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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

MONOLITHIC POWER SYSTEMS, INC.,  
Plaintiff,  
v.  
SILERGY CORPORATION, et al.,  
Defendants.

Case No. [14-cv-01745-VC](#) (KAW)

**ORDER REGARDING 10/2/2015 JOINT  
LETTER CONCERNING SALES  
INFORMATION**

Re: Dkt. No. 190

On October 2, 2015, the parties filed a joint letter, in which Plaintiff seeks to compel supplemental responses to Request for Production No. 40 to Silergy and No. 33 to Compal. (10/2/15 Joint Letter, “Joint Letter,” Dkt. No. 190.)

Upon review of the joint letter, the Court deems this matter suitable for disposition without oral argument pursuant to Civil L.R. 7-1(b), and GRANTS IN PART AND DENIES IN PART Plaintiff’s request to compel supplemental discovery responses.

**I. DISCUSSION**

Request No. 40 to Silergy seeks “[a]ll documents referring or relating to communications with Silergy’s customers (direct or indirect) or suppliers concerning the Silergy Step-Down Regulators.” (Dkt. No. 147-1 at 50.) Request No. 33 to Compal seeks “[a]ll documents referring or relating to communications with Compal’s suppliers including, without limitation, Silergy or Compal’s customers concerning the Compal products incorporating one or more Step-Down Regulators.” (Dkt. No. 147-2 at 22.)

Plaintiff contends that these requests seek the production of shipping documents, including invoices and purchase orders, to determine the location of the sales and whether a product was imported into the United States. (Joint Letter at 1-2.) The requests as propounded, however, do

1 not specifically request such information. Instead, they ask for all communications with  
2 costumers and suppliers. Thus, they are overbroad.

3 During the parties' meet and confer efforts, in lieu of the shipping documents, Defendants  
4 offered to provide summary sales data extracted from its financial system that tracks sales to  
5 customers, including the customer locations to which sales are billed or shipped. (Joint Letter at  
6 5.) This is fair, and Defendants are ordered to do so. If Plaintiff wants the shipping documents  
7 themselves, it needs to propound a request for production seeking same prior to the close of fact  
8 discovery.

9 **II. CONCLUSION**

10 In light of the foregoing, Defendants shall provide the summary sales data within 14 days  
11 of this order.

12 IT IS SO ORDERED.

13 Dated: October 9, 2015

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15 KANDIS A. WESTMORE  
16 United States Magistrate Judge  
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