

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA

Case No. 16-cv-21199-ALTONAGA/O'SULLIVAN

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.

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**ORDER**

THIS MATTER is before the Court following an informal discovery hearing held before the undersigned on March 23, 2017, regarding the plaintiffs' request for sanctions against the defendants, Cherokee Investment Partners and IPH International, B.V., for the failure to comply with Rule 30(b)(6). Having held a hearing in this matter, and for the reasons stated on the record, it is

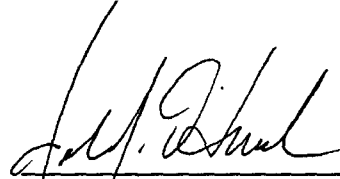
ORDERED AND ADJUDGED that the 30(b)(6) testimony given by Cherokee Investment Partners was insufficient. It is further

ORDERED AND ADJUDGED that the 30(b)(6) testimony given by IPH International, B.V. was insufficient. It is further

ORDERED AND ADJUDGED that the plaintiff is permitted to re-depose 30(b)(6) witnesses for both Cherokee Investment Partners and IPH International, B.V. These depositions shall occur on or before April 7, 2017. It is further

ORDERED AND ADJUDGED that the defendants shall bear the costs of the depositions and the cost of one plaintiffs' attorney, at a rate of \$325.00 per hour, for their attendance at each of the aforementioned depositions.

**DONE AND ORDERED** in Chambers at Miami, Florida this 24<sup>th</sup> day of March, 2017.

  
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JOHN J. O'SULLIVAN  
UNITED STATES MAGISTRATE JUDGE

Copies provided to:  
United States District Judge Altonaga  
All counsel of record