

UNITED STATES DISTRICT COURT
DISTRICT OF ARIZONA

FILED	LODGED
RECEIVED	COPY
OCT 27 2010	
CLERK U S DISTRICT COURT DISTRICT OF ARIZONA	
BY	P DEPUTY

XCENTRIC VENTURES, LLC, an
Arizona Limited Liability Corporation
(Plaintiff)

§
§
§
§
§
§
§
§
§
§
§
§
§
§
§
§
§
§
§
§
§
§

V.

CASE NO: CIV' 10-1931 PHX NVW
RICHESON'S MOTION FOR LEAVE OF COURT
RE: CROSS CLAIM - SPETH & MAGEDSON

Shawn Richeson
(Counter Plaintiff - Pro. Se.)

IN REM: THE INTERNET CORPORATION FOR
ASSIGNED NAMES & NUMBERS (ICANN)
IN REM: ULTRADNS.NET

V.

XCENTRIC VENTURES, LLC, an
Arizona Limited Liability Corporation
(Counter Defendant)

**RICHESON'S MOTION FOR LEAVE OF COURT
TO CROSS CLAIM AGAINST
MARIA CRIMI SPETH & ED MAGEDSON**

Come now, the Counter Plaintiff and Defendant Richeson
does respectfully move that this Court permit Richeson the
privilege to cross claim against Maria Crimi Speth and

*original
CR 514*

Edward Magedson and would humbly show this Court as follows.

The Federal Rules of Civil Procedure relating to cross-claims are intended to avoid circuity of action and to dispose of the entire subject matter arising from one set of facts in one action, and they are remedial and should be liberally construed. *Blair v. Cleveland Twist Drill Co.*, 197 F.2d 842, 845 (1952). Fed. R. Civ. P. 13 (g), 15 (2000).


Although the right to file an additional or supplemental pleading is not automatic, a district judge should freely grant leave to do so when justice requires, absent a substantial reason to deny. *Rachman Bag Co. v. Liberty Mut. Ins. Co.*, 46 F.3d 230, 234-35 (2d Cir. 1995). Determining whether to grant leave is within the Court's discretion, and in exercising its discretion the Court should be guided by the underlying purpose of facilitating a decision on the merits. *Filmtec Corp. v. Hydranautics*, 67 F.3d 931, 935 (Fed. Cir. 1995), *cert. denied*, 117 S. Ct. 62 (1996).

In this case, justice would be served, and a full and final decision on the merits would be facilitated, by allowing this motion.

There is no evidence that the motion is brought for purpose of delay in these proceedings.

Wherefore premises considered, Richeson respectfully prays that this Court grant him leave of Court for the privilege of filing his Cross Claims against Maria Crimi Speth and Edward Magedson.

Respectfully requested and filed with this Court this
Monday the 25th day of October 2010.


Counter Plaintiff, Pro. Se.

Shawn A. Richeson
1906 Twilight Drive
Killeen, Texas 76543
Shawn@ClickaNerd.com

CERTIFICATE OF SERVICE

I, Shawn A. Richeson do hereby certify that a true and correct copy of this Counter Plaintiffs Request for leave of Court was served upon Maria Crimi Speth via US Mail and by electronic mail on this 25th day of October 2010.



Shawn A. Richeson

Maria Speth - US MAIL
3105 East Claire Drive
Phoenix Arizona
85032

United States District Clerk - US MAIL
Sandra Day O'Connor U.S. Courthouse
401 West Washington Street
Phoenix, AZ 85003

Please file this in cause of action **10-1931 PHX NVW**