

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

FLOORGRAPHICS, INC.,

Plaintiff,

v.

NEWS AMERICA MARKETING  
IN-STORE SERVICES, INC., and  
NEWS AMERICA MARKETING  
IN-STORE, INC.,

Defendants.

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CIVIL ACTION NO. 07X50278

DISTRICT JUDGE ARTHUR J. TARNOW

MAGISTRATE JUDGE VIRGINIA MORGAN

**ORDER GRANTING IN PART PLAINTIFF'S MOTION TO  
ENFORCE DOCUMENT SUBPOENA TO SUSAN GRIFFIN**

This matter is before the court on Plaintiff's Motion to Enforce Document Subpoena to Susan Griffin (#1). This matter relates to federal litigation which is pending in New Jersey. Counsel were able to resolve part of the motion, but oral argument was held before the magistrate judge on May 16, 2007, regarding the unresolved matters related to discovery of electronically stored information (ESI) in Ms. Griffin's personal computer. For the reasons stated on the record IT IS ORDERED as follows:

1. On or before May 24, 2007, Griffin, through counsel for Griffin and News American Marketing, will turn over Ms. Griffin's personal computer to an independent (outside) expert selected and identified by Floorgraphics for forensic analysis.

2. The expert will conduct a examination of the computer, including but not limited to, a forensic imaging of the hard drive.

3. Counsel will agree on the search terms relevant to the analysis.

4. The expert will provide to counsel for both sides an initial report of items deemed relevant to the litigation. Subsequent production of these will be in forms as agreed to between counsel.

5. Counsel will attempt to agree on subsequent production of all or a portion of the identified items. If agreement cannot be reached, either side may file a motion to compel or for protective order with the court.

6. All expert services will be at Floorgraphics' expense.

No costs to either side.

s/Virginia M. Morgan  
VIRGINIA M. MORGAN  
UNITED STATES MAGISTRATE JUDGE

Dated: May 23, 2007

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**PROOF OF SERVICE**

The undersigned certifies that the foregoing document was served upon counsel of record via the Court's ECF System and/or U.S. Mail on May 23, 2007.

s/Jane Johnson  
Case Manager to  
Magistrate Judge Virginia M. Morgan