

EXHIBIT 1

Defendant's First Set of
Requests for Production of Documents

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO

ELLORA'S CAVE PUBLISHING, INC.
and
JASMINE-JADE ENTERPRISES, LLC

Case No: 5:14-cv-02331

Plaintiffs,

v.

DEAR AUTHOR MEDIA NETWORK, LLC
and
JENNIFER GERRISH-LAMPE

Defendants.

DEFENDANT'S FIRST SET OF REQUESTS FOR PRODUCTION OF DOCUMENTS

Pursuant to Rule 34 of the Federal Rules of Civil Procedure, Defendant Jennifer Gerrish-Lampe hereby propounds her first set of Requests for Production of Documents upon Plaintiff Ellora's Cave Publishing, Inc. Plaintiff shall serve its written reply to these requests within thirty days of the date of service hereof, and produce the documents and things requested for inspection and copying at the offices of Jennifer Gerrish-Lampe's counsel, Marc J. Randazza of Randazza Legal Group, 3625 S. Town Center Drive, Suite 150, Las Vegas, NV 89135.

DEFINITIONS

1. "Documents" refers to all written, printed, recorded or graphic matter, photographic matter, sound reproductions, or other retrievable data (whether recorded, taped, or coded electrostatically, electromagnetically, digitally, or otherwise) and any other data compilation from which information can be obtained or translated, if necessary by the respondent into reasonably useable form from whatever source derived and however ay by whomever prepared, produced, disseminated, or made; without limiting the generality of the foregoing, the word "documents" includes correspondence, memoranda, facsimiles, reports, transcripts, notes, diaries, calendars, notebooks, minutes, diagrams, computer printouts, diskettes, CD-Roms, hard drives, drawings, graphs, charts, videotapes, artwork, and exemplars, and any other writings of any nature whatsoever, whether or not divulged to other parties.
2. "You" or "Your" includes Ellora's Cave, any predecessors in interest, agents, representatives, attorneys, or other persons acting or purporting to act for, on behalf of, or with all or any of them.
3. "Referred to," for the purposes of these requests except where otherwise defined, includes reviewing, reading, referencing, examining, evaluating, or consulting.
4. The "Complaint," for purposes of these requests except where otherwise defined, is the Complaint filed by Ellora's Cave and Jasmine-Jaid Enterprises.

5. The "Counter Complaint," for purposes of these requests except where otherwise defined, is the Counter-Complaint filed by Dear Author and Jennifer Gerrish-Lampe.

INSTRUCTIONS

1. This request is continuing in nature and includes all documents and information prepared or received by You between the date of receipt of this request and the date of trial. Your responses to these requests should be supplemented not later than thirty days prior to any hearing addressing the merits of any parties' claims or defenses.
2. Documents that in their original condition were stapled, clipped, or otherwise fastened together shall be produced in such form. Documents responsive to each numbered paragraph are to be grouped by paragraph. If any portion of a document is responsive to this request, the entire document shall be produced. In order to facilitate review and avoid any possibility of misinterpretation, place all documents produced in file folders bearing the number of the paragraph to which they are responsive.
3. For each document you contend you are entitled to withhold, identify the document and state with specificity the reason for withholding. For any document withheld under a claim of privilege, state:
 - a. The name and title of the author;
 - b. The name and title of the person to whom a copy of the document or its contents, or any part thereof, was sent or

conveyed or to whom the document or a copy, or any part thereof, was sent or conveyed or to whom the document or a copy, or any part thereof was showed;

- c. Its date;
 - d. The name and title of the person to whom the document was addressed;
 - e. The number of pages;
 - f. A brief description of the subject matter;
 - g. The nature of the privilege claimed; and
 - h. The paragraph(s) to which the document is otherwise responsive.
4. If any document requested was formerly in the possession, custody, or control of the recipient of these Requests and has been lost or destroyed, the recipient is requested to submit in lieu of each document a written statement that:
- a. Describes in detail the nature of the document and its contents;
 - b. Identifies the person who prepared or authorized the document and, of applicable, the person(s) to whom the document was sent;
 - c. Specifies the date upon which the document was prepared or transmitted or both; and
 - d. Specifies to the extent possible, the date upon which the document was lost or destroyed, and if destroyed, the conditions or reasons for such destruction and the persons requesting and performing the destruction.

5. If an objection is made to any request herein, all documents covered by the request not subject to the objection should be produced. Similarly, if an objection is made to production of any portion of a document, the portion(s) subject to objection should be produced with the portion(s) objected to deleted and indicated clearly.

REQUESTS FOR PRODUCTION

Request No. 1:

Produce Your monthly and/or quarterly balance sheets, income statements, and cash flow statements for the three full years preceding the allegedly defamatory article, and at all times thereafter.

Request No. 2:

Produce complete and accurate copies of all documents, materials, and things that You will rely upon during the trial of this matter.

Request No. 3:

Produce complete and accurate copies of all documents, materials, and things that You used in responding to Dear Author and Jennifer Gerrish-Lampe's First Set of Interrogatories.

Request No. 4:

Produce complete and accurate copies of all documents, materials, and things previously produced by all parties in the Brashears case.

Request No. 5:

Produce complete and accurate copies of all documents, materials, and things pertaining to all of Your tax returns for the past three years.

Request No. 6:

Produce complete and accurate copies of all documents, materials, and things pertaining to Your credit report, including but not limited to the credit report of Ellora's Cave for the past three years.

Request No. 7:

Produce complete and accurate copies of each and every email, letter, voicemail, text message, or other communication that You have had that references, relates to, or includes any statements made pertaining to authors' royalty payments for the past three years.

Request No. 8:

Produce complete and accurate copies of each and every email, letter, voicemail, text message, or other communication that You have had that references, relates to, or includes any statements made pertaining to editors' payments for the past three years.

Request No. 9:

Produce complete and accurate copies of each and every email, letter, voicemail, text message, or other communication that You have had that references, relates to, or includes any statements made pertaining to accounts held with retailers, including but not limited to Amazon.com, All

Romance eBooks, Kobo, Barnes & Noble (BN, or B&N), iTunes, or any other retailer for the past three years.

Request No. 10:

Produce complete and accurate copies of each and every email, letter, voicemail, text message, or other communication that You have had that references, relates to, or includes any statement regarding the operation of the Author's Portal for the past three years.

Request No. 11:

Produce complete and accurate copies of all documents, contracts, or leasing agreements relating to the lease of any and all commercial or residential space by You or on behalf of any of Your employees.

Request No. 12:

Produce complete and accurate copies of each and every email, letter, voicemail, text message, or other communication that You have had that references, relates to, or includes any statement regarding this lawsuit.

Request No. 13:

Produce complete and accurate copies of each and every email, letter, voicemail, text message, or other communication that You have had that references, relates to, or includes any statement regarding the contents of the Author's Portal.

Request No. 14:

Produce complete and accurate copies of each and every email, letter, voicemail, text message, or other communication that You have had with Tina Engler regarding this lawsuit.

Request No. 15:

Produce complete and accurate copies of each and every email, letter, voicemail, text message, or other communication that You have had that references, relates to, or includes any statements made pertaining to your accounting system.

Request No. 16:

Produce complete and accurate copies of all documents, materials, and things relating to any and all agreements/contracts/addendums to the contract between You and any authors, editors, and freelance cover artists for the past three years.

Request No. 17:

Produce complete and accurate copies of all documents, materials, and things relating to any and all interviews You have given regarding Ellora's Cave.

Request No. 18:

Produce complete and accurate copies of all documents, materials, and things relating to any and all settlement agreements, including those resulting from alternative dispute resolution, between You and any authors, editors, and freelance cover artists.

Dated this 10th day of June, 2015.

Respectfully Submitted,

/s/ Victoria L. Serrani

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ATTORNEYS FOR DEFENDANTS

CASE NO.: 5:14-cv-02331

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on June 9, 2015 a true and correct copy of the foregoing document is being served upon: Steven W. Mastrantonio, Esq., counsel for Plaintiffs, via electronic mail and through the USPS.

s/ Victoria L. Serrani
ATTORNEYS FOR DEFENDANTS