

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

FEDERAL TRADE COMMISSION,

Petitioner,

v.

RALPH PAGLIA,

Respondent.

Case No. 2:14-cv-01480-GMN-CWH

Hearing Date: October 16, 2014

Hearing Time: 9:30 a.m.

Response deadline: 10/7/2014 at 4:00 p.m.

Reply deadline: 10/10/2014 at 4:00 p.m.

ORDER TO SHOW CAUSE

Petitioner, the Federal Trade Commission (FTC or Commission), pursuant to the authority conferred by Section 20 of the Federal Trade Commission Act, 15 U.S.C. § 57b-1, has invoked the aid of this Court, pursuant to Fed. R. Civ. P. 81(a)(5), for an order requiring Respondent, Ralph Paglia, to comply in full with the civil investigative demands (CIDs), issued to Respondent on May 2, 2014, and June 18, 2014, in aid of a law enforcement investigation being conducted by the Commission (FTC File No. 131-0206).

The Court has considered the Petition of the Federal Trade Commission for an Order Enforcing Civil Investigative Demands and the papers filed in support thereof; and, appearing to the Court that Petitioner has shown good cause for the entry of such order, it is by this Court hereby

ORDERED that Respondent Ralph Paglia appear at **9:30 a.m. on Thursday, October 16, 2014**, before the Honorable Gloria M. Navarro, Chief Judge, United States District Court, in **Courtroom No. 7D** of the Lloyd D. George U.S. Courthouse, 333 Las Vegas Blvd. So., Las

~~Vegas, NV 89101 and SHOW CAUSE, if any, why the Court should not grant said~~
Petition and enter an Order enforcing the civil investigative demands issued to Respondent and directing him to produce, within ten (10) days of the date of the Order, all responsive documents and information in compliance with the May 2 CID, without any redactions, except those redactions for which Respondent has claimed a privilege or for which it has sought and received the Commission's prior authorization, and directing him further to appear and testify under oath, within ten (10) days of the date of the Order, as directed by the June 18 CID. 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; and

IT IS FURTHER ORDERED that, if Respondent believes it to be necessary for the Court to hear live testimony, he 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 Respondent believes that live testimony is required; and

IT IS FURTHER ORDERED that, if 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 **by 4:00 p.m. on Tuesday, October 7, 2014**. Such

submission shall include, in the case of any affidavits or exhibits not previously submitted, or objections not previously made to the Federal Trade 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 Respondent **by 4:00 p.m. on Friday, October 10, 2014**; and

IT IS FURTHER ORDERED that, pursuant to Fed. R. Civ. P. 81(a)(5) and 26(a)(1)(B)(v), this is a summary proceeding and 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 that, pursuant to Fed. R. Civ. P. 81(a)(5) and the advisory committee note (1946), a copy of this Order and copies of said Petition and exhibits filed therewith, be served forthwith by Petitioner upon Respondent or his counsel, using as expeditious means as practicable.

A handwritten signature in black ink, appearing to be "J. H. M.", is located in the lower right quadrant of the page. The signature is written in a cursive, flowing style.