

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS  
COUNTY DEPARTMENT, LAW DIVISION

Lisa Stone, as mother and next friend of )  
Jed Stone, a minor, )  
Petitioner, )  
vs. ) No. 09 L 5636  
Paddock Publications, Inc., d/b/a The Daily )  
Herald, Inc. )  
Respondent. )

**Motion to Compel Compliance with Subpoena**

NOW COMES the Petitioner, Lisa Stone, mother and next friend of Jed Stone, a minor, by and through her attorney, Levin Riback Law Group, and seeks an order compelling Comcast Cable to respond to a subpoena and provide information including the identity of the subscriber of the IP address provided by the Respondent herein and in support thereof, states as follows:

1. That on May 12, 2009 a Petition for Discovery was filed seeking information regarding the identity of a user who posted a comment on a public forum provided by the Respondent herein.
2. That on June 19, 2009 this court entered an order permitting the Petitioner to issue discovery to obtain the requested information and required the Respondent to respond said discovery.
3. That on July 10, 2009 the Respondent answered the discovery and identified the IP address of the user in question, but did not identify the name of said user.



4. That it was determined that the IP address provided was a Comcast Cable IP address and Comcast Cable is in possession of the identity of the user/subscriber of this IP address as confirmed by Victoria Gonzalez at Comcast Cable.

5. That Comcast Cable acknowledges receipt of the subpoena requesting information and that the IP address is in their system, but requires a court order to release this information.

6. That it is necessary to ascertain the identity of the user/subscriber of the IP address in question as he is a potential defendant for his defamatory remarks.

WHEREFORE, the Petitioner, Lisa Stone, mother and next friend of Jed Stone, a minor, prays that this Court enter an order requiring Comcast Cable to respond to a subpoena and provide information including the identity of the subscriber of the IP address provided by the Respondent herein.

Lisa Stone, mother and next friend of Jed Stone, a minor,

Levin Riback Law Group

By: 

One of the attorneys for Petitioner

Richard Levin, Esq.  
Attorney for Petitioner  
Levin, Riback Law Group, P.C.  
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Chicago, Illinois 60601  
Attorney No.: 40208  
312-782-6717

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

Lisa Stone, mother and next friend of Jed Stone, a minor
Plaintiff/Petitioner
v.
Paddock Publications, Inc.
Defendant/Respondent

No. 09 L 5636

SUBPOENA IN A CIVIL MATTER
(For Testimony and/or Documents)

To: Comcast Cable
Legal Response Center
FAX No.: 866-947-5587

- 1. YOU ARE COMMANDED to appear to give your testimony before the Honorable...
2. YOU ARE COMMANDED to appear and give your deposition testimony before a Notary Public at:
3. YOU ARE COMMANDED to mail the following documents in your possession or control to Levin Riback Law Group...
(THIS IS FOR RECORDS ONLY. THERE WILL BE NO ORAL INTERROGATORIES.):

Description continued on attached page(s).

YOUR FAILURE TO RESPOND TO THIS SUBPOENA WILL SUBJECT YOU TO PUNISHMENT FOR CONTEMPT OF THIS COURT.

Notice to Deponent:

- 1. The deponent is a public or private corporation, partnership, association, or governmental agency. The matter(s) on which examination is requested are as follows: Please provide any and all information for IP address 24.1.3.203 from February 1, 2009 to the present including but not limited to the name, address location and any and all other information identifying the subscriber, user and/or owner of the aforesaid IP address and anyone associated with said IP address. Also, please provide the above information for the subscriber/user on April 9, 2009 specifically.

Description continued on attached page(s).

(A nonparty organization has a duty to designate one or more officers, directors, or managing agents, or other persons to testify on its behalf, and may set forth, for each person designated, the matters on which that person will testify. Ill. Sup. Ct. Rule 206.)

- 2. The deponent's testimony will be recorded by use of an audio-visual recording device, operated by...
3. No discovery deposition of any party or witnesses shall exceed three hours regardless of the number of parties involved in the case, except by stipulation of the parties or by order upon showing that good cause warrants a lengthier examination. Ill. Sup. Ct. Rule 206(d).

Atty. No. 40280 Pro Se 99500
Name: Levin Riback Law Group
Atty. for: Petitioner
Address: 200 N. LaSalle Street, Suite 2300
City/State/Zip: Chicago, IL 60602
Telephone: 312-782-6717

Issued by: [Signature] Signature
Attorney
Clerk of Court
Date: July 14, 2009

- I served this subpoena by mailing a copy, as required by Ill. Sup. Ct. Rules 11, 12 and 204(a)(2), to...
I paid the witness \$... for witness and mileage fees.
I served this subpoena by fax a copy to Comcast Cable-Legal Response Center on July 14, 2009
I paid the witness \$... for witness and mileage fees.

Elizabeth Tayahua
(Signature of Server)

Elizabeth Tayahua
(Print Name)