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IN THE UNITED STATES DISTRICT COURT FOR DISTRICT OF MARYLAND

FEDERAL TRADE COMMISSION, Petitioner, v. THE MEDICI PORTFOLIO, LLC, Respondent.

Case No. PWG-15-2285

~ [PROPOSED] ORDER TO SHOW CAUSE

Pursuant to the authority conferred by Sections 6(b) and 9 of the Federal Trade Commission Act, 15 U.S.C. § 46(b) and 49, Petitioner, the Federal Trade Commission, has invoked the aid of this Court for an order requiring Respondent The Medici Portfolio, LLC ("Medici") to comply in full with a special order issued by the Commission in support of a study of patent assertion entities ("PAEs") and the effect of their activities on competition.

The Court has considered the Commission's Petition for an Order for a Show Cause Hearing and Order Enforcing Compulsory Process and the papers filed in support thereof; and it appears to the Court that Petitioner has shown good cause for the entry of this Order. It is by this Court hereby

ORDERED that Respondent Medici appear at $3^{\circ\circ}$ a.m. form. on the day of Orber, 2015, in Courtroom No. <u>1BD</u> of the United States District Court for the District of Maryland, Greenbelt (Southern) Division, 6500

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Cherrywood Lane, Greenbelt, Maryland, 20770, and show cause, if any there be, why this Court should not grant said Petition and enter an Order enforcing the compulsory process issued to the Respondent and directing it to produce, within five (5) days of the date of the Order, all responsive documents and information in compliance with the compulsory process and without any redactions, except those redactions for which Respondents have established a privilege or for which they have sought and received the Commission's prior authorization. Unless the Court determines otherwise, notwithstanding the filing or pendency of any procedural or other motions, all issues raised by the Petition and supporting papers, and any opposition to the Petition, will be considered at the hearing on the Petition, and the allegations of said Petition shall be deemed admitted unless controverted by a specific factual showing.

IT IS FURTHER ORDERED that, if any Respondent believes it necessary for the Court to hear live testimony, it must file an affidavit reflecting such testimony (or if a proposed witness is not available to provide such an affidavit, a specific description of the witness's proposed testimony) and explain why the Respondent believes live testimony is required.

IT IS FURTHER ORDERED that, if any Respondent intends to file pleadings, affidavits, exhibits, motions or other papers in opposition to said Petition or to the entry of the Order requested therein, such papers must be filed with the Court and received by Petitioner's counsel on the 26^{++} day of August, 2015. Such submission shall include, in the case of any affidavits or exhibits not previously submitted, or objections not previously made to the Federal Trade Case 8:15-cv-02285-PWG Document 3 Filed 08/11/15 Page 3 of 3 Case 8:15-cv-02285-PWG Document 1-8 Filed 08/05/15 Page 3 of 3

Commission, an explanation as to why such objections were not made or such papers or information not submitted to the Commission. Any reply by Petitioner shall be filed with the Court and received by Respondents on the $-\frac{244}{2015}$ day of September 2015.

IT IS FURTHER ORDERED, pursuant to Fed. R. Civ. P. 26(a)(1)(B)(v) and 81(a)(5), that this is a summary proceeding and that no party shall be entitled to discovery without further order of the Court upon a specific showing of need; and that the dates for a hearing and the filing of papers established by this Order shall not be altered without prior order of the Court upon good cause shown; and

IT IS FURTHER ORDERED, pursuant to Fed. R. Civ. P. 81(a)(5) advisory committee note (1946), that a certified copy of this Order and copies of said Petition and Memorandum in support thereof filed herein, be served forthwith by Petitioner upon Respondents or their counsel by personal service, or by certified or registered mail with return receipt requested, or by overnight express delivery service.

SO ORDERED:

United States District Judge

Dated: 081015, Greenbelt, MD.

Paul W. Grimm United States District Judge