

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
MIAMI DIVISION**

ANDREA ROSSI and LEONARDO)
CORPORATION,)

Plaintiffs,)

v.)

THOMAS DARDEN; JOHN T. VAUGHN,)
INDUSTRIAL HEAT, LLC; IPH)
INTERNATIONAL B.V.; and)
CHEROKEE INVESTMENT PARTNERS,)
LLC,)

Defendants.)

CASE NO. 1:16-cv-21199-CMA

INDUSTRIAL HEAT, LLC and IPH)
INTERNATIONAL B.V.,)

Counter-Plaintiffs,)

v.)

ANDREA ROSSI and LEONARDO)
CORPORATION,)

Counter-Defendants,)

and)

J.M. PRODUCTS, INC.; HENRY)
JOHNSON; FABIO PENON; UNITED)
STATES QUANTUM LEAP, LLC;)
FULVIO FABIANI; and JAMES A. BASS,)

Third-Party Defendants.)

AMENDED NOTICE OF HEARING

(SPECIAL SET – 2 HOUR)

AMENDED NOTICE OF HEARING
(Adding Nos. 5, 6, and 7 if time permits)

PLEASE TAKE NOTICE that there will be a hearing before the Honorable Magistrate Judge John O'Sullivan at C. Clyde Atkins U.S. Courthouse, 301 North Miami Avenue, 5th Floor, Miami, FL 33128, on **Thursday, April 20, 2017 at 3:00 p.m.**, on:

- (1) Plaintiffs' Motion for Sanctions (Bad Faith Litigation Conduct);
- (2) Judge Altonaga's Remand of the Deep River Venture Privileged Documents;
- (3) Defendants' Motion for Sanctions (Spoliation);
- (4) Defendants' Motion for Protective Order (30(b)(6) depositions of the corporate representatives of Defendants IPH International B.V., and Cherokee Investment Partners, LLC);
- (5) Rossi's Response to Industrial Heat's Fourth Request for Production to Rossi (Request No. 16);
- (6) Plaintiffs' withholding responsive documents on the grounds of "trade secret" or "proprietary information;" and
- (7) Plaintiffs' Response to Industrial Heat's Second Set of Interrogatories (Interrogatory No. 23).

Dated: April 19, 2017

Respectfully submitted,

/s/ Christopher R. J. Pace

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Attorneys for Defendants/Counter-Plaintiffs

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on April 19, 2017, I electronically filed the foregoing with the Clerk of the Court by using the CM/ECF system which will send a notice of electronic filing to all counsel or parties of record.

/s/ Christopher Lomax

Christopher Lomax