

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

**TREHEL CORPORATION,**

**Plaintiff,**

**v.**

**1:12-cv-54-WSD**

**W.S. AGEE GRADING  
CONTRACTOR, INC.,**

**Defendant.**

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**OPINION AND ORDER**

This matter is before the Court on Defendant W.S. Agee Contractor Inc.'s ("Defendant") Motion to Quash Plaintiff Trehel Corporation's ("Plaintiff") Subpoenas, and Defendant's Motion for Protective Order [15].

On January 5, 2012, Plaintiff filed a Motion to Confirm the Final Arbitration Award. On March 30, 2012, the Court issued an Order confirming the Amended Arbitration Award, dated September 7, 2011, entered judgment in favor of Plaintiff against Defendant, and awarded Plaintiff pre-judgment and post-judgment interest. On March 30, 2012, this action was terminated. On September 30, 2013, Plaintiff filed a Notice to take the depositions of Defendant and Danny Agee, and subpoenaed them to produce certain documents related to the arbitration between


the parties, and the subsequent civil action filed in this Court. Also on September 30, 2013, Defendant moved to quash the subpoenas related to the depositions, and requested the Court to enter a Protective Order. On October 17, 2013, Plaintiff replied to the Defendant's Motion, arguing that it should be denied as moot because Defendant complied with the subpoenas by providing testimony and some documents. The Plaintiff represents that there are no remaining issues raised in the Defendant's Motion to Quash at this time. On July 1, 2014, Defendant's counsel informed the Court's courtroom deputy that Defendant agreed that the Motion to Quash and Motion for Protective Order should be denied as moot.

**I. CONCLUSION**

Accordingly, for the foregoing reasons,

**IT IS HEREBY ORDERED** that Defendant's Motion to Quash Plaintiff's Subpoenas, and Defendant's Motion for Protective Order is **DENIED AS MOOT** [15].

**SO ORDERED** this 11th day of July 2014.

  
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WILLIAM S. DUFFEY, JR.  
UNITED STATES DISTRICT JUDGE