

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA
CIVIL MINUTES**

Phoenix Division

CV07-954-PHX-NVW DATE: May 17, 2007

Year Case No. Dft #

HON: NEIL V. WAKE Judge # 7032

Caption: Xcentric Ventures, LLC et al v. Stanley, et al.

Deputy Clerk: Sandi Fredlund Crt Rptr/ECR: Laurie Adams

Plaintiff's counsel: Kraig Marton and Maria Speth

Defendant's counsel: Michael Dana for Defendants Russo, QED Media Group, and Internet Defamation League

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1:34 p.m. This is the time set for Injunction Hearing and Show Cause Hearing.

Plaintiff's case: Benjamin G. Smith is sworn and examined. Exhibits 1-9, 13-21, 24-29, 32, 33, and 35 are admitted. Cross-examination by Defendant. Re-direct by Plaintiff. Exhibits 10 and 11 admitted. Maria Crimi Speth is sworn and examined. Cross-examination by Defendant. Re-direct by Plaintiff. Defense counsel presents the Court with an Affidavit of Mr. Russo. 3:20 p.m. Recess.

3:32 p.m. Hearing reconvenes. Benjamin Smith, previously sworn, is re-called to the stand and questioned by defense counsel. Re-direct by Plaintiff. 3:40 p.m. Recess.

3:57 p.m. Hearing reconvenes. The Court notifies counsel of its intention to enter a preliminary injunction, but directs counsel to resubmit a form of injunction under parameters given by the Court. Counsel are encouraged to attempt to stipulate to a form of order. Plaintiffs are directed to submit revised Proposed Findings of Fact and Conclusions of Law.

THE COURT ORDERS the Temporary Restraining Order to remain in effect until a Preliminary Injunction Order is entered. The application for Preliminary Injunction is granted.

Plaintiff's counsel is directed to submit exhibits and an exhibit list to the courtroom deputy by 5/18/07.

Time in Court: 2 hrs, 12 mins.