

JOHN C. DEPP, II

Plaintiff

vs.

FILED
MOTIONS DOCKET

Civil Action No. CL2019-02911

2019 SEP 27 PM 12:01

Previous Chancery No. CH

AMBER LAURA HEARD

Defendant

JOHN T. FREY
CLERK, CIRCUIT COURT
FAIRFAX, VA

SERVE:

FRIDAY MOTIONS DAY – PRAECIPE/NOTICE

Moving Party: Plaintiff Defendant Other

Title of Motion: EXPANDED MOTION TO COMPEL PLAINTIFF TO PRODUCE DOCUMENTS AND RELEASE HIS MEDICAL RECORDS

Attached Previously Filed

DATE TO BE HEARD: 10/11/2019 Time Estimate (combined no more than 30 minutes): 30 Min

Time to be Heard: 9:00 a.m. with a Judge 9:00 a.m. without a Judge

10:00 a.m. (Civil Action Cases) Does this motion require 2 weeks notice? Yes No

11:30 a.m. (DOMESTIC/Family Law Cases) Does this motion require 2 weeks notice? Yes No

Case continued from: (Date) continued to: (Date)

Moving party will use Court Call telephonic appearance: Yes No

Judge Bruce D. White must hear this motion because (check one reason below):

The matter is on the docket for presentation of an order reflecting a specific ruling previously made by that Judge.

This Judge has been assigned to this entire case by the Chief Judge; or,

The Judge has advised counsel that all future motions, or this specific motion, should be placed on this Judge's Docket; or,

This matter concerns a demurrer filed in a case where that Judge previously granted a demurrer in favor of demurrant.

PRAECIPE by: Joshua R. Treece, Esq./ Amber Laura Heard
Printed Attorney Name/Moving Party Name

WOODS ROGERS PLC
Firm Name

10 S. Jefferson Street, Suite 1400, P.O. Box 14125, Roanoke, Virginia 24011

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79149
VSB.No.

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E-Mail Address

CERTIFICATIONS

I certify that I have in good faith conferred or attempted to confer with other affected parties in an effort to resolve the subject of the motion without Court action, pursuant to Rule 4:15(b) of the Rules of the Supreme Court of Virginia; and, I have read, and complied with, each of the Instructions for Moving Party on the reverse side of this form

Moving Party/Counsel of Record

CERTIFICATE OF SERVICE

I certify on the 27th day of September, 2019, a true copy of the foregoing Praecipe was

mailed emailed delivered to all counsel of record pursuant to the provisions of Rule 4:15(e) of the Rules of the Supreme Court of Virginia.

Moving Party/Counsel of Record

JOSHUA R. TREECE
(540) 983-7730
jtreece@woodsrogers.com

September 27, 2019

VIA HAND DELIVERY

Fairfax Circuit Court
Attn: Clerk's Office, 3rd Floor
4110 Chain Bridge Road
Fairfax, VA 22030

FILED
MOTIONS DOCKET
2019 SEP 27 PM 12:01
JOHN T. FREY
CLERK, CIRCUIT COURT
FAIRFAX, VA

**Re: *John C. Depp, II v. Amber Laura Heard*; Case No. CL-2019-2911;
Expanded Motion to Compel & October 11, 2019 Praecipe/Notice On
Defendant's Expanded Motion to Compel**

Dear Clerk:

In response to Defendant's praecipe filed on September 24, 2019—for a motion to compel hearing on October 18, 2019—we learned from the Friday Motions Day Clerk that Judge White is not available for a hearing on October 18. We also understand that while Judge White is available for a hearing on October 11, 2019, he does not have another Friday Motions Day Hearing until November 8, 2019.

In light of this, and because Defendant needs to compel discovery from Plaintiff before November:

(1) Defendant is going to reschedule the hearing on her Motion for Leave to File Amended Responsive Pleadings ("Motion for Leave") to a later date. This will open up October 11, 2019 for a motion to compel hearing, and Defendant will file a new praecipe with respect to the Motion for Leave at a later date.

(2) Defendant is filing herewith an Expanded Motion to Compel Plaintiff to Produce Documents and Release his Medical Records ("Expanded Motion to Compel") and Memorandum in Support thereof to be heard on October 11, 2019. This Expanded Motion to Compel supplements and supersedes the prior Motion to Compel that was noticed for October 18, a date on which Judge White is not available.

(3) Defendant is filing herewith a new Praecipe/Notice For Defendant's Expanded Motion to Compel setting the hearing on Defendant's Expanded Motion to Compel for October 11, 2019.

If you would, please file the originals of: (1) Defendant's Expanded Motion to Compel; (2) Memorandum in Support of Defendant's Expanded Motion to Compel; and (3) Defendant's

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Fairfax Circuit Court
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Praecipe/Notice setting the hearing on Defendant's Expanded Motion to Compel for October 11, 2019.

I am also enclosing one (1) copy of all of the above documents. If you would, please file stamp each and provide them to our courier for return.

Thank you for your assistance and do not hesitate to contact me if you have any questions or concerns.

Sincerely,

WOODS ROGERS PLC



Joshua R. Treece

Enclosures

cc: Counsel of Record