

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

In re Application of:

H.M.G., a natural person and citizen of
the Republic of Austria,

Applicant.

Civil Case No.

1:13-cv-02598-CAP-LTW

**STIPULATION RESOLVING HELGA GLOCK'S SUPPLEMENTAL
APPLICATION FOR DISCOVERY PURSUANT TO 28 U.S.C. § 1782**

It is hereby stipulated, by and between counsel for Helga Glock and Glock, Inc., Glock Professional, Inc., and Consultinvest, Inc. ("U.S. Glock Entities"), that the additional discovery Helga Glock is seeking from the U.S. Glock Entities through her April 18, 2014 Supplemental Application for Discovery Pursuant to 28 U.S.C. § 1782 ("Supplemental Application") is hereby resolved as follows:

1. Each of the U.S. Glock Entities will supplement their production of documents in response to the June 5, 2013 subpoenas to cover the period through and including December 31, 2013;

2. The U.S. Glock Entities' supplemental document production shall be made so as to ensure receipt by counsel for Helga Glock on or before June 27, 2014;

3. None of the U.S. Glock Entities have filed their 2013 income tax returns yet and all have received extensions to do so. They will produce in accordance with the Consent Protective Order [Dkt. No. 29] copies of their 2013 income tax returns to counsel for Helga Glock after they have been filed, if any proceedings between Helga Glock, on the one hand, and Gaston Glock Sr. or any of his affiliated entities, on the other, are still pending at that time;

4. The U.S. Glock Entities will each provide a certificate, prior to the depositions contemplated herein, stating that the documents that they have produced in response to the June 5, 2013 subpoenas, whether pursuant to this Stipulation or otherwise, are authentic copies of documents maintained in the ordinary course of business in a form suitable for use in the Austrian proceedings;

5. Helga Glock will withdraw her request for a Rule 30(b)(6) deposition of Glock Professional, Inc., or individual depositions of its officers;

6. Glock, Inc. and Consultinvest, Inc. will produce corporate representatives for Rule 30(b)(6) depositions;

7. The Rule 30(b)(6) depositions of Glock, Inc. and Consultinvest, Inc. will each be limited to four hours of testimony (excluding breaks, colloquy between attorneys, objections, and discussions off the record), and any objections made will be limited to those provided by Rule 30(c)(2);

8. At the request of the U.S. Glock Entities, and without conceding that the earlier proposed notices were in any way lacking in the requisite particularity, Helga Glock will serve revised Rule 30(b)(6) deposition notices addressed to Glock, Inc. and Consultinvest, Inc. that will narrow the topics on which testimony is sought to refine and clarify the same;

9. Helga Glock will identify by Bates number, or provide copies of, the documents she intends to mark as exhibits at least two weeks prior to the depositions;

10. The failure to provide two weeks' notice of any particular documents pursuant to Paragraph 9 will not preclude Helga Glock from using other documents, that further preparation or testimony suggest are appropriate, as exhibits during the depositions, provided that, if practicable, she will identify any additional documents that she may potentially use as exhibits in advance of the deposition, and agrees to provide notice of any documents not disclosed in accordance with paragraph 9 no later than prior to the start of testimony on the day of the deposition;

11. Glock, Inc. and Consultinvest, Inc. will ensure that their corporate representatives are properly prepared to testify in response to the topics in the revised deposition notices and regarding the documents identified pursuant to Paragraph 9 in accordance with the requirements of Rule 30(b)(6);

12. Helga Glock will withdraw her request for depositions of individual officers of Glock, Inc. and Consultinvest, Inc., unless their corporate representatives are unprepared to testify under the standards established by Rule 30(b)(6) regarding the topics in the revised deposition notices and regarding the documents identified pursuant to Paragraph 9;

13. Helga Glock will inform Glock, Inc. and/or Consultinvest, Inc. on the record prior to the completion of their Rule 30(b)(6) depositions if she believes that their corporate representatives were unprepared to testify pursuant to the standards established by Rule 30(b)(6) regarding the topics in the revised deposition notices and regarding the documents identified pursuant to Paragraph 9; the mere existence of another employee who may have superior knowledge than the corporate representative on any of the deposition topics cannot be used as a basis to argue that the corporate representative was unprepared to testify; provided, however, that such representative(s) will speak to those with superior knowledge as part of his or her Rule 30(b)(6) deposition preparation;

14. If Helga Glock informs Glock, Inc. and/or Consultinvest, Inc. on the record prior to the completion of their Rule 30(b)(6) depositions that she believes their corporate representatives were unprepared to testify pursuant to the standards established by Rule 30(b)(6) regarding the topics in the revised deposition notices

and regarding the documents identified pursuant to Paragraph 9, she may request that their Rule 30(b)(6) deposition(s) be continued, or that corporate officer(s) be produced for a deposition to address those topics about which the corporate representative was inadequately prepared to testify;

15. If Helga Glock does not inform Glock, Inc. and/or Consultinvest, Inc. on the record prior to the completion of their Rule 30(b)(6) depositions that she believes their corporate representatives were unprepared to testify pursuant to the standards established by Rule 30(b)(6) regarding the topics in the revised deposition notices and regarding the documents identified pursuant to Paragraph 9, their depositions will be completed and she will not request any future deposition testimony from the U.S. Glock Entities pursuant to 28 U.S.C. § 1782 in connection with the currently pending Austrian Proceedings to which Helga Glock and Gaston Glock and/or Glock GmbH are parties;

16. Helga Glock will agree to a December 31, 2013 end date for documents to be produced for use in connection with the Austrian proceedings pursuant to her application(s) for discovery pursuant to 28 U.S.C. § 1782, except to the extent that the Rule 30(b)(6) depositions of Glock, Inc. and/or Consultinvest, Inc. reveal that material events or changes occurred between December 31, 2013 and March 31, 2014;

17. Helga Glock will inform Glock, Inc. and/or Consultinvest, Inc. on the record prior to the completion of their Rule 30(b)(6) depositions if she believes their testimony has revealed that material events or changes occurred between December 31, 2013 and March 31, 2014;

18. If Helga Glock informs Glock, Inc. and/or Consultinvest, Inc. on the record prior to the completion of their Rule 30(b)(6) depositions that she believes their testimony has revealed that material events or changes occurred between December 31, 2013 and March 31, 2014, she may request a supplemental production limited to those documents reflecting just such events or changes;

19. If Helga Glock does not inform Glock, Inc. and/or Consultinvest, Inc. on the record prior to the completion of their Rule 30(b)(6) depositions that she believes their testimony has revealed that material events or changes occurred between December 31, 2013 and March 31, 2014, she will not request any future document production from the U.S. Glock Entities pursuant to 28 U.S.C. § 1782 in connection with the currently pending Austrian Proceedings to which Helga Glock and Gaston Glock and/or Glock GmbH are parties; and

20. By filing this Stipulation, Helga Glock informs the Court that the parties have reached an agreement regarding the additional discovery she sought as part of her Supplemental Application, formally withdraws the same, and agrees to

close the proceeding for discovery pursuant to 28 U.S.C. § 1782, except related to any motions to amend or enforce any Order entered in this proceeding or this Stipulation.

Dated: June 18, 2014

/s/ Andrew B. Flake by permission

Andrew B. Flake, Esq.
Georgia Bar Number: 262425
Edward A. Marshall, Esq.
Georgia Bar Number: 471533
ARNALL GOLDEN GREGORY LLP
171 17th Street NW, Suite 2100
Atlanta, GA 30363
Telephone: (404) 873-7026
Facsimile: (404) 873-7027

Attorneys for Helga Glock

/s/ Scott C. Allan

John F. Renzulli (*pro hac vice*)
Scott C. Allan (*pro hac vice*)
RENZULLI LAW FIRM, LLP
81 Main Street, Suite 508
White Plains, New York 10601
Telephone: (914) 285-0700
Facsimile: (914) 285-1213

– and –

Christopher E. Parker
Georgia Bar No. 562152
Michael P. Kohler
Georgia Bar No. 427727
MILLER & MARTIN, PLLC
1170 Peachtree Street, N.E., Suite 800
Atlanta, GA 30309
Telephone: (404) 962-6100
Facsimile: (404) 962-6300

Attorneys for Glock, Inc., Glock
Professional, Inc. and Consultinvest, Inc.

CERTIFICATE OF COMPLIANCE WITH LR 7.1(D)

I certify that the foregoing Stipulation has been prepared using Times New Roman 14 point font, one of the approved font and point selections specified in LR 5.1(C), NDGa.

/s/ Scott C. Allan

Scott C. Allan (*pro hac vice*)

RENZULLI LAW FIRM, LLP

81 Main Street, Suite 508

White Plains, New York 10601

Telephone: (914) 285-0700

Facsimile: (914) 285-1213

Attorneys for Glock, Inc., Glock Professional, Inc.
and Consultinvest, Inc.

CERTIFICATE OF SERVICE

I hereby certify that on June 18, 2014, I electronically filed the Stipulation Resolving Helga Glock's Supplemental Application for Discovery Pursuant to 28 U.S.C. § 1782 with the Clerk of Court using the CM/ECF system which will automatically send email notification of such filing to the following attorneys of record:

Andrew B. Flake, Esq.
Edward A. Marshall, Esq.
Jennifer L. Shelfer, Esq.
Arnall Golden Gregory LLP
171 17th Street NW, Suite 2100
Atlanta, GA 30363

/s/ Scott C. Allan
Scott C. Allan (*pro hac vice*)
RENZULLI LAW FIRM, LLP
81 Main Street, Suite 508
White Plains, New York 10601
Telephone: (914) 285-0700
Facsimile: (914) 285-1213

Attorneys for Glock, Inc., Glock Professional, Inc.
and Consultinvest, Inc.