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 8 **UNITED STATES DISTRICT COURT**
 9 **DISTRICT OF ARIZONA**

10 JENNA MASSOLI p/k/a JENNA JAMESON,
 Plaintiff,

CV 05-0854 PHX EHC

11 v.

12 "REGAN MEDIA," JUDITH REGAN, as an
 13 individual,
 14 Defendant.

**RESPONSE TO
 DEFENDANTS/
 COUNTERCLAIMANTS'
 MOTION TO
 AMEND COUNTERCLAIM**

*(Assigned to the Honorable
 Earl H. Carroll)*

15 REGAN MEDIA, INC., a New York corporation,
 and JUDITH REGAN, an individual,
 16 Defendants/Counterclaimants,

17 v.

18 JENNA MASSOLI, p/k/a JENNA JAMESON, an
 19 individual,
 20 Plaintiff/Counterdefendant,

21 and

22 JAY GRDINA, an individual,
 23 Third-Party Counterdefendant.

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1 Plaintiff/Counterdefendant Jenna Massoli, p/k/a Jenna Jameson and counterdefendant
2 Jay Grdina (collectively, "Plaintiffs"), by and through their counsel undersigned, hereby
3 submit this Response to the Motion to Amend Counterclaim ("Motion to Amend") filed by
4 defendants/counterclaimants Judith Regan and Regan Media, Inc. (collectively, "Defendants").

5 Plaintiffs have no objection to Defendants filing a second amended counterclaim,
6 since the Federal Rules of Civil Procedure, as well as established case law, both militate in
7 favor of permitting liberal amendments to a party's pleadings.

8 By not opposing that filing, Plaintiffs however, in no way admit, concede, or agree with
9 the innumerable false assertions and misstatements contained in the Motion to Amend. Since
10 Defendants' Motion to Amend would doubtless be granted (and properly so) even if Plaintiffs
11 filed a lengthy response detailing each and every one of Defendants' falsehoods, Plaintiffs
12 have opted to spare the Court such bickering and simply consent to the amendment, in order to
13 move this case forward.

14 RESPECTFULLY SUBMITTED this 26th day of September, 2005.

15 RENAUD COOK DRURY MESAROS, PA

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17 By: /s/ Roger W. Hall

18 James L. Blair

Roger W. Hall

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20 *Attorneys for Plaintiff/Counterdefendants*

21
22 The foregoing was filed electronically this
23 26th day of September, 2005.

24 COPY of the foregoing was hand-delivered
25 to the Honorable Earl H. Carroll this 27th day
26 of September, 2005.

COPY of the foregoing mailed this 26th
day of September, 2005, to:

1 David J. Bodney, Esq.
Dennis K. Blackhurst, Esq.
2 STEPTOE & JOHNSON, LLP
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4 *Attorneys for Defendants/Counterclaimants*

5
6 /s/ Deborah Robertson

@PFDesktop\.:ODMA/MHODMA/IMANAGE;RCD_PHX;312170;1

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