

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF GEORGIA

MAUREEN TOFFOLONI,)
as Administratrix and Personal)
Representative of the)
ESTATE OF NANCY E. BENOIT,)
)
Plaintiff,)

v.)

CIVIL ACTION
FILE NO. 1:08-CV-0421-TWT

LFP PUBLISHING GROUP, LLC,)
d/b/a Hustler Magazine,)
MARK SAMANSKY, an Individual,)
and other distributors and sellers of,)
Hustler Magazine, as)
Defendants X, Y, and Z,)
)
Defendants.)

CERTIFICATION OF GOOD FAITH

I, Richard P. Decker, hereby certify that, pursuant to Federal Rule of Civil Procedure 26(c), I have conferred in good faith with counsel for Defendant in this case with regard to the Subpoenas for the Depositions of Tyler Downey, Mark Samansky, and Christopher Helton.

As evidenced by the email exchange dated January 13 and 14, 2011, attached hereto as Exhibit A, counsel for Defendant, Mr. Derek Bauer and myself

attempted to resolve this issue without judicial intervention, but have been unable to do so.

As such, Plaintiff has filed her Emergency Motion for Protective Order with regard to the Depositions of Tyler Downey, Mark Samansky and Christopher Helton.

Respectfully submitted January 27, 2011.

/s/ Richard P. Decker

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CERTIFICATE OF SERVICE

This is to certify that on January 27, 2011, I have electronically filed the foregoing Certificate of Good Faith thereof with the Clerk of Court using the CM/ECF system which will automatically send email notification of such filing to the following attorney(s) of record:

James Clifton Rawls, Esq.
S. Derek Bauer, Esq.
Barry J. Armstrong, Esq.
Darrell Jay Solomon, Esq.
Jeffrey F. Reina, Esq.
Paul J. Cambria, Esq.

and by placing a copy of same in the United States Mail in a properly addressed envelope with adequate postage thereon to:

William M. Feigenbaum, Esq.
Lipsitz, Green, Scime, Cambria, LLP
42 Delaware Avenue, Suite 120
Buffalo, NY 14202

/s/ Richard P. Decker
RICHARD P. DECKER
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