

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA**

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

Plaintiff,)

vs.)

LFP PUBLISHING GROUP, LLC,)
d/b/a Hustler Magazine, et al,)

Defendant.)

CASE NO. 1:08-cv-00421-TWT

JOINT CONSENT MOTION FOR SPECIAL TRIAL SETTING

COME NOW Plaintiff Maureen Toffoloni and Defendant LFP Publishing Group, LLC, by and through their respective undersigned counsel, and hereby jointly and respectfully submit this Joint Consent Motion for Special Trial Setting (“Motion”). In support of the Motion the parties show this Honorable Court the following:

1. This matter is presently the first civil matter on the Court’s June 6, 2011 trial calendar, behind the Court’s criminal docket and, specifically, the matter of U.S. v. Page.

2. Based on conversations with the attorneys representing the parties in the matter of U.S. v. Page and this Court’s Deputy Clerk, it does not appear that

the Page matter is likely to resolve before June 6, 2011, such that the above-captioned matter would not likely be called for trial until Monday, June 13, 2011.

3. Counsel for Plaintiff is also presently scheduled to participate in a trial in another matter pending in the state courts during the week of June 6, 2011.

4. Defendant's key live witnesses reside in California, and must make travel arrangements and accommodations to be present in Atlanta for the trial of this matter.

5. Counsel for the parties have conferred and jointly and respectfully request that, given the foregoing, the Court specially set this matter for trial to commence at 9:30 a.m. on June 13, 2011. A proposed Order is submitted herewith for the Court's convenience.

Respectfully submitted this 31st day of May 2011.

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(PROPOSED) ORDER

Having considered the parties' JOINT CONSENT MOTION FOR SPECIAL TRIAL SETTING, and for the good cause shown, the motion is hereby GRANTED.

It is hereby ORDERED that the trial of this matter shall commence at 9:30 a.m. on June 13, 2011.

So ORDERED this ____ day of _____ 2011.

Hon. Thomas W. Thrash, Jr.
United States District Judge