

**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; UNITED STATES)
QUANTUM LEAP, LLC; FULVIO)
FABIANI; and James A. Bass,)

Third-Party Defendants.)

AMENDED NOTICE OF HEARING

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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, March 23, 2017 at 2:30 p.m., on (1) Third Party Defendant J.M. Products, Inc.’s (“JMP”) production of its bank records; (2) JMP’s production of documents pertaining to any agreements or payments made between JMP and Platinum American Trust (“Platinum”) and Francisco De Giovanni; (3) JMP’s Corporate Representative’s lack of knowledge or refusal to testify on topics noticed for the 30(b)(6) deposition that took place on March 1, 2017; (4) Leonardo Corporation’s Corporate Representative’s lack of knowledge on topics noticed for the 30(b)(6) deposition that took place on February 24, 2017; (5) Rossi and Leonardo’s Responses to IPH International, B.V.’s First Set of Interrogatories; (6) Rossi and Leonardo’s Responses to Industrial Heat’s Second Set of Interrogatories; (7) Rossi’s Responses to Industrial Heat’s Fourth Request for Production; (8) Rossi’s Responses to Vaughn’s Second Set of Interrogatories; (9) Rossi and Leonardo’s Responses to Industrial Heat’s First Request for Admission; (10) Rossi and Leonardo’s Responses to IPH International, B.V.’s First Set of Interrogatories; (11) Rossi and Leonardo’s Privilege Log; (12) Rossi and Leonardo’s refusal to respond to discovery requests on grounds that their responses contain “trade secrets”; and (13) the timing of Plaintiffs’ outstanding production of documents.

Dated: March 22, 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 March 22, 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