

1 FLOYD E. IVEY
 2 Liebler, Ivey, Connor, Berry & St. Hilaire
 3 P. O. Box 6125
 4 Kennewick, WA 99336-0125
 5 509-735-3581
 6 Attorneys for Defendant
 7 Impulse Marketing Group, Inc.
 8 and Third Party Plaintiff

9 Klein, Zelman, Rothermel, & Dichter, L.L.P.
 10 By: Sean Moynihan, Esq.; Peter Glantz
 11 485 Madison Avenue
 12 New York, New York 10022
 13 Telephone Number (212) 935-6020
 14 Facsimile Number (212) 753-8101
 15 Attorneys for Defendant
 16 Impulse Marketing Group, Inc.
 17 and Third Party Plaintiff

18 ROBERT SIEGEL
 19 Attorney At Law
 20 Attorney for Plaintiff

21 **UNITED STATES DISTRICT COURT FOR THE**
 22 **EASTERN DISTRICT OF WASHINGTON**

23 JAMES S. GORDON, JR.,

24 Plaintiff,

25 vs.

26 IMPULSE MARKETING GROUP,
 27 INC.,

28 Defendant

No. CV-04-5125-FVS

DEFENDANT'S EXPEDITED
 MOTION FOR HEARING OF
 PLAINTIFF'S MOTION TO AMEND
 COMPLAINT WITH ORAL
 ARGUMENT

29 _____
 30 IMPULSE MARKETING GROUP,
 31 INC.,

32 Third-Party Plaintiff,

33 vs.

34 BONNIE GORDON, et al.,

35 Third-Party Defendants.

36
 37 Plaintiff has moved to amend Plaintiff's Complaint without oral argument set
 38 for May 1, 2006. Defendant has requested, in responses, that Plaintiff's Motion to

1 Amend be set with Oral Argument.

2 Defendant now moves to hear Plaintiff's Motion to Amend with oral argument
3 and sets, by separate Notice, this motion for hearing without oral argument of 6:30
4 April 19, 2006 or as soon thereafter as the court determines.

5 Defendant has filed a Notice of Hearing of Defendant's re-noted Motion to
6 Compel for hearing with oral argument on May 1, 2006. Defendant now moves to
7 Strike Defendant's setting of a Motion to Compel for May 1, 2006 and will by
8 separate Notice set the motion for hearing with Oral Argument.

9
10 DATED this 19th day of April, 2006.

11
12 LIEBLER, IVEY, CONNOR, BERRY & ST. HILAIRE

13
14 By s/ FLOYD E. IVEY
15 FLOYD E. IVEY, WSBA#6888
16 Attorneys for Defendant
17 1141 N. Edison, Suite C
18 P.O. Box 6125
19 Kennewick, Washington 99336
20 Local Counsel for Defendant
21 Impulse Marketing Group, Inc.

22
23 S/ SEAN MOYNIHAN & PETER J. GLANTZ
24 Sean A. Moynihan & Peter J. Glantz
25 Klein, Zelman, Rothermel & Dichter, LLP
26 485 Madison Avenue, 15th Floor
27 New York, New York 10022
28 (212) 935-6020
(212) 753-8101 (fax)

I hereby certify that on April 19, 2006, I electronically filed

1 DEFENDANT'S MOTION FOR HEARING OF PLAINTIFF'S MOTION TO
2 AMEND COMPLAINT BY ORAL ARGUMENT and DEFENDANT'S MOTION
3 TO STRIKE RENOTE OF DEFENDANT'S MOTION TO COMPEL FOR MAY
4 1, 2006 with the Clerk of the Court using the CM/ECF System which will send
5 notification of such filing to Robert Siegel, Peter J. Glantz and Sean A. Moynihan.
6 I hereby certify that I have served the foregoing to the following non-CM/ECF
7 participants by other means: Bonnie Gordon, Jonathan Gordon, James S. Gordon,
8 III, Robert Pritchett, Jamila Gordon and Emily Abbey.

9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

S/ FLOYD E. IVEY
FLOYD E. IVEY