

In recent weeks, the Commission has reached out to Kiley several times, attempting to coax him to comply with the Federal Rules. But unfortunately, the Commission has not persuaded him to participate in discovery. Instead of providing responsive information, he has offered a string of excuses for why he is unable to comply. Truth be told, Kiley is merely reverting to an old pattern of refusing to engage this lawsuit.

For the foregoing reasons, and as more fully explained in the accompanying Memorandum in Support, the Commission respectfully moves this Court for an Order compelling Defendant Kiley to produce all documents responsive to the Commission's First Set of Document Requests, and to answer in full the Commission's First Set of Interrogatories.

Respectfully submitted,

Dated: May 2, 2011

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