

# EXHIBIT B

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. )

**ORDER ON DISCOVERY**

This matter coming to be heard before the Court on (1) Third-Party Defendants J.M.

Products, Inc., Henry Johnson, and James A. Bass' Responses and Objections to Defendants' First Request for Production; (2) Third-Party Defendants Fulvio Fabiani ("Fabiani") and United States Quantum Leap, LLC's ("USQL") Objections and Responses to Defendants' First Request for Production; and (3) Third-Party Defendants Fabiani and USQL's failure to produce any documents in response to Defendants' First Request for Production to Fabiani and USQL.

**IT IS HEREBY ORDERED:**

**WITH RESPECT** to Third-Party Defendants J.M. Products, Inc., Henry Johnson, and James A. Bass' Responses and Objections to Defendants' First Request for Production to Third-Party Defendants:

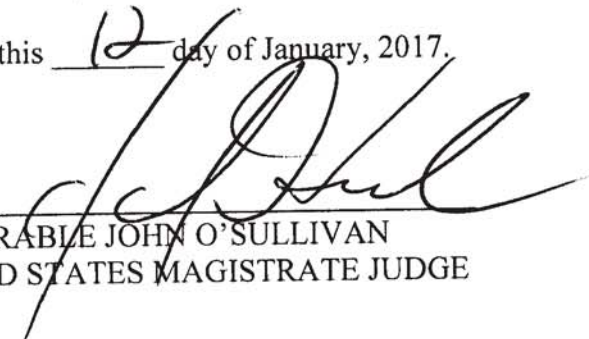
1. For Request Nos. 1-6 and 9, Third-Party Defendants J.M. Products, Inc., Henry Johnson, and James A. Bass shall produce documents for the time period of January 1, 2011 through August 5, 2016. For Request Nos. 7 and 8, the time period shall be from December 1, 2014 through August 5, 2016. (Tr. 18:17-24; Tr. 19:24-25, Tr. 25:12-21).
2. Third-Party Defendants J.M. Products, Inc., Henry Johnson, and James A. Bass shall amend their Responses and Objections to Defendants' First Request for Production to Third-Party Defendants as follows: (i) remove from their response to Request No. 1 the language stating that they will only produce documents "related to the Guaranteed Performance test (as defined in the Counterclaims and Third-Party Claims) at the Doral Location," (ii) remove from their responses to Request Nos. 2-5 the language stating that they will only produce documents "related to the allegations in the Counterclaims and Third-Party Claims (including

the E-Cat and E-Cat IP),” (iii) remove from their responses to Request Nos. 6-9 the language stating that they will only produce documents “related to the Term Sheet and allegations in the Counterclaims and Third-Party Claims (including the E-Cat and E-Cat IP).” Third-Party Defendants J.M. Products, Inc., Henry Johnson, and James A. Bass shall produce all non-privileged responsive documents that are relevant to the pleadings. (Tr. 29:6-32:22).

**WITH RESPECT** to Third-Party Defendants Fabiani and USQL’s Objections and Responses to Defendants’ First Request for Production:

1. For Request Nos. 1-6, Third-Party Defendants Fabiani and USQL shall produce documents for the time period of January 1, 2011 through August 5, 2016. The time frame for Request Nos. 7 and 8 shall be from December 1, 2014 through August 5, 2016. (Tr. 18:17-24; Tr. 19:24-25, Tr. 25:5-6).
2. Third-Party Defendants Fabiani and USQL shall produce all responsive documents on or before January 13, 2017. (Tr. 27:23-24; Tr. 28:14-18).

**DONE AND ORDERED** in Miami, Florida this 12 day of January, 2017.

  
HONORABLE JOHN O'SULLIVAN  
UNITED STATES MAGISTRATE JUDGE

cc: Counsel of Record