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UNITED STATES DISTRICT COURT

DISTRICT OF ARIZONA

JENNA MASSOLI p/k/a JENNA JAMESON, Plaintiff, v. "REGAN MEDIA," JUDITH REGAN, as an individual, Defendant.	CV 05-0854 PHX EHC **RESPONSE TO DEFENDANT/ COUNTERCLAIMANT REGAN MEDIA'S MOTION TO COMPEL**
REGAN MEDIA, INC., a New York corporation, and JUDITH REGAN, an individual, Defendants/Counterclaimants, v. JENNA MASSOLI, p/k/a JENNA JAMESON, an individual, Plaintiff/Counterdefendant, and JAY GRDINA, an individual, Third-Party Counterdefendant, and DOLCE AMORE, INC., a Colorado corporation, Counterdefendant.	*(Assigned to the Honorable Earl H. Carroll)*

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Plaintiff/counterdefendants Jenna Massoli, pka Jenna Jameson, John G. "Jay" Grdina and Dolce Amore, Inc. (collectively,"Plaintiffs") by and through their counsel undersigned, hereby submit this Response to the Motion to Compel filed by defendant/counterclaimant Regan Media, Inc. (together with defendant/counterclaimant Judith Regan, "Defendants").

Plaintiffs admit that Defendants' Request for Production of Documents was received on or about November 4, 2005, and that responses to said requests are overdue. Plaintiffs further admit that counsel for Defendants have acted in good faith in attempting to obtain responses to the discovery without the assistance of the Court. The failure to timely respond to discovery was the result of substantial and unanticipated legal and business commitments of Plaintiffs, and not as the result of any failure or neglect on the part of Plaintiffs' counsel.

Plaintiffs are engaged in numerous aspects of the adult entertainment industry. Plaintiffs and companies owned and operated by Jenna Massoli and/or John G. Grdina, are industry leaders in adult film and entertainment. In addition, Jenna Massoli is a principal owner of a gentlemen's club in Scottsdale, Arizona known as "Babes Cabaret." Since receiving the Defendant/Counterclaimants' discovery requests, both Jenna Massoli and John G. Grdina have be required to commit substantial time and attention to all of the following business and legal matters:

A. AVN Trade Show and Awards: In the first week of January of each year, the adult movie industry conducts a trade show and awards ceremony in Las Vegas, Nevada. The AVN Awards maintain the same status in the adult industry as do the Academy Awards with respect to mainstream motions pictures. Plaintiffs have a substantial financial and personal commitment to AVN, including numerous nominations for top industry achievements in acting, film/video production, and business marketing. Preparation for and personal attendance at AVN requires four full weeks every year, including one full week in Nevada.

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B. Babe's Cabaret: In November and December 2005, Babe's Cabaret become the target of new licensing regulations for gentlemen's clubs by the City of Scottsdale. Jenna Massoli was required to cooperate with her counsel in the preparation for and defense of this licensing hearings.

C. Confidential Business Negotiations: Throughout the months of November and December 2005, Jenna Massoli and John G. Grdina, together with key staff members of Club Jenna, Inc. (one of Massoli and Grdina's operating entities), were engaged in confidential negotiations with a third party regarding substantial business matters. At the time Defendants' discovery was served, Plaintiffs reasonably anticipated that these negotiations would conclude on or about November 30, 2005. However, the negotiations were not concluded as originally anticipated, and indeed, are still ongoing. The matters being negotiated are extensive, complex, and involve repeated meetings and appearances outside the State of Arizona.

D. Jenna Massoli recently received a contract to host a new adult game show to be broadcast weekly on the Playboy Television Network. Production schedules required that Ms. Massoli be in the State of California on a weekly basis.

As a result of the above-described business and legal obligations, Plaintiffs were unable to devote sufficient time or staff to the completion of responses to the requested discovery, and were unable to assist counsel in providing full and accurate responses to discovery in a timely fashion. With the exception of AVN, none of these other matters were know to or anticipated by Plaintiffs prior to the commencement of this action, and scheduling commitments associated with those matters were either made prior to the receipt of Defendants' discovery requests, or else imposed upon Plaintiffs without their input or control. Although busy schedules are commonplace in the adult entertainment industry, the past five months have exceeded all expectations and past experience.

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Plaintiffs have now completed all but one of those other matters, and also now have sufficient time to assist counsel in the completion of discovery. Plaintiffs will provide full and complete responses to all of the Defendants' requests for production within fifteen (15) days.

Plaintiffs agree to reimburse the Defendants' counsel for the reasonable costs and attorney fees incurred in the filing of this motion.

WHEREFORE, Plaintiffs confess to Defendants' Motion to Compel; agree to reimburse Defendants' counsel for the reasonable costs and attorneys' fees incurred as a result of the Motion to Compel; and request fifteen (15) days within which to produce the requested documents.

RESPECTFULLY SUBMITTED this 23rd day of January, 2006.

RENAUD COOK DRURY MESAROS, PA

By: /s/ Roger W. Hall
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The foregoing was filed electronically this 23rd day of January, 2006.

COPY of the foregoing was hand-delivered to the Honorable Earl H. Carroll this 23rd day of January, 2006.

COPY of the foregoing mailed this 23rd day of January, 2006, to:

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