IN THE UNITED STATES DISTRICT COURT FOR THE CENTRAL DISTRICT OF ILLINOIS PEORIA DIVISION

MALIBU MEDIA LLC,)
Plaintiff,))
VS.)
JOHN DOES 1-34,)
Defendants.)

Case No. 12-1188

MOTION TO RECONSIDER ORDER OF AUGUST 1, 2012 AND TO QUASH OR MODIFY SUBPOENA

NOW COMES putative Defendant JOHN DOE 21, by and through his undersigned attorneys, QUINN, JOHNSTON, HENDERSON, PRETORIUS & CERULO, and for his Motion to Reconsider Order of August 1, 2012 [#6] and to Quash or Modify Subpoena, filed herein, states:

Pursuant to Fed. R. Civ P. 46, and the attached and incorporated Memorandum of Law in

Support, putative Defendant respectfully moves for entry of an Order VACATING this Court's

Order of August 1, 2012 Granting Plaintiff Leave to Serve Third Party Subpoenas Prior to a Rule

26(f) Conference [#6] and QUASHING or MODIFYING subpoena issued pursuant to said Order.

Dated:

JOHN DOE 21, Defendant

By: <u>s/Michael Mersot</u> Michael Mersot QUINN, JOHNSTON, HENDERSON, PRETORIUS & CERULO

CERTIFICATE OF SERVICE

I hereby certify that on September 6, 2012, I electronically filed this <u>MOTION TO</u> <u>RECONSIDER ORDER OF JUNE 23, 2012 AND TO QUASH OR MODIFY SUBPOENA</u> with the Clerk of Court using the CM/ECF system.

And I hereby certify that on **September 6**, **2012**, I faxed and mailed a copy of this document by United States Postal Service to the following non-registered participant:

Law Offices of Nicoletti & Associates, LLC 36880 Woodward Avenue, Suite 100 Bloomfield Hills, MI 48304

Comcast Corporation Legal Demands Center 650 Centerton Road Moorestown, NJ 08057

s/Michael J. Mersot

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