

UNITED STATES OF AMERICA



court

for a nonparty's refusal to comply with a subpoena is not a sanction on a party, but rather

enforcement of the subpoena. *Order Denying Applicant's Motion to Enforce Compliance*

§ 49

Denying the Motion to Enforce Compliance

Applicant's motion to enforce the subpoena is denied.

Malik is not an agent of the nonparty.

Applicant's unsupported and unsupported assertion that the nonparty is complaint counsel's agent

in this matter, and therefore subject complaint counsel to sanctions. The Commission's decision

discusses exclusion of witness testimony in wholly unimpeached. Dkt. 228 states that summary

is proper in light of the following facts:

Cancelera

not even listed as a complaint counsel witness.²

• Mr. Melnyk is

de transcripts of Mr. Melnyk's and Mr. Rydén's depositions taken in

• And, last

For the reasons discussed above, Andy's motion to exclude testimony offered by

competent witnesses is denied.

Respectfully Submitted,

1/25

