensees, assigns, and all others acting in concert with them or pursuant to their authority;
- (3) Costs, including attorneys' fees;
- (4) Prejudgment interest; and
- (5) Such other and further relief as this Court may deem just and proper.

Dated: December 28, 2015

/s/ David B. Wolf  
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**DEMAND FOR TRIAL BY JURY**

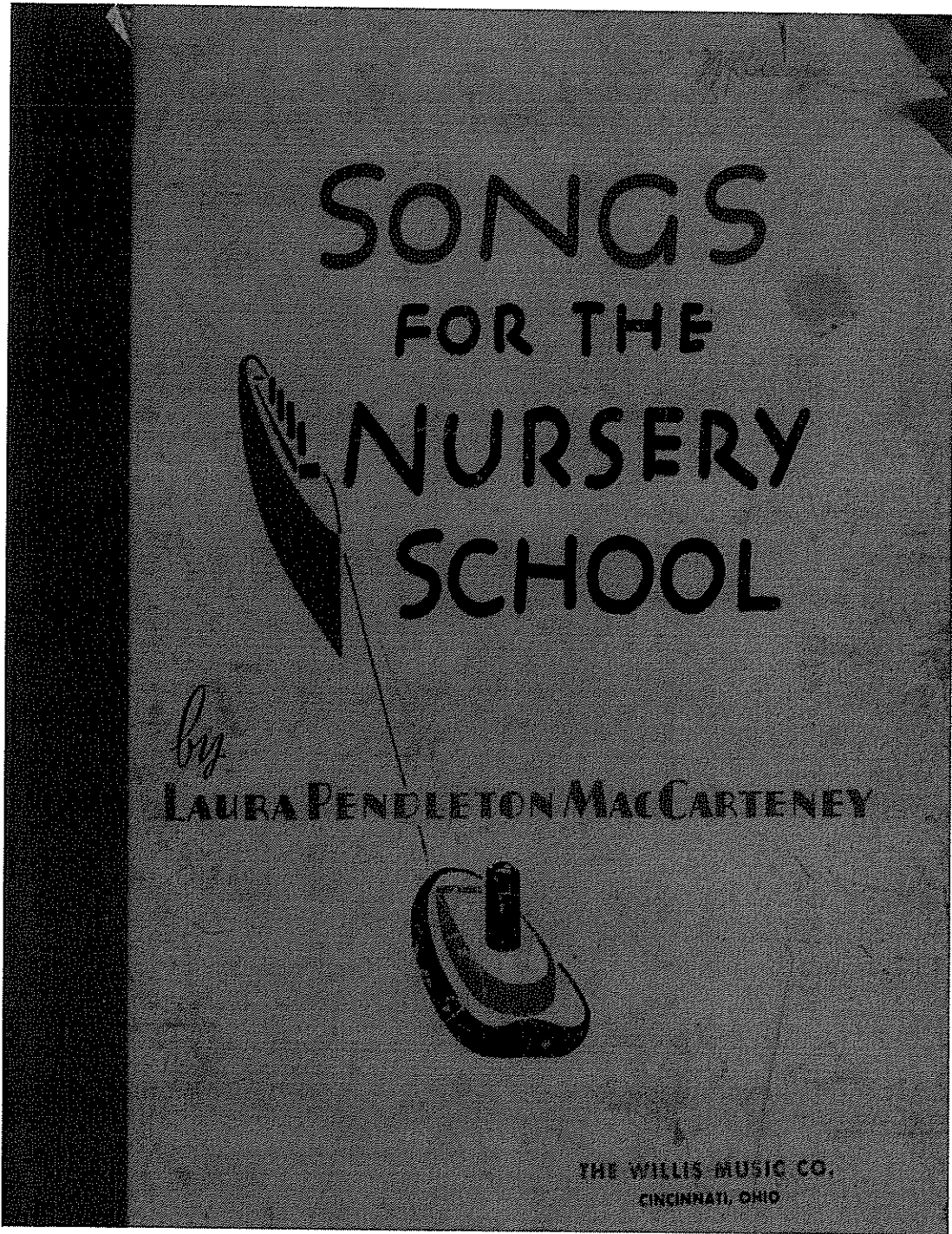
Plaintiffs demand a trial by jury on all issues so triable.

Dated: December 28, 2015

/s/ David B. Wolf  
David B. Wolf (DW-2077)  
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*Attorneys for Plaintiffs*



# SONGS FOR THE NURSERY SCHOOL

One hundred and fifty-nine songs embracing activities for two-year olds, tone games, finger plays, transportation, songs about animals, songs about water, songs of the seasons, nursery rhymes, songs for rest-time and an interesting group of twenty-nine miscellaneous songs.

By

LAURA PENDLETON MACCARTENEY

Illustrations by  
PETER PERRINE

Published by  
THE WILLIS MUSIC COMPANY  
CINCINNATI, OHIO

Copyright, MCMXXXVII, by The Willis Music Co.

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Exhibit 1 to the Complaint



## ACKNOWLEDGEMENTS

The author is grateful to the following who have so kindly given permission to use the respective copyrights in the preparation of this book:

To G. Schirmer, Inc. for "See-Saw," "This Old Man", "Sally-Go-Round", "Hippity-Hop", from *Rote Pieces for Rhythm Band* by Diller and Page; and "See How I'm Jumping" and "Hear the Great Green Waves" from the *First and Second Solo Books* by Diller and Quail. To Satis Coleman and Alice G. Thorne for the use of "Falling Leaves", "Hallowe'en Song" and "Marching Song" from *Singing Time*, published by John Day Co., Inc. To Macmillan Company for "Who Has Seen the Wind?" by Christina Rossetti. To H. T. FitzSimons Co. for "Pussy Jumps High! Pussy Jumps Low!" from *Pianorhythms*, by Lema Marguerite Davis and "Billy Goat's" from *Folk Dances of Denmark and Sweden* by Dagny Pederson and Neva Boyd. To the American Book Co. for "The Railroad Train" from *Foreman's Manual for First Grade Music*. To Ginn & Co. for "Shoes", "The Hen", "Blow, Wind, Blow" and "Nutting" by Mary Root Kern from *Songs of Childhood*, in the MUSIC EDUCATION SERIES. To J. B. Lippincott Co. Publishers, for translations of "The Ducklings", "It's Raining on the Town", "Clocks" and "Bump! Bump! Bump!" from the *Sing-Song Picture Book* by Heribert and Johannes Gruger.

To Lucy Sprague Mitchell for the words of "Resting Time," "Moon, Moon" and "Ding-a-ling". To Roberta Whitehead for the words and music of "The Switching Engine"; the music to "Heigh-Ho, Daisies and Buttercups" and the words of "Chase Your Tail, Kitty", "By the Fire Pussy's Lying", "Hear the Great Green Waves", "Run, Little Crab", "Coasting", "See How I'm Jumping" and "Who is Coming in So Late?" To Arthur Herzog, Jr., for the words and music of "Spot", "Tell Me, Wind", and "Follow Me" and for the music to "Hush, My Baby" and for the adaptation of the words of "This Old Man." To Elizabeth Sprague Coolidge for "The Barber." To Ursula Garland for her translation of "M N O, The Cat Ran in the Snow" and "Bake a Cake." To Olive Robb for "High-Stepping Horses", "Tiptoe Aeroplane" and "Swing High! Swing Low!" To Irma Simonton for the music to "The Tugboat." To Edith Newlin for the words to "Airplane Song", "The Zeppelin", "Warm Kitty", "The Tugboat", "The Steam Shovel" and "Here I Go a-Tiptoe." To Clair Seymour for the music to "Humpty-Dumpty", and translations of "We're Going on the Train", and "Pretty Little Bunny." To Evelyn Hunt for "Round and Round I'm Turning" and "Bye-Low." To Emilie Bishop for "Cymbals", "Growing Up" and "The Bugle." To Maurine D. Burgess for "Mice" and "Scissors" and for the words and music of the following, with accompaniments by Emerson Meyers: "Digging in the Sand", "Kiddie Kars", "Bears", "Elephants", "Greeting", "Bouncing", "Giants", "Dusks", "Jack, Jump Over the Candle-stick", "Around We Go", and "Little Engine". To Esther K. Morris for "The Monkey Pole." To Lucy Howard for her version of "The Monkey Song."

The author wishes to express her grateful appreciation to Adelia Boynton Heiney, Director of the National Child Research Center, Washington, D. C., for her helpful criticism and advice, and to all the teachers and friends who by their encouragement and interest have helped in the making of this book.

Printed in the United States of America

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Page 3 of 4

Exhibit 1 to the Complaint



## 46. Warm Kitty

Edith Newlin

English Folk-Tune  
(Adapted)

Warm kit - ty, soft kit - ty, Lit - tle ball of fur,  
 Sleep - y kit - ty, hap - py kit - ty, Purrl Purrl Purrl

The musical score for 'Warm Kitty' is written in 2/4 time with a key signature of one flat (Bb). It consists of two systems of piano accompaniment. The first system contains the first four measures of the piece, with lyrics 'Warm kit - ty, soft kit - ty, Lit - tle ball of fur,'. The second system contains the next four measures, with lyrics 'Sleep - y kit - ty, hap - py kit - ty, Purrl Purrl Purrl'. The piano part is marked with a 'p' (piano) dynamic.

Children curl up on floor, sitting on knees and with head tucked under by knees. Be sure the backs are soft and round. The teacher may roll them over or they may roll themselves over. Excellent relaxing exercise.

## 47. By the Fire Pussy's Lying

Roberta Whitehead

Russian Folk-Tune

By the fire pus-sy's ly-ing, Curled up fast a - sleep;  
 \* Leave your toys un - til to - mor - row, Hur - ry off to bed - Quick!

The musical score for 'By the Fire Pussy's Lying' is written in 2/4 time with a key signature of one sharp (F#). It consists of two systems of piano accompaniment. The first system contains the first four measures of the piece, with lyrics 'By the fire pus-sy's ly-ing, Curled up fast a - sleep;'. The second system contains the next four measures, with lyrics '\* Leave your toys un - til to - mor - row, Hur - ry off to bed - Quick!'. The piano part is marked with a 'p' (piano) dynamic.

\* Alternate words - "Music's over till tomorrow, Tiptoe get your shoes - Quick!"  
 W.M.Co. 5627

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RECORD OF THE FILING OF COPYRIGHT DEPOSITS UNDER THE ACT OF MARCH 4, 1909

Year 1937  
 Entry Number: 65 Thousand  
3 Hundred  
 And

CLASS E.—MUSICAL COMPOSITIONS (U. S. PUBLISHED)

No.	DATE OF RECEIPT OF TWO COPIES	TITLE	CLAIMANT, DATE OF PUBLICATION, ETC.
30	Nov 13 1937	Music: <i>Suzanna</i> Words: Liturgy of the Roman Catholic Church Music by Joseph J. M. Smith, of U.S. Op. 23 L. H. with Reg. no.	Claimant of copyright M. Laughlin & Kelly Company 100 Baylston St., Boston, Mass. Date of publication Nov. 1, 1937 Claimant of copyright
31	Nov 13 1937	Music: <i>Abolition</i> for the deaf and Chorus for the Russian Service. Harmonized by Bishop P. Bogdan, of U.S. Words: Liturgy of the Roman Catholic Church	M. Laughlin & Kelly Company 100 Baylston St., Boston, Mass. Date of publication Nov. 1, 1937
32	Nov 15 1937	Three Christmas Carols (15 <sup>th</sup> Century England), 1. Song of a Maiden (verse two stanzas) Two choruses of Triad. Voices a cappella Sept. traditional setting by Donald DeSelles, of U.S.	The Willie Music Company 137 West Fourth St., Cincinnati, Ohio Date of publication Nov. 13, 1937
33	Nov 16 1937	Sacred Song Copyright is claimed on new piano arrangement and guitar chords by Belmont Music Co., of U.S.	Belmont Music Co., 3411 W. Chicago Ave., Chicago, Ill. Date of publication Nov. 12, 1937
34	Nov 15 1937	"Ia Love That Woman This Day." Words by Anna Helen Prestigiani. Music by J. Charles McNeil, of U.S.	Anna Helen Prestigiani 324 Ave. F, Forest Hill, Port Wilmington, Pa. Date of publication Nov. 12, 1937
35	Nov 15 1937	As There is Day for Cells A First Book for Children's Instruction in Group, Public School Classes or Individual Lessons. By C. Paul Haupt, of U.S.	The Boston Music Company, 116 Baylston St., Boston, Mass. Date of publication Nov. 13, 1937
36	Nov 15 1937	As There is Day for Cells A First Book for Children's Instruction in Group, Public School Classes or Individual Lessons. By C. Paul Haupt, of U.S.	The Boston Music Company 116 Baylston St., Boston, Mass. Date of publication Nov. 13, 1937
37	Nov 17 1937	Songs for the Nursery School. Words and Music by Laura Rudolph MacGestney, of U.S. Illustrations by Peter Cassini	The Willie Music Company, 137 West Fourth St., Cincinnati, Ohio Date of publication June 21, 1937
38	Nov 13 1937	Don't Teach My Old Heart New Tricks. From Actum "Hollywood Hotel" lyrics by Johnny Mercer. Music by Richard M. Whiting, of U.S.	Harmon Incorporated 1250 Sixth Ave., New York, N.Y. Date of publication Nov. 12, 1937
39	Nov 13 1937	The Song the Angels Sang. Sacred Song. High in F. Words by Edith Livingston Loomis. Music by Herbert Raphael Ward, of U.S.	Edward Schubert & Co., Inc. 11 N. 22 <sup>nd</sup> St., New York, N.Y. Date of publication Nov. 11, 1937

Exhibit 2 to the Complaint

# Application for Registration of a Claim to Renewal Copyright

Instructions: Make sure that all applicable spaces have been completed before you submit the form. The application must be signed at line 8. For further information, see page 4.

information as pages 1 and 2, but may be carbon copies. Mail all pages of the application to the Register of Copyrights, Library of Congress, Washington 25, D. C., together with the registration fee of \$2. Make your remittance payable to the Register of Copyrights.

1. **Renewal Claimant(s), Address(es), and Statement of Claim:** Give the full name(s) and mailing address(es) of the claimant(s) of the renewal copyright. State the statutory category of each renewal claimant. It must be one of the categories described on page 4.

(a) Name Laura Pendleton MacCarteney  
Address 3601 Idaho Ave. N.W., Washington 16, D. C.  
Claiming as Author  
(Use the appropriate statement appearing on page 4)

(b) Name \_\_\_\_\_  
Address \_\_\_\_\_  
Claiming as \_\_\_\_\_

(c) Name \_\_\_\_\_  
Address \_\_\_\_\_  
Claiming as \_\_\_\_\_

2. (a) **Title:** Give the full title of the work. In the case of music give specific instrumentation.

SONGS FOR THE NURSERY SCHOOL, Words and Music by Laura Pendleton MacCarteney of  
the United States. Illustrations by Peter Perrine

(b) **Renewable Matter:** If the work was a new version of a previous work, renewal may be claimed only in the new matter. If this work was a new version, state in general the new matter (e. g., arrangement, editing, illustrations, translation, etc.) upon which copyright was claimed.

(c) **Contribution to Periodical or Other Composite Work:** If the work was a contribution, give the title of the periodical or composite work in which it was published.

If a periodical, give: Vol. \_\_\_\_\_; No. \_\_\_\_\_; Date \_\_\_\_\_

**Authors of Renewable Matter:** Give the names of all authors who contributed copyrightable matter to this version, but not the names of authors of previous versions.

**Facts of Original Registration:** The facts given here must agree with the Copyright Office records of the original registration.

Original registration number: Class R, pnb; No. 65337

Registered as published, give date of publication June 21, 1937  
(Month, day, and year)

Registered as unpublished, give date of registration \_\_\_\_\_  
(Month, day, and year)

Original copyright claimant THE WILLIS MUSIC COMPANY  
(Name of claimant in original registration)

Complete all applicable spaces on next page.

5. If registration fee is to be charged to a deposit account established in the Copyright Office, give name of account:

THE WILLIS MUSIC COMPANY

6. Name and address of person or organization to whom correspondence or refund, if any, should be sent:

Name Address

7. Send certificate to:

(Type or print name and address)

THE WILLIS MUSIC COMPANY

440 Main St.,

Cincinnati 2 OHIO

(City) (Zone) (State)

8. Certification: (NOTE: Application not acceptable unless signed)

I CERTIFY that the statements made by me in this application are correct to the best of my knowledge.

*Oliver Heringhaus*  
(Signature)

Application Forms

Copies of the following forms will be supplied by the Copyright Office without charge upon request.

Class A Form A—Published book manufactured in the United States of America.

Class A or B Form A-B Foreign—Book or periodical manufactured outside the United States of America (except works subject to the ad interim provisions of the copyright law).

Class B Form A-B Ad Interim—Book or periodical in the English language manufactured and first published outside the United States of America.

Class B Form B—Periodical manufactured in the United States of America.

Class B Form BB—Contribution to a periodical manufactured in the United States of America.

Class C Form C—Lecture or similar production prepared for oral delivery.

Class D Form D—Dramatic or dramatico-musical composition.

Class E Form E—Musical composition the author of which is a citizen or domiciliary of the United States of America or which was first published in the United States of America.

Class E Form E Foreign—Musical composition the author of which is not a citizen or domiciliary of the United States of America and which was not first published in the United States of America.

Class F Form F—Map.

Class G Form G—Work of art or a model or design for a work of art.

Class H Form H—Reproduction of a work of art.

Class I Form I—Drawing or plastic work of a scientific or technical character.

Class J Form J—Photograph.

Class K Form K—Print or pictorial illustration.

Class K Form KK—Print or label used for an article of merchandise.

Class L or M Form L-M—Motion Picture.

Form R—Renewal copyright.

Form U—Notice of use of copyrighted music on mechanical instruments.

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Application received

JUN 22 1964

Fee received

Page 2

Page

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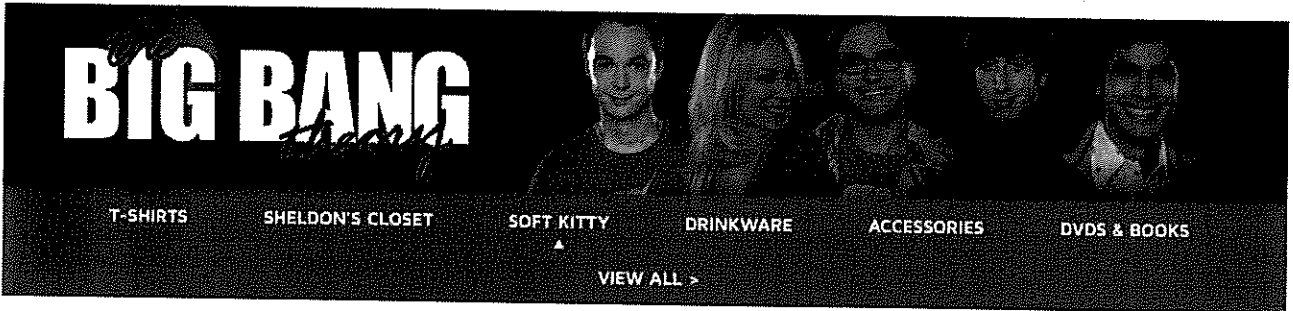
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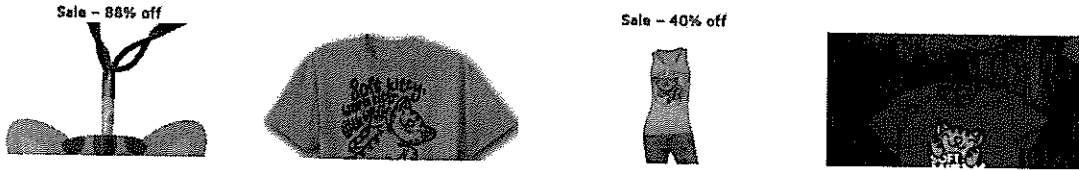
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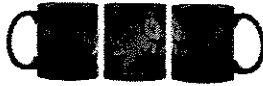
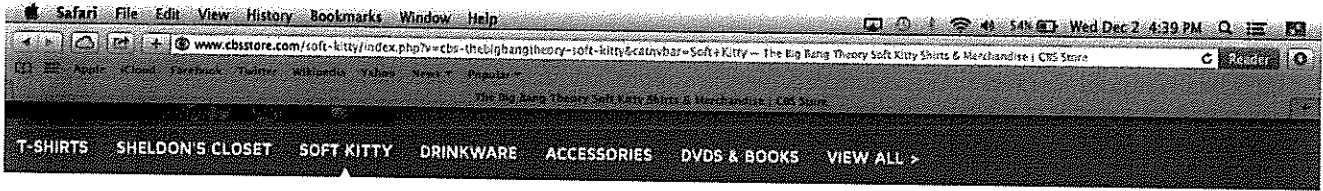


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 The Big Bang Theory Klitty String Lights  
 \$4.97 - BUY NOW

The Big Bang Theory 'Soft Kitty' Men's T-Shirt  
 \$24.95 - BUY NOW

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**EXCLUSIVE**  
 The Big Bang Theory Soft Kitty Pink Women's Junior Fit T-Shirt  
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The Big Bang Theory Soft Kitty Mug

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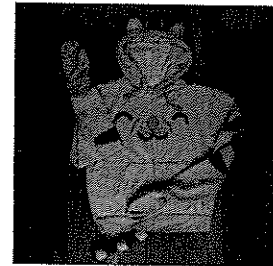
The Big Bang Theory Soft Kitty Women's Junior Fit T-Shirt

\$24.95 - BUY NOW



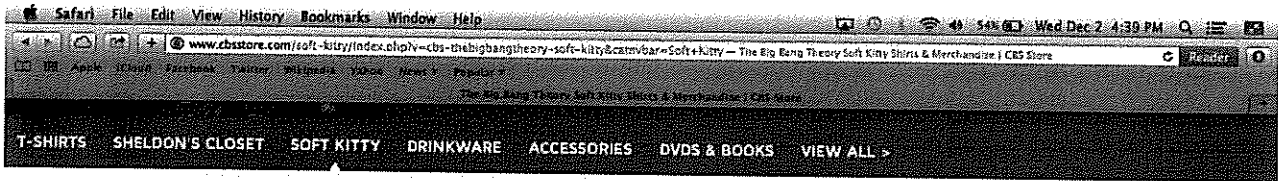
The Big Bang Theory Sing Soft Kitty Women's Junior Fit T-Shirt

\$24.95 - BUY NOW



The Big Bang Theory Soft Kitty Women's Hoodie

\$59.95 - BUY NOW



The Big Bang Theory Soft Kitty Women's Robe

\$64.95 - BUY NOW



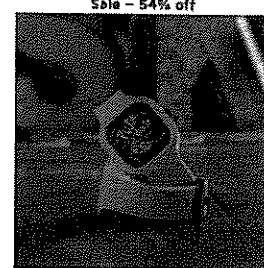
The Big Bang Theory Soft Kitty With Clip

\$12.95 - BUY NOW



EXCLUSIVE  
The Big Bang Theory Soft Kitty Lyric Women's Hoodie

\$49.95 - BUY NOW



EXCLUSIVE  
The Big Bang Theory Kitty Square Watch with Two Bands

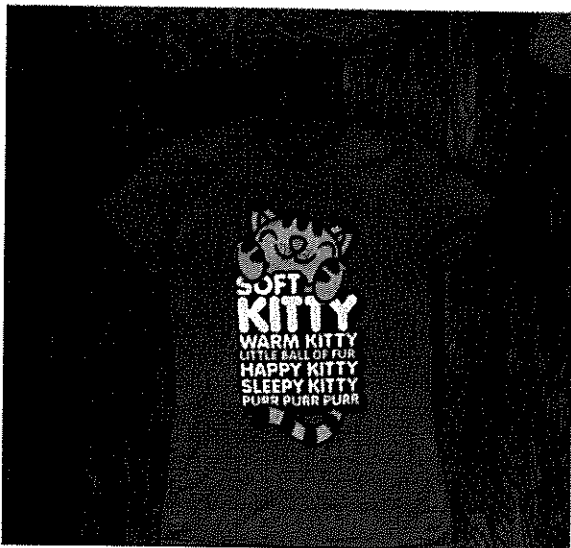
\$22.97 - BUY NOW

# BIG BANG



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- SHELDON'S CLOSET
- SOFT KITTY
- DRINKWARE
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CBS Store > Shows > Primetime > The Big Bang Theory > Soft Kitty > The Big Bang Theory Soft Kitty Pink Women's Junior...



## EXCLUSIVE THE BIG BANG THEORY SOFT KITTY PINK WOMEN'S JUNIOR FIT T-SHIRT

\$24.95

Wear this bright pink Big Bang Theory Soft Kitty T-Shirt when you want to invoke the warm feeling of comfort evoked from Sheldon's favorite childhood song, "Soft Kitty Warm Kitty," especially when Penny sings it. With the words printed explicitly on the shirt, other people can sing along. Whether you would want them could be debatable. "Soft Kitty, warm kitty, little ball of fur, happy kitty, sleepy kitty, purr purr purr."

### MORE DETAILS

Brand: CBS Consumer Products  
Color: Pink  
Fit: Slim Fit. We recommend ordering 1 - 2 sizes up.  
Gender: Women's  
Made Of: 100% Cotton

Choose Size:  Quantity:

# BIG BANG



T-SHIRTS SHELDON'S CLOSET SOFT KITTY DRINKWARE ACCESSORIES DVDS & BOOKS VIEW ALL >

CBS Store > Shows > Primetime > The Big Bang Theory > Soft Kitty > The Big Bang Theory 'Soft Kitty' Men's T-Shirt



## THE BIG BANG THEORY 'SOFT KITTY' MEN'S T-SHIRT

\$24.95

Wear The Big Bang Theory Soft Kitty shirt in slate to see if you can get sympathy or, at least, a laugh or two when you're out and about. Just remember, whenever Sheldon got sick, his mother would sing the "Soft Kitty" song to him, so it only makes sense that he would make Penny sing it to him now — and that you'd try to make it work for you, too. This imported The Big Bang Theory TV show t-shirt in sizes small to XXL and made of 100% cotton is a must-have if you're a true fan of The Big Bang Theory comedy series.

### MORE DETAILS

Brand: CBS Consumer Products  
Color: Blue  
Made In: Imported  
Made Of: 100% Cotton  
Weight: 0.35

Choose Size:  Quantity:



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| <br>The Big Bang Theory Soft Kitty Costume<br>\$44.99<br>\$12.97     | <br>The Big Bang Theory Soft Kitty With Clip<br>\$12.95                       | <br>The Big Bang Theory Soft Kitty Wallet and Keychain<br>\$43.99<br>\$38.95  |
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**The Big Bang Theory Soft Kitty Lyric Women's Hoodie**

\$14.97

List Price: \$49.95

You Save: \$34.98 70% off

Size

- Select size -

Qty

1

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For delivery by December 24, choose:

- Standard — by 12:00 PM (EST) Monday, Dec. 21
- 2-day — by 3:00 PM (EST) Tuesday, Dec. 22
- Overnight — by 3:00 PM (EST) Wednesday, Dec. 23
- International — by 3:00 PM (EST) Wednesday, Dec. 2

Please note: The above applies to in-stock items only at time of order.

Browse all products from **The Big Bang Theory**

< 48 of 125 >

**Description**

Wear The Big Bang Theory Soft Kitty Lyric Women's Hoodie to remind others of Sheldon's favorite song, especially when Penny sings it. Now, with you front and center, they'll never forget the words to the song. The sweet and soft kitty is snuggled amongst the lyrics, "Soft kitty, warm kitty, little ball of fur, happy kitty, sleepy kitty, purr purr purr", just as you will be in this cozy hoodie.

Back to top

**Additional Details**

Color: Gray

Fit: Slim Fit. We recommend ordering 1 -2 sizes up.

Gender: Women's

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The Big Bang Theory Soft Kitty Women's Junior Fit T-Shirt

\$24.95

Size

Select size

Qty

1

add to cart



For delivery by December 24, choose:

- Standard — by 12:00 PM (EST) Monday, Dec. 21
- 2-day — by 3:00 PM (EST) Tuesday, Dec. 22
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- International — by 3:00 PM (EST) Wednesday, Dec. 2

Please note: The above applies to in-stock items only at time of order.



Browse all products from The Big Bang Theory

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you may also like

Description

Wear the women's The Big Bang Theory t-shirt "Soft Kitty" to remind others of Sheldon's favorite song, especially when Penny sings it. Now, with you front and center, they'll never forget the words to the song. Choose this imported 100% cotton The Big Bang Theory TV show t-shirt for a comfortable fit in sizes small to XL.

Back to top

Additional Details

Brand: CBS Consumer Products

Color: Gray

Fit: Slim Fit. We recommend ordering 1-2 sizes up.

1-10 of 1,368 results for "Soft Kitty Big Bang Theory"

Sort by Relevance

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Men's Novelty Shirts



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Movie & TV Fan



Dolls



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The Big Bang Theory Soft Kitty Lounge Pants

by Ripple Junction

\$24.99 - \$32.99 Prime  
Some sizes are Prime eligible

★★★★★ + 28

FREE Shipping on orders over \$35

Product Description

... feature the Soft Kitty made famous on the Big Bang theory throughout ...

Clothing, Shoes & Jewelry: See all 256 items



Ripple Junction Big Bang Theory Soft Kitty Juniors T-shirt

by Haunted Flower

\$8.99 - \$21.99 Prime  
Some sizes/colors are Prime eligible

★★★★★ + 245

FREE Shipping on orders over \$35

Product Features

Officially licensed Big Bang Theory apparel

Refine by

Amazon Prime

Prime

Eligible for Free Shipping

Free Shipping by Amazon

Brand

- TrueStumble
- Ala-Boy
- Ripple Junction
- ComputerGear
- The Big Bang Theory
- Haunted Flower
- Soft Kitty
- Big Bang
- ICUP
- AAE Designs
- ATA
- BSW
- CBS
- TeeShirtPalace

Avg. Customer Review

★★★★★ & Up

★★★★★ & Up

★★★★★ & Up

★★★★★ & Up

International Shipping

AmazonGlobal Eligible



\$24.99 - \$35.99 Prime  
Some sizes are Prime eligible

★★★★★ + 28

FREE Shipping on orders over \$35

Product Description

... feature the Soft Kitty made famous on the Big Bang theory throughout ...

Clothing, Shoes & Jewelry: See all 255 items



Ripple Junction Big Bang Theory Soft Kitty Juniors T-shirt

by Haunted Flower

\$8.99 - \$21.99 Prime  
Some sizes/colors are Prime eligible

★★★★★ + 245

FREE Shipping on orders over \$35

Product Features

Officially licensed Big Bang Theory apparel

Clothing, Shoes & Jewelry: See all 255 items



BIG BANG THEORY -- SOFT KITTY -- MENS TEE

by Ripple Junction

\$13.24 - \$28.74 Prime  
Some sizes/colors are Prime eligible

★★★★★ + 639

FREE Shipping on orders over \$35

Product Description

Big Bang Theory Soft Kitty Adult Tee T-Shirt (Large, Light Pink)

Clothing, Shoes & Jewelry: See all 255 items



The Big Bang Theory Soft Kitty Adult Tee Shirt

by Haunted Flower

\$19.99 \$39.99 Prime  
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★★★★★ + 54

FREE Shipping on orders over \$35

Product Features

The Big Bang Theory Soft Kitty Adult Tee Shirt, Turquoise, M

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automatically cleans your floors

**The Big Bang Theory Soft Kitty Pink Magnet - 1 Pc.**  
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\$7.02 ~~Prime~~  
Only 11 left in stock - order soon.  
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\$1.95 new (8 offers)

**Talking Soft Kitty Doll**  
by ComputerGear  
\$33.00 ~~\$63.00~~ ~~Prime~~  
In Stock  
More Buying Choices  
\$31.00 new (4 offers)

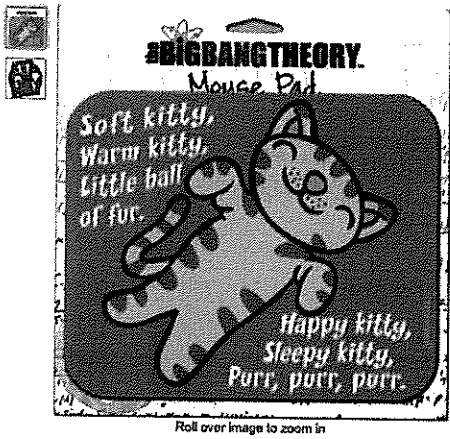
**Soft Kitty Big Bang Theory Fleece Blanket**  
by TeeShirtPalace  
\$22.00

FREE Shipping on orders over \$35  
Product Features  
The Big Bang Theory Soft Kitty Adult Tee Shirt, Turquoise, M  
Clothing, Shoes & Jewelry: See all 255 items

★ ★ ★ ★ ★ - 17  
FREE Shipping on orders over \$35  
Product Features  
Great for the Big Bang Theory fan!  
Home & Kitchen: See all 117 items

★ ★ ★ ★ ★ - 399  
FREE Shipping on orders over \$35  
Manufacturer recommended age: 9 - 70 Years  
Product Features  
... when you bring home this Big Bang Theory Talking Soft Kitty Plush Doll ...  
Toys & Games: See all 62 items

5% off purchase of 1 items See Details  
Product Features  
... Soft Kitty Big Bang Theory Fleece Blanket is comfortable and will keep ...  
Clothing, Shoes & Jewelry: See all 255 items



Roll over image to zoom in

**Ata-Boy / The Big Bang Theory Soft Kitty Mouse Pad**  
 by Ata-Boy

★★★★★ 34 customer reviews

Price: \$10.18 & FREE Shipping on orders over \$35. Details

In Stock.

Want it Friday, Dec. 4? Order within 16 hrs 47 mins and choose One-Day Shipping at checkout.

Sold by Cellar\_Door\_Books and Fulfilled by Amazon. Gift-wrap available.

Size: One Size

Color: Color Design 26

- Want to add some flair to your work station with iconic pop culture graphics?
- You've found just the thing with this Big Bang Theory mouse pad
- Show the world what you think is super cool anywhere you work - at home, in your office or even in that dreary cubicle
- High quality mouse pad will offer that smooth-yet-grippy surface perfect for proper mouse functioning
- Pad measures 8.5" wide by 7" high

50 new from \$3.99



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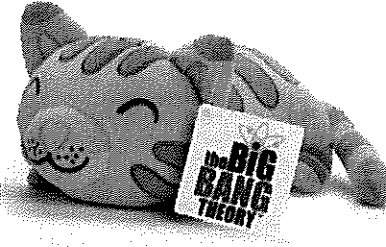
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\$5.79 + \$3.16 shipping

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### Big Bang Theory - Soft Kitty Plush

by The Big Bang Theory  
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List Price: ~~\$34.96~~  
 Price: **\$21.94** + FREE Shipping  
 You Save: **\$13.01** (37%)

In Stock.

Estimated Delivery Date: Dec. 4 - 9 when you choose Expedited at checkout.  
 Ships from and sold by Old Glory.

- Officially Licensed Merchandise
- Music, Sports & Entertainment Merchandise
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#### Special Offers and Product Promotions

- FREE RETURNS \*Old Glory will exchange/refund items that are returned in original condition within 30 days of purchase. Restrictions Apply. Here's how (restrictions apply)
- Your cost could be **\$11.94** instead of **\$21.94!** Get **\$10.00 off** instantly as a gift card upon approval for the **Amazon.com Store Card**. Learn more.

#### Product Description

Soft kitty, warm kitty, little ball of fur... Did you think you were doomed to know this adorable kitten in song only? Perhaps once, but no more! The Big Bang Theory brings this adorable plush toy inspired by Penny and Sheldon's moment in "The Electric Can Opener Fluctuation," shaped like the cuddly warm kitty of Sheldon's childhood. Squeeze it and it sings that lovely song. Made from fuzzy, squeezable polyester fiber for snugglers of all sizes and ages. Press the paw for a song. 11" long by about 7" wide.

#### Product Details

**Product Dimensions:** 7 x 5 x 10 inches  
**Shipping Weight:** 7.8 ounces (View shipping rates and policies)  
**ASIN:** B00H8TCTUA  
**Manufacturer recommended age:** 3 years and up  
**Amazon Best Sellers Rank:** #65,118 in Toys & Games (See Top 100 in Toys & Games)  
 #1140 in Toys & Games > Puppets & Puppet Theaters > Plush Puppets  
 #5688 in Toys & Games > Stuffed Animals & Toys  
**Average Customer Review:** Be the first to review this item  
**Product Warranty:** For warranty information about this product, please click here

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**Special Offers and Product Promotions**

Buy from TV Store Online;  
 • Save 10% on each participating item when you spend \$50.00 or more on Qualifying items offered by TV Store Online. Enter code OPH38BXK at checkout. Here's how (restrictions apply)

**Product Description**

Sheeldon's sick-time lullaby "Soft Kitty" is immortalized on this grey, 100% cotton t-shirt from The Big Bang Theory, featuring the song's adorable lyrics printed with a happy cartoon cat. Wear the tee and who knows, maybe you won't have to sing (unless, of course, you want to).

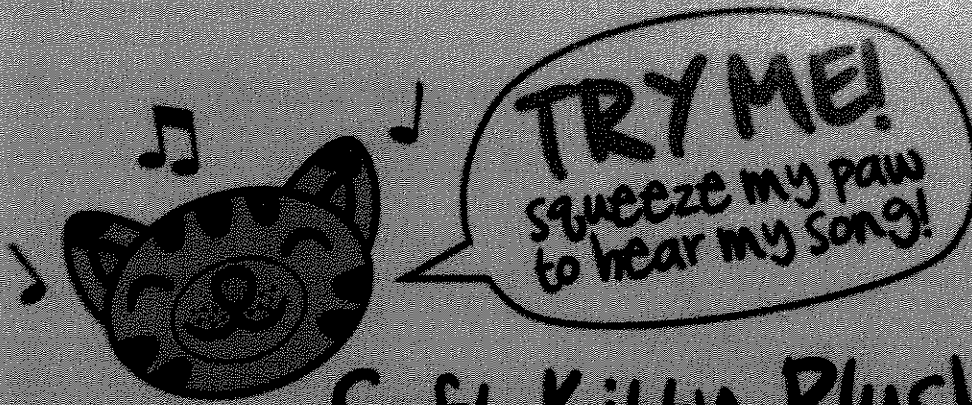
Product Dimensions: 9 x 6 x 0.5 inches  
 Shipping Weight: 1 pounds (View shipping rates and policies)  
 ASIN: B0041PRWRC  
 Item model number: BTAS2106Total  
 Date first available at Amazon.com: January 11, 2011  
 Amazon Best Sellers Rank: #3,019 in Clothing (See Top 100 in Clothing)  
 Average Customer Review: ☆☆☆☆ - 639 customer reviews  
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# Soft Kitty Plush

**THE BIGBANG THEORY™**

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(s13)

LULLABY

Written by Bill Prady

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