

1 PRESTON DuFAUCHARD  
California Corporations Commissioner  
2 ALAN S. WEINGER  
Deputy Commissioner  
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4 CALIFORNIA DEPARTMENT OF CORPORATIONS  
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8 SUPERIOR COURT OF THE STATE OF CALIFORNIA

9 FOR THE COUNTY OF SAN DIEGO

10 THE PEOPLE OF THE STATE OF  
11 CALIFORNIA, by and through the  
CALIFORNIA CORPORATIONS  
12 COMMISSIONER,

13 Petitioner,

14 vs.

15 ASGAARD MEDIA, a Nevada corporation, and  
16 WM. ALAN PEZZUTO, an individual,

17 Respondents.

Case No.: 37-2010-00091216-CU-PT-CTL

**NOTICE OF MOTION AND MOTION TO  
FIND ASGAARD MEDIA AND WM.  
ALAN PEZZUTO IN CONTEMPT OF  
COURT**

Hearing Date: August 17, 2010  
Hearing Time: 2:30 P.M.  
Dept: 25  
Judge: Richard S. Whitney

18  
19 TO ASGAARD MEDIA AND WM. ALAN PEZZUTO AND TO THEIR COUNSEL OF RECORD:

20 YOU ARE HEREBY NOTIFIED THAT the Petitioner, the People of the State of California,  
21 by and through the California Corporations Commissioner (“Commissioner”) moves this Court for an  
22 order finding Asgaard Media, a Nevada corporation, and its president and director, Wm. Alan  
23 Pezzuto (collectively, “Respondents”) in contempt of this Court, and punishing Respondents  
24 accordingly for disobeying this Court’s Order to Produce Documents. Respondents’ failure to  
25 comply with this Court’s order is documented in the Declaration of Afsaneh Eghbaldari in Support of  
26 Contempt of Court Proceeding, and includes the following acts:

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1           1.       On June 15, 2010, Judge Richard S. Whitney ordered Respondents to produce all the  
2 documents required by the Subpoena Duces Tecum (“Subpoena”) issued by the Commissioner. The  
3 documents required by the Subpoena were to be produced at the office of the California Department  
4 of Corporations at 1350 Front Street, Room 2034, San Diego, CA 92101 on or before July 1, 2010 at  
5 9:00 a.m.

6           2.       On June 16, 2010, the Order to Produce Documents was successfully served on  
7 Respondents.

8           3.       In defiance to this Court, Respondents have failed to comply and produce the  
9 documents required by the Commissioner’s Subpoena.

10           WHEREFORE, Petitioner respectfully requests this Court to:

- 11           1.       Set a hearing for Order to Show Cause as to why Asgaard Media and Wm. Alan Pezzuto  
12               should not be held in contempt,
- 13           2.       Order Asgaard Media and Wm. Alan Pezzuto to pay a fine in the amount of \$1,000.00,  
14               and to compensate the Department in the amount of \$3,147.00 for attorney’s fees and  
15               costs incurred in connection with this contempt proceeding, and
- 16           3.       Order Wm. Alan Pezzuto to be imprisoned until he complies with this Court’s Order to  
17               Produce Documents.

18  
19 Dated: July 26, 2010

PRESTON DuFAUCHARD  
California Corporations Commissioner

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21  
22 By: \_\_\_\_\_  
23 AFSANEH EGHBALDARI  
24 Corporations Counsel  
25 Attorney for the People of California  
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