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Viken Securities Limited et al. Order on Plaintiffs' Motion to Compel

Melvin K. Westmoreland
Superior Court of Fulton County

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**IN THE SUPERIOR COURT OF FULTON COUNTY
STATE OF GEORGIA**



VIKEN SECURITIES LIMITED, a foreign corporation, SPRINGBIRNE INVESTMENTS, INC., a foreign corporation, FELIPE SECURITIES LIMITED, a foreign corporation, VEENA MIRCHANDANI, SONIYA MIRCHANDANI, AHSA SHIVDASANI, and SAJNEE SADARANGANI,

Plaintiffs,

v.

NAVIN DADLANI and ALICIA DADLANI,

Defendants.

Civil Action No. 2014cv241970

(Related Case: Civil Action No. 2014cv250215)

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ORDER ON PLAINTIFFS' MOTION TO COMPEL

This Court, having considered Plaintiffs' Motion to Compel Discovery from Defendants Navin Dadlani and Alicia Dadlani and the response thereto finds as follows:

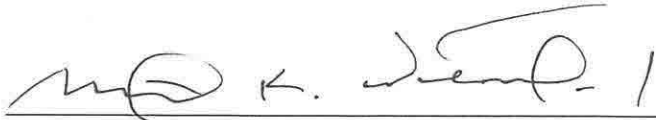
Plaintiffs filed this motion seeking several categories of documents including generally: (1) Defendants' financial records, including any records of payments or compensation to Dadlani from Tiberius BVI, including management fees, if applicable, (2) Navin Dadlani's employment and compensation information, (3) communications between Dadlani and his business partners including Tiberius BVI, (4) documents in support of damages alleged for the trespass and emotional distress claims, (5) defamatory statements made within the year before the filing of the suit, and (6) documents related to the SEC's investigation of Tiberius BVI. Plaintiffs also seek attorneys' fees alleging that Defendant failed to produce responsive documents until November 3, 2014, after the filing of the Motion to Compel. In response, Defendants claim to have produced all documents in their possession responsive to the requests.

Accordingly, this Court HEREBY **DENIES** Plaintiffs' Motion to Compel Discovery from Defendants Navin Dadlani and Alicia Dadlani and declines to award attorneys' fees as requested given the following representations made by Counsel for Defendants at conference discussing the motion:

- (1) Navin Dadlani did not receive employment compensation or management fees from Tiberius BVI, and does not have an employment or management contract with Tiberius BVI;
- (2) Navin Dadlani has produced all relevant employment and compensation information in his possession other than his tax returns which the court is not requiring him to produce;
- (3) Navin Dadlani has produced all relevant written communications in his possession between him and his business partners;
- (4) Defendants have produced all documents in their possession in support of their damages alleged for the trespass and emotional distress claims;
- (5) Defendants have disclosed all alleged defamatory statements to date of which they have knowledge;
- (6) Navin Dadlani has produced all documents in his possession regarding the SEC's investigation of Tiberius BVI with the exception of documents withheld under an assertion of attorney-client privilege.

Defendants' counsel also agreed to confer with Plaintiffs' counsel on November 17, 2014, to resolve any other outstanding issues before the depositions scheduled for next week.

SO ORDERED this 14th day of November, 2014.



**THE HONORABLE MELVIN K. WESTMORELAND,
SENIOR JUDGE**

Fulton County Superior Court – Business Case Division
Atlanta Judicial Circuit

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