

IN THE CIRCUIT COURT OF THE 17TH JUDICIAL CIRCUIT  
IN AND FOR BROWARD COUNTY, FLORIDA

**CASE NO: 04-17721-21**

FEDERATED FINANCIAL SERVICES,  
INCORPORATED,

Plaintiff,

vs.

XCENTRIC VENTURES L.L.C., EDWARD  
MAGEDSON a/k/a ED MAGEDSON, other  
JOHN/JANE DOES, co-conspirators, and  
other JOHN/JANE DOES INCORPORATED,

Defendants.

---

**PLAINTIFF'S MOTION TO COMPEL DEPOSITION**  
**OF DEFENDANT, EDWARD MAGEDSON a/k/a**  
**ED MAGEDSON AND FOR SANCTIONS**

Plaintiff, **FEDERATED FINANCIAL SERVICES, INC.**, by and through its undersigned counsel, Whitelock & Associates, P.A., hereby files this Motion, and state as follows:

1. The Plaintiff has been attempting on several occasions to depose the Defendant, Edward Magedson, who to date, conceals his whereabouts to avoid, among other things, service of process and subpoenas.
2. The Plaintiff in this matter pursuant to Court Order, has been attempting to establish jurisdiction by the Defendants in this action.
3. One of the issues that arose during the court hearings was whether or not Edward

Magedson, the director of Xcentric Ventures, LLC, conducted business in the State of Florida.

4. In response, both Defendants' counsel represented that Edward Magedson never conducted business in the State of Florida. See Tab "1".

5. However, and upon deposing corporate representative of a Florida corporation, Mini Vacations, Inc. ("MVI"), this corporate representative admitted that Edward Magedson conducted business in Florida.

6. Specifically, Edward Magedson was communicating, negotiating and conducting business with MVI and their officers/directors/employees. See Tab "2".

7. Accordingly, the Plaintiff is rightfully entitled to depose Mr. Magedson concerning his business dealings in the State of Florida to properly establish jurisdiction, which is clearly and reasonably calculated to lead to the discovery of admissible evidence of whether or not there is jurisdiction in this matter.

8. When the Plaintiff attempted to depose Mr. Magedson, the Defendant filed a frivolous motion for protective order.

9. After noticing this motion, the Defendant then withdrew the motion to avoid a hearing on this issue and the deposition.

10. The Plaintiff now anticipates that the Defendant, Edward Magedson, will once again rely upon his affidavits, despite the fact that his counsel refuse to produce him for a deposition.

11. Clearly, this is improper and prejudicial, which will result in reversible error.

WHEREFORE, the Plaintiff respectfully requests that the instant motion be granted as follows:

- (1) compel the Defendants to produce Edward Magedson for deposition; and
- (2) sanctions be imposed against Defendants, Edward Magedson and Xcentric Ventures, LLC.

Respectfully submitted,

**WHITELOCK & ASSOCIATES, P.A.**

300 Southeast Thirteenth Street  
Fort Lauderdale, Florida 33316  
Telephone: (954) 463-2001  
Facsimile: (954) 463-0410  
Counsel for Plaintiff

/s/

CHARLES T. WHITELOCK  
Florida Bar No. 166020  
CHRISTOPHER J. WHITELOCK  
Florida Bar No. 0067539

**CERTIFICATE OF SERVICE**

**I HEREBY CERTIFY** that the foregoing was furnished via U.S. Mail and Facsimile to:  
Laurien Garner, Esquire, *Jaburg & Wilk, P.A.*, 3200 North Central Avenue, Suite 2000,  
Phoenix, Arizona 85012; and Geoffrey L. Travis, Esquire, *Shutts & Bowen, LLP*, 201 South  
Biscayne Boulevard, 1500 Miami Center, Miami, Florida 33131, this     day of July, 2005.

CHRISTOPHER J. WHITELOCK