

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

CLARABELLE MOURA,  
Plaintiff,

No. C 08-04025 WHA

v.

AMERICAN WEST STEAMBOAT  
COMPANY LLC, d/b/a MAJESTIC  
AMERICA LINE, and DOES 1 to 100,

**ORDER RE DECLARATION  
OF ILSE M. BUTTERFIELD  
TO RATIFY PLEADINGS**

Defendants.

At the last hearing, Attorney Butterfield was ordered, as a result of her snafus concerning admission to practice, to file a declaration to ratify her prior statements and filings. She has filed a subsequent declaration now that she is admitted to practice in this district. She represented at the original hearing that she had served initial disclosures. However, in her recent declaration, she did not mention anything to do with her initial disclosures under Rule 26. Attorney Wootton, in response, points out this omission and states affirmatively that no initial disclosures were ever provided. Attorney Butterfield is ordered to state, under oath, with specificity by **NOON ON FRIDAY, APRIL 10, 2009**, when, if ever, she served initial disclosures under Rule 26.

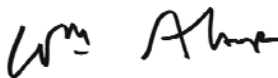
Both sides should be aware that Rule 26 does not require production of evidentiary documents but does require disclosure of the category of documents to be relied upon as well as

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

other information. Be further aware that under Rule 37(c) failure to comply with the initial disclosures requirements can lead to preclusion.

**IT IS SO ORDERED.**

Dated: April 6, 2009



---

WILLIAM ALSUP  
UNITED STATES DISTRICT JUDGE