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2005 FEB 17 PM 3:19

CLERK, U.S. DISTRICT COURT
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LOS ANGELES

BY _____

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COPY

9 UNITED STATES DISTRICT COURT
10 CENTRAL DISTRICT OF CALIFORNIA
11 WESTERN DIVISION

CV05 1223 RGK

12 ROBERT G. WRIGHT, JR.,
13 Plaintiff,

14 v.

15 FEDERAL BUREAU OF
16 INVESTIGATION, et al.,
17 Defendants.

Case No.: Misc.
(Civil Action No.: 03C-5876
United States District Court, Northern District
of Illinois, Hon. Charles R. Norgle)

**PLAINTIFF'S NOTICE OF MOTION
AND MOTION TO COMPEL NON-
PARTY JOURNALIST JAMES CROGAN TO
TESTIFY AT DEPOSITION AND PRODUCE
DOCUMENTS PURSUANT TO SUBPOENA
DUCES TECUM AND FOR ATTORNEYS'
FEES AND COSTS**

Complaint Filed: August 21, 2003

Discovery Cut-off: none
Pre-Trial Conference: none
Trial Date: none

[Filed concurrently with Joint Stipulation and
Request for Judicial Notice]

18 TO THE COURT, THE CLERK, JAMES CROGAN AND HIS ATTORNEYS OF
19 RECORD, DEFENDANTS, AND THEIR COUNSEL:

20 PLEASE TAKE NOTICE that on March ²¹~~14~~, 2005, at 9:00am in Courtroom 850
21 of the United States District Court for the Central District of California,
22 255 E. Temple St., Los Angeles, California 90012, the Honorable
23 Judge Klausner, presiding, a hearing will be held on the attached

1 Motion of Plaintiff Robert G. Wright, Jr., for an Order: (1) compelling non-party
 2 journalist James Crogan to testify at deposition and to produce documents pursuant to
 3 subpoena *duces tecum*; and (2) awarding attorneys' fees and costs to Plaintiff for the
 4 time and expense involved in bringing this Motion.

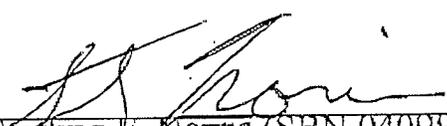
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 6 The Motion is made pursuant to Fed. R. Civ. P. 37 and L.R. 37-1 *et seq.*

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 8 The Motion is made on the grounds that (1) Crogan refuses, without a Court order,
 9 to answer questions at deposition or produce documents pursuant to a subpoena *duces*
 10 *tecum*; and (2) Crogan's refusal to comply with discovery has forced Plaintiff to incur
 11 substantial attorneys' fees and costs in bringing this Motion.

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 13 The Motion is based on this Notice, the attached Motion, the Joint Stipulation
 14 filed and served concurrently pursuant to L.R. 37-2 *et seq.*, the Declarations of Vincent,
 15 Orfanedes, Crogan, and Seager, attached to the Joint Stipulation and exhibits attached
 16 thereto, the Request for Judicial Notice filed and served concurrently herewith, and upon
 17 any and all other matters that may be considered by the Court in supplemental
 18 memoranda and oral argument.

19
 20 Date: February 17, 2005

Respectfully submitted,
 JUDICIAL WATCH, INC.

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 23 By: 
 24 Sterling E. Norris (SBN 040993)
 25 Attorneys for Plaintiff
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MOTION TO COMPEL DISCOVERY

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For reasons set forth in detail in the Joint Stipulation filed concurrently herewith, Plaintiff Robert G. Wright, Jr. hereby moves for an Order: (1) compelling non-party journalist James Crogan to testify at deposition and to produce documents pursuant to subpoena *duces tecum*; and (2) awarding attorneys' fees and costs to Plaintiff for the time and expense involved in bringing this Motion.

Date: February 17, 2005

Respectfully submitted,
JUDICIAL WATCH, INC.

By: 
Sterling E. Norris (SBN 040993)
Attorneys for Plaintiff