

UNITED STATES DISTRICT COURT  
DISTRICT OF MAINE

SHANA SANDLER,

Plaintiff

v.

MIA CALCAGNI, RALPH CALCAGNI,  
MAUREEN CALCAGNI, PETER MARS,  
and BOOKSURGE, LLC

Defendants

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Case No. 1:07-CV-00029

AFFIDAVIT OF BRUCE C. MALLONEE

Bruce C. Mallonee, being duly sworn, states as follows:

1. My name is Bruce C. Mallonee. I make this affidavit based on my personal knowledge. It is submitted in support of the Calcagni Defendants' Opposition to Plaintiff's Motion for Default against Defendant Mia Calcagni.

2. Defendant Mia Calcagni's deposition was scheduled for Tuesday, November 6. It was not reached. Plaintiff's deposition began and was not concluded on November 2. Depositions on Defendants Maureen and Ralph Calcagni, both scheduled for Monday, November 5, consumed all of the 5<sup>th</sup> and all of the 6<sup>th</sup> without being completed. Neither the deposition of Defendant Peter Mars, originally scheduled for the 6<sup>th</sup>, nor the deposition of Defendant Mia Calcagni, were convened.

3. Defendant Booksurge, LLC is expected to be deposed in Charleston, South Carolina. One or more of the uncompleted depositions may reconvene for completion in or near Boston, Massachusetts. Should Defendant Mia Calcagni's deposition be noticed

for one of those locations, her intention is to appear and submit herself to questions in accordance with the rules.

Dated at Bangor, Maine, this 27<sup>th</sup> day of November, 2007.

/s/ Bruce C. Mallonee  
Bruce C. Mallonee, Esq.

STATE OF MAINE  
PENOBSCOT, ss.

November 27, 2007

Personally appeared the above-named Bruce C. Mallonee, and made oath that the statements made in the foregoing affidavit are true and accurate to the best of his personal knowledge and belief.

Before me,

Alice L. Donovan  
Notary Public, State of Maine  
My Commission Expires September 28, 2008