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 7 Regan Media, Inc. and Judith Regan

8 UNITED STATES DISTRICT COURT
 9 DISTRICT OF ARIZONA

10 JENNA MASSOLI p/k/a JENNA)
 11 JAMESON,)
 12 Plaintiff,)
 13 vs.)
 14 "REGAN MEDIA," and JUDITH)
 REGAN, an individual,)
 15 Defendants.)

No. CV 05-0854 PHX EHC

**DEFENDANT/
 COUNTERCLAIMANT REGAN
 MEDIA'S SECOND MOTION TO
 COMPEL AND REQUEST FOR
 SANCTIONS**

**(ORAL ARGUMENT
 REQUESTED)**

17 REGAN MEDIA, INC., a New York)
 corporation, and JUDITH REGAN, an)
 18 individual,)
 19 Defendants/Counterclaimants,)

(Assigned to the Honorable
 Earl H. Carroll)

20 vs.)
 21 JENNA MASSOLI p/k/a JENNA)
 JAMESON, an individual,)
 22 Plaintiff/Counterdefendant,)
 23 and)
 24 JAY GRDINA, an individual, and)
 25 DOLCE AMORE, INC., a Colorado)
 corporation,)
 26 Counterdefendants.)

1 Pursuant to Fed. R. Civ. P. 37 and the Court's inherent authority,
2 Defendant/Counterclaimant Regan Media, Inc. ("Regan Media") respectfully requests that
3 the Court issue an order (1) compelling Plaintiff/Counterdefendant Jenna Massoli p/k/a
4 Jenna Jameson and Counterdefendants Jay Grdina and Dolce Amore, Inc. (collectively,
5 "Counterdefendants") to respond fully and without objection to Regan Media's First
6 Request for Production of Documents by 5:00 p.m. March 17, 2006; (2) warning
7 Counterdefendants that failure to produce all requested documents will result in additional
8 sanctions, including the entry of judgment in favor of Counterclaimants on all claims; (3)
9 ordering Counterdefendants to provide signatures from the parties in connection with
10 Counterdefendants' Responses to Regan Media's First Set of Interrogatories; (4) ordering
11 Jenna Jameson to appear for deposition on April 4, 2006 and Jay Grdina to appear for
12 deposition on April 6, 2006; (5) awarding Regan Media its reasonable expenses and
13 attorneys' fees incurred in bringing this Motion; (6) requiring Counterdefendants to
14 explain their efforts to locate and produce responsive documents and show cause why
15 additional sanctions, including dismissal of their Complaint or entry of judgment on
16 Counterclaimants' claims, should not issue; and (7) modifying the Scheduling Order to
17 accommodate Counterdefendants' document production and deposition.
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22 Despite previous representations to the Court and to Regan Media that they
23 would produce responsive documents by February 7, 2006, Counterdefendants have failed
24 to do so. They produced objections and a few documents on February 9, 2006, but their
25 delinquent and insufficient production has forced Regan Media to postpone the
26 depositions of Jenna Jameson and Jay Grdina to pursue this Second Motion to Compel. In
27

1 accordance with Fed.R.Civ.P. 37(a)(2) and Local Rule 7.2(j), undersigned counsel has
2 attempted in good faith to resolve this matter without involving the Court, and the
3 requisite Statement of Moving Counsel attesting to those efforts is attached.
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5 This Motion is supported by an accompanying Memorandum in Support of
6 Defendant/Counterclaimant Regan Media's Second Motion to Compel and Request for
7 Sanctions.

8 Respectfully submitted this 17th day of February, 2006.
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10 STEPTOE & JOHNSON LLP

11 By: /s/ David J. Bodney

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18 Attorneys for Defendants/
19 Counterclaimants Regan Media, Inc. and
20 Judith Regan
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CERTIFICATE OF SERVICE

I hereby certify that on the 17th day of February, 2006, I caused the attached document to be electronically transmitted to the Clerk's Office using the CM/ECF System for filing and transmittal of a Notice of Electric Filing to the following CM/ECF

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I hereby certify that on the 17th day of February, 2006, I served the attached document by mail on the following, who are not registered participants of the CM/ECF System:

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