

JKB/cic/293871

5634-2-51

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

GEORGE S. MAY INTERNATIONAL)	
COMPANY,)	
)	
Plaintiff,)	
)	Case No. 04 C 6018
v.)	
)	Honorable Judge Norgle
XCENTRIC VENTURES, LLC, et al.,)	
)	Magistrate Judge Mason
Defendants.)	

DEFENDANTS' MOTION FOR CLARIFICATION
ON MAGISTRATE JUDGE REFERRAL

Defendants, Xcentric Ventures, LLC and Ed Magedson, by and through their attorneys, Tressler, Soderstrom, Maloney & Priess, hereby move for clarification of the Court's referral to the Magistrate Judge in this case to clear up confusion as to whether the Magistrate Judge is to address the contempt sanction, as demonstrated by the referral order and the electronic record attached hereto as Exhibits A and B respectfully.

WHEREFORE, Defendants, Xcentric Ventures, LLC and Ed Magedson, respectfully requests that this Court clarify the referral order to the Magistrate Judge in this case.

XCENTRIC VENTURES, LLC and ED MAGEDSON

By: /s/ James K. Borcia
One of Their Attorneys

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Chicago, IL 60606-6308
(312) 627-4000

**United States District Court
Northern District of Illinois**

PH

In the Matter of

George S. May International Co.

v.

Case No. 04 C 6018

Xcentric Ventures, LLC, et al

**TRANSFER OF CASE TO THE EXECUTIVE COMMITTEE FOR A
REFERRAL TO MAGISTRATE JUDGE**

The above captioned case is currently pending on my calendar. I recommend to the Executive Committee that this case be referred to the calendar of Magistrate Judge Michael T. Mason, the magistrate judge designated pursuant to Local Rule 72.1. The reasons for my recommendation are indicated on the reverse of this form.

Charles R. Norgle

Judge Charles R. Norgle

Dated: May 30, 2006

ORDER OF THE EXECUTIVE COMMITTEE

IT IS HEREBY ORDERED that the above captioned case be referred to the calendar of Magistrate Judge Michael T. Mason.

ENTER

FOR THE EXECUTIVE COMMITTEE

FILED-EDI
2006 JUN -1 PM 12:36
CLERK
U.S. DISTRICT COURT

Charles P. Kocoras

Chief Judge Charles P. Kocoras

MAY 31 2006

Dated: _____

EXHIBIT
A

CRIMINAL PROCEEDINGS

Hear and enter order(s) on the following non-dispositive motion/matter:

- Discovery motion(s) specified below.
- Arraignment(s) and/or detention hearing(s).
- Bail/detention hearing(s).
- Bail review/reconsideration of detention.

Conduct necessary proceedings and issue Report and Recommendation on:

- Motions to dismiss or quash indictment.
- Potential revocation of probation.
- Motions(s) to suppress evidence.
- Other, as specifically set forth below.

CIVIL PROCEEDINGS

Conduct hearings and enter appropriate orders on the following pretrial motion/matter:

- Pretrial conference under Rule 16.
- Discovery motion(s) specified below.
- All Discovery motions.
- Discovery supervision.
- Discovery conference under Rule 26(f).
- Settlement conference.
- Preparation of pretrial materials.
- Conduct necessary proceedings and issue Report and Recommendation on dispositive motion specified below, other than motions to dismiss and for summary judgment (e.g., motion for injunction, for Social Security review, for class certification, to set aside judgment).
- Conduct necessary proceedings and enter Order/Report and Recommendation on all nondispositive pretrial motions through filing of pretrial materials including final pretrial order, with the exceptions or additions specified below.
- Serve as Special Master under 28 U.S.C. §636(b)(2), as more specifically set forth below.
- Perform such additional duties as are not inconsistent with the Constitution and laws of the United States, as specifically set forth below.

EXCEPTIONS OR ADDITIONS:

Plaintiff's motion for contemp sanctions [88].

PH

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

GEORGE S. MAY
INTERNATIONAL COMPANY,

Plaintiff,

-vs-

XCENTRIC VENTURES, LLC,
RIP-OFF REPORT.COM
BADBUSINESSBUREAU.COM,
ED MAGEDSON, VARIOUS
JOHN DOES, JANE DOES AND
ABC COMPANIES,

Defendants.

Case Number: 04 C 6018

Judge Norgle

AGREED ORDER

UPON AGREEMENT of the Parties, IT IS HEREBY ORDERED:

1. The parties are to exchange initial disclosures pursuant to Federal Rule of Civil Procedure 26(a)(1) by April 28, 2006;
2. Fact discovery is to be completed by October 13, 2006;
3. Disclosure of experts and retained expert reports is to be completed by November 14, 2006; and
4. Expert discovery is to be completed by December 15, 2006.

AGREED AND APPROVED:

Maria Crimi Speth
Maria Crimi Speth, Esq.
Lead Counsel for Defendants
Jaburg & Wilk, P.C.
3200 North Central Avenue, Suite 2000
Phoenix, AZ 85012

Rachel M. Kindstrand
Bart Lazar, Esq.
Rachel M. Kindstrand, Esq.
Counsel for Plaintiff
Seyfarth Shaw LLP
55 East Monroe Street, Suite 4200
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ENTER:

Richard Norgle

Dated 5-24- 2006.

James K. Borcia

From: usdc_ecf_ilnd@ilnd.uscourts.gov
Sent: Tuesday, June 06, 2006 10:32 AM
To: ecfmail_ilnd@ilnd.uscourts.gov
Subject: Activity in Case 1:04-cv-06018 George S May Intl, et al v. Xcentric Ventures, et al "referring case to magistrate judge"

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United States District Court

Northern District of Illinois - CM/ECF LIVE, Ver 2.5

Notice of Electronic Filing

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Case Name: George S May Intl, et al v. Xcentric Ventures, et al

Case Number: 1:04-cv-6018

Filer:

Document Number: 126

Docket Text:

EXECUTIVE COMMITTEE ORDER: Case referred to Magistrate Judge Michael T. Mason to conduct necessary proceedings and enter Order/Report and Recommendation on all nondispositive pretrial motions through filing of pretrial materials including final pretrial order, with the exceptions or additions of plaintiff's motion for contempt sanctions [88]. Signed by Executive Committee on 5/31/06. (mb,)

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1040059490 [Date=6/6/2006] [FileNumber=2473803-0]
[a088ef826b7259b011cda3943a73a0f19a846b650df7dd7a6d879bb4cc4ea1546f88
c3e38c2e6e56322a6f830ce6b037f2ca64be07803a44f4d900e2f91ca30c]]

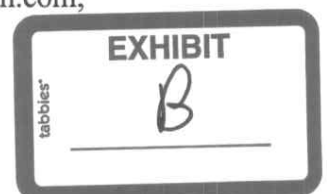
1:04-cv-6018 Notice will be electronically mailed to:

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7/17/2006



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