

**IN UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF MISSOURI
CENTRAL DIVISION**

TODD JANSON, et al., on behalf of themselves and on behalf of all others similarly situated,)	
)	
)	
)	
Plaintiffs,)	
)	
v.)	Case No. 2:10-cv-04018-NKL
)	
LEGALZOOM.COM, INC.)	
)	
)	
Defendant.)	

**PLAINTIFFS’ SUGGESTIONS IN SUPPORT OF MOTION TO
RE-OPEN LIMITED DISCOVERY
AND COMPEL PRODUCTION**

In this case, Plaintiffs allege that Defendant engages in the unauthorized practice of law in the State of Missouri by preparing legal documents for Missouri consumers without being properly licensed to do so. In discovery in this case, Plaintiffs requested and received advertisements that Defendant published or aired describing what it does. For example, one of Defendant’s founders, Robert Shapiro, states in a television advertisement aired nationwide that “we’ll [LegalZoom] prepare your legal documents and deliver them directly to you.” *See*, Plaintiffs’ Suggestions in Opposition to LegalZooms Motion for Summary Judgment (Doc. 113), Plaintiffs’ Additional Undisputed Material Fact 4., pp. 39-40. Despite this clear statement from one of its founders, Defendant takes the position in its Motion for Summary Judgment that consumers prepare their own legal documents at LegalZoom.com and it is nothing more than a fill in the blank “form” provider. *See*, Suggestions in Support of Defendant’s Motion for Summary Judgment (Doc. 91).

As more specifically set forth in the Affidavit attached as Exhibit A to this Motion, one of Plaintiffs' counsel heard an advertisement for Defendant on a nationally syndicated radio program that specifically encouraged consumers to use LegalZoom.com because they would not get a "fill in the blank" document, but rather Defendant provides "personalized" documents legal documents to consumers. Because this advertisement goes directly to the heart of Defendant's claims in its Motion for Summary Judgment, Plaintiffs contacted Defendant's counsel and asked that the advertisement be produced. Defense counsel refused citing that discovery was closed.

Plaintiffs respectfully suggest that even though discovery is closed, Defendant is under a duty pursuant to Fed.R.Civ.P. 26(e) to supplement its earlier document production with this advertisement. Further, this limited request goes to the heart of one of the defenses asserted and is not burdensome. It will not cause any delay in the case. Therefore, Plaintiffs seek an order compelling production of this advertisement.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I certify that on June 17, 2011, I served this paper upon the following via this Court's ECF system:

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