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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

RESULTS BYIQ, LLC,  
Plaintiff,

v.

NETCAPITAL.COM LLC, et al.,  
Defendants.

Case No. [11-cv-00550-SC](#) (JCS)

**ORDER RE DISCOVERY**

**Dkt. No. 79**

On May 2, 2013, the parties filed a Joint Letter to Court Regarding Status of Outstanding Discovery Disputes. On May 24, 2013, a hearing was held before the undersigned magistrate judge.

For the reasons stated on the record, and good cause shown, IT IS HEREBY ORDERED THAT:

- (1) Plaintiff's motion to compel Mr. John Fanning to appear for deposition in the Northern District of California, or otherwise preclude Mr. Fanning from testifying at trial, is **DENIED**. The deposition of Mr. Fanning will take place in the District of Massachusetts, on June 6, 2013, at a time to be determined by the parties.
- (2) Plaintiff's motion to compel Mr. Peter Schmidt to appear for deposition in the Northern District of California, or otherwise to preclude Mr. Schmidt from testifying at trial, is **DENIED**.

IT IS SO ORDERED.

Dated: May 24, 2013.

  
JOSEPH C. SPERO  
United States Magistrate Judge