

NO. X06-UWY-CV18-6046436-S : SUPERIOR COURT
ERICA LAFFERTY, ET AL. : COMPLEX LITIGATION DOCKET
V. : AT WATERBURY
ALEX EMRIC JONES, ET AL. : MARCH 23, 2022

NO. X06-UWY-CV18-6046437-S : SUPERIOR COURT
WILLIAM SHERLACH : COMPLEX LITIGATION DOCKET
V. : AT WATERBURY
ALEX EMRIC JONES, ET AL. : MARCH 23, 2022

NO. X06-UWY-CV18-6046438-S : SUPERIOR COURT
WILLIAM SHERLACH, ET AL. : COMPLEX LITIGATION DOCKET
V. : AT WATERBURY
ALEX EMRIC JONES, ET AL. : MARCH 23, 2022

EMERGENCY MOTION (AMENDED)¹ FOR ORDER REQUIRING ALEX JONES TO APPEAR FOR DEPOSITION ON PENALTY OF CIVIL CONTEMPT, INCLUDING THE ISSUANCE OF AN ORDER DIRECTING THE ARREST OF ALEX JONES IN ORDER TO SECURE HIS PRESENCE TO APPEAR BEFORE THE COURT AND TESTIFY

The plaintiffs in the above-captioned cases hereby seek an order requiring defendant Alex Jones to appear for deposition in this case and giving explicit notice, as further stated herein, that

¹ The plaintiffs amend this Motion to seek additional relief, as stated in the plaintiffs' Amended Supplemental Brief, also filed this day.

if Mr. Jones does not appear for the ordered deposition, the Court may issue civil contempt penalties, up to and including the issuance of a writ or order to arrest Mr. Jones and bring him before the Court to testify.

In support of this Motion, the plaintiffs represent as follows:

1. Mr. Jones's deposition was noticed for today, March 23, 2022. A copy of the notice is attached as Exhibit A. That notice indicates that the deposition will also take place tomorrow, March 24, in the same location.
2. Mr. Jones's counsel sought an emergency protective order to prevent the deposition, which the Court denied yesterday. DN 730.10.
3. The Court's standing order is that a noticed deposition will go forward unless a protective order is granted.
4. Mr. Jones did not appear for his deposition today, March 23.
5. The plaintiffs have a right under Connecticut law to take Mr. Jones's deposition, and they seek the Court's assistance in enforcing that right.
6. The Court has authority under the Connecticut Practice Book and inherent authority to enforce its own orders.
7. The plaintiffs' counsel is present in Austin, as is Attorney Pattis.
8. Tomorrow, March 24, 2022, the parties and Mr. Jones had reserved for deposition.
9. Mr. Jones is a defendant in this case, and as such, his deposition was compelled by proper notice already served on him. Practice Book § 13-29(c).
10. Further, the Court's order in this case that a noticed deposition will go forward, and its denial of Mr. Jones's Motion for Protective Order, DN 730.10, constitute orders to appear for deposition, which Mr. Jones has flouted.
11. In addition to its sanctioning power under the Practice Book, the Court has inherent authority to sanction a party for discovery violations. *See Millbrook Owners Ass'n, Inc. v. Hamilton Standard*, 257 Conn. 1, 12-14 (2001). "[A]ny person ... misbehaving or disobeying any order of a judicial authority in the course of any judicial proceeding may be adjudicated in contempt and appropriately punished." *Redding Life Care, LLC v. Town of Redding*, 331 Conn. 711, 741 (2019) (quoting Practice Book § 1-13A (a)).

12. These powers include the power to direct an officer to arrest a non-appearing witness and bring him before the Court to testify. “[I]ssuance of a *capias* is in the discretion of the court.” *Hous. Auth. of City of New Haven v. DeRoche*, 112 Conn. App. 355, 372 (2009); *see also New England Bank v. Green*, 2011 WL 726697, at *3 (Conn. Super. Ct. Feb. 4, 2011) (Danaher, III, J.) (“If [the defendant] fails to appear on the date and at the time set forth herein, or fails to produce the designated materials, or fails to respond to the deposition questions in good faith, the court will make itself available to hear the plaintiff’s request for the issuance of a *capias* or any other appropriate order.”); Conn. Gen. Stat. § 52-143(e) (the court may issue an order directed to a proper office to “to arrest the witness and bring him before the court to testify.”); Practice Book § 13-28(f).
13. The plaintiffs wish to depose Mr. Jones. They wish for him to answer questions under oath, on the record, so that his testimony may be shown to the jury and the Court.
14. The plaintiffs seek sanctions that will cause Mr. Jones to appear.

For these reasons, the plaintiffs move the Court to issue the following orders and impose the following sanctions:

- A. Mr. Jones is ordered to appear and attend his deposition tomorrow, March 24, 2022 as already noticed²; and
- B. The issuance of a *capias*, in the event Mr. Jones does not attend his deposition tomorrow; and
- C. A declaration that Mr. Jones is in indirect civil contempt if he does not attend his deposition tomorrow; and
- D. The granting of a commission to subpoena Mr. Jones in Texas, such deposition to be held on a date convenient to the plaintiffs in Austin, Texas; and
- E. The plaintiffs are awarded reasonable fees and costs for today’s deposition, as well as for the drafting of this Motion.

² As of the filing of this Amended Motion, this Order has already entered.

THE PLAINTIFFS,

By: */s/ Christopher M. Mattei*
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CERTIFICATION

I certify that a copy of the above was or will immediately be mailed or delivered electronically or nonelectronically on this date to all counsel and self-represented parties of record and that written consent for electronic delivery was received from all counsel and self-represented parties of record who were or will immediately be electronically served.

For Alex Emeric Jones, Infowars, LLC, Free Speech Systems, LLC, Infowars Health, LLC and Prison Planet TV, LLC:

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For Genesis Communications Network, Inc.

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/s/ Christopher M. Mattei

CHRISTOPHER M. MATTEI
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EXHIBIT A

NO. X06-UWY-CV-18-6046436-S : SUPERIOR COURT
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RE-NOTICE OF VIDEOTAPED DEPOSITION

PLEASE TAKE NOTICE that the Plaintiffs in the above-captioned matter will take the videotaped deposition of **ALEX EMRIC JONES** on **Wednesday, March 23, 2022 at 10:00 a.m. Eastern Time (9:00 a.m. Central Time) and continuing to Thursday, March 24, 2022** and until such deposition is complete, to be held in the Tesla Fiber Room at the offices of fibercove, 1700 South Lamar Boulevard, Suite 338, Austin, TX 78704, with remote videoconference available for participating counsel, before a notary public or other competent authority. The Plaintiffs also request that **ALEX EMRIC JONES** produce the items, documents, and information described in the Schedule A attached hereto.

THE PLAINTIFFS,

By */s/ Christopher M. Mattei, Esq.*
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JURIS #32250

CERTIFICATION

This is to certify that a copy of the foregoing has been emailed and/or mailed on this day to all counsel and *pro se* appearances as follows:

For Alex Emric Jones, Infowars, LLC, Free Speech Systems, LLC, Infowars Health, LLC and Prison Planet TV, LLC:

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Cameron Atkinson, Esq.
Pattis & Smith, LLC
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Schedule A

Definitions

Please be advised that these Requests for Production use and incorporate the definitions set forth in Conn. Practice Book § 13-1.

In addition, for the purposes of these Requests for Production only,

“Sandy Hook Shooting” is defined as: the shooting that took place at Sandy Hook Elementary School in the town of Newtown, Connecticut on December 14, 2012.

“The plaintiffs in this lawsuit” is defined as: Jacqueline Barden, Mark Barden, Nicole Hockley, Ian Hockley, Francine Wheeler, David Wheeler, Jennifer Hensel, Jeremy Richman, Donna Soto, Carlee Soto-Parisi, Carlos M. Soto, Jillian Soto, Erica Lafferty, William Sherlach, and Robert Parker.

“Sandy Hook Hoax Theory” is defined as: Any theory that the Sandy Hook Shooting did not happen as is generally accepted, including that it was a government conspiracy, scripted, included so-called “crisis actors,” that the Sandy Hook Victims did not die, and bases for such theories.

“This Lawsuit” is defined as: *Erica Lafferty, et al v. Alex Jones, et al*, UWY-CV18-6046436-S; *William Sherlach v. Alex Jones, et al*, UWY-CV18-6046437-S, and *William Sherlach, et al v. Jones, et al*, UWY-CV18-6046438-S.

“The Texas Lawsuits” is defined as: *Neil Heslin v. Alex E. Jones, et al*, Cause No. D-1-GN-18-001835; *Leonard Pozner and Veronique de la Rosa v. Alex E. Jones, et al*, Cause No. D-1-GN-18-001842; *Scarlett Lewis v. Alex E. Jones, et al*, Cause No. D-1-GN-18-006623, *Marcel Fontaine v. Alex E. Jones, et al*, Cause No. D-1-GN-18-001605; *Brennan M. Gilmore v. Alexander E. Jones, et al.*, Case No. 18-00017 (D. W.Va.).

Unless otherwise specified, the time frame for these discovery requests is **December 14, 2012 through and including March 23, 2022.**

Schedule A

1. Any and all non-privileged documents and communications concerning any information that the deponent relied upon and/or referenced in connection with any on-air statement he made concerning the Sandy Hook Shooting, the Sandy Hook Hoax Theory, and/or the plaintiffs in this lawsuit.

a. Any and all non-privileged documents and communications concerning the source(s) of any such information.

2. Any and all non-privileged communications to or from Wolfgang Halbig, including letters, memoranda, emails, text messages, sms messages, instant messages sent and/or received over any social media platform, or other electronic communications;

3. Any and all non-privileged communications to or from Daniel Bidondi, including letters, memoranda, emails, text messages, sms messages, instant messages sent and/or received over any social media platform, or other electronic communications;

4. Any and all non-privileged communications to or from Joseph Rogan, including letters, memoranda, emails, text messages, sms messages, instant messages sent and/or received over any social media platform, or other electronic communications, concerning the Sandy Hook Shooting, the Sandy Hook Hoax Theory, the plaintiffs in this lawsuit, and/or any appearance by the deponent on the Joe Rogan Experience podcast.

5. Any and all non-privileged communications to or from David Jones, Robert Dew, Melinda Flores, Lydia Zapata-Hernandez, Anthony Gucciardi, Adan Salazar, Nico Acosta, Cristopher Daniels, Timothy Fruge, Blake Roddy, Louis Sertucche, Buckley Hamman, Michael Zimmerman and/or Owen Shroyer, including letters, memoranda, emails, text messages, sms messages, instant messages sent and/or received over any social media platform, or other electronic communications concerning this Lawsuit and/or the Texas Lawsuits.

Schedule A

6. Any and all contracts, memoranda of understanding, agreements, certificates of debt, and/or notes concerning the relationship between any of the following entities: Free Speech Systems, LLC; PQPR Holdings Limited, LLC; JLJR Holdings, LLC; PLJR Holdings, LLC.

7. Any and all contracts, memoranda of understanding and agreements between the deponent and Youngevity International Corporation or any subsidiary thereof.

8. For the period November 2016 through the present, any and all transcripts of any program aired on Infowars.com, including closed captioning transcripts, in which the terms “Sandy Hook” or “Newtown” appear.

9. Documents sufficient to identify every cellular telephone number utilized by you from December 14, 2012 through February 23, 2022.

10. Complete transaction histories, including, but not limited to, dates, amounts, input/output addresses, fees, and transaction numbers, from any cryptocurrency exchanges, investment firms, brokerages, and/or cryptocurrency management software, including virtual wallet software, mobile applications, desktop applications, and/or web-based systems.

11. Records of deposits of cryptocurrency into fiat currency, including, but not limited to, method of exchange, location of exchange, dates, amounts, and input/output addresses, transaction numbers, and fees paid.