

COMMONWEALTH OF MASSACHUSETTS

THE TRIAL COURT

SUPERIOR COURT DEPARTMENT

Essex, ss.

Civil Action No.: 2577CV01253

**K. F., a minor, by his mother,
SANDRA FERNANDEZ DE VILLAVICENCIO,
and SANDRA FERNANDEZ DE VILLAVICENCIO,
individually
Plaintiffs,**

v.

**CUBE 3 STUDIO, LLC,
Defendant.**

**PLAINTIFFS' MOTION TO COMPEL PRODUCTION OF DOCUMENTS AND
INSURANCE DISCLOSURES**

Pursuant to Mass. R. Civ. P. 26, 34, and 37, Plaintiffs K.F., a minor, by his mother and next friend, and Sandra Fernandez de Villavicencio (collectively, "Plaintiffs"), respectfully move for an order compelling Defendant Cube 3 Studio LLC ("Cube 3") to produce responsive documents and insurance disclosures that are overdue and improperly withheld. Insurance disclosures are mandatory under Rule 26(b)(2) and may not be withheld on confidentiality grounds.

As set forth below, Cube 3 has refused to produce any substantive discovery unless a blanket protective order is entered, despite no protective order being in place and despite Cube 3 never having moved for such relief. Plaintiffs attempted in good faith to resolve this dispute without court intervention and invited Defendant to propose narrowly tailored confidentiality protections, but Defendant did not respond.

Plaintiffs promptly notified Cube 3 that discovery may not be conditioned on a non-existent protective order and expressly invited narrowly tailored confidentiality proposals so any legitimate concerns could be addressed in good faith. Cube 3 did not respond and has produced no documents.

Meanwhile, Cube 3 has served dispositive motions seeking to materially narrow or terminate this case while discovery remains blocked. Court intervention is therefore necessary to restore orderly discovery and prevent prejudice.

Plaintiffs respectfully request that the Court:

1. Order Cube 3 to produce all non-privileged responsive documents and insurance disclosures within a fixed deadline of 10 days;
2. Prohibit Cube 3 from conditioning production on entry of a blanket protective order absent further court order;
3. Deem waived any objections based solely on the absence of a protective order;
4. Reserve the issue of costs and sanctions pending compliance, if appropriate; and;
5. Grant such further relief as the Court deems just and appropriate.

Respectfully submitted,

K. F., a minor, by his mother,
SANDRA FERNANDEZ DE VILLAVICENCIO,
and SANDRA FERNANDEZ DE VILLAVICENCIO,
individually

By: Sandra Fernandez De Villavicencio

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Date: January 30, 2026

/s/ Sandra Fernandez De Villavicencio

Sandra Fernandez De Villavicencio (Pro Se)

CERTIFICATE OF SERVICE

I hereby certify that on January 30, 2026 a copy of the foregoing was served electronically on all counsel of record.

Cube 3 Studio, LLC
Michael P. Schaefer, Esq.
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By: Sandra Fernandez De Villavicencio
Individually and in behalf of her minor son K.F.

/s/ Sandra Fernandez De Villavicencio
Sandra Fernandez De Villavicencio (Pro Se)