

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF GEORGIA  
WAYCROSS DIVISION**

ROW EQUIPMENT, INC.,

Plaintiff,

v.

TEREX USA, LLC d/b/a TEREX  
ENVIRONMENTAL EQUIPMENT,

Defendants.

CIVIL ACTION NO.: 5:16-cv-60

**ORDER**

Plaintiff ROW Equipment, Inc. and Defendant Terex USA, LLC filed nine Joint Deposition Designations on October 11, 2019. (Docs. 109–117.) Each filing contains the parties’ respective designations as well as any objections by the opposing party. (See Docs. 111, 112, 115.) Additionally, Defendant submitted a brief further detailing the bases for each of their objections. (Doc. 118.) Upon consideration and as set forth below, the Court **OVERRULES IN PART** and **SUSTAINS IN PART** the objections raised in the Joint Deposition Designations for witnesses Barry De Lau, (doc. 111), Thomas Feichtinger, (doc. 112), and Matthew Sanders, (doc. 115).

**I. Deposition of Barry De Lau (Doc. 111)**

**A) Plaintiff’s Objection to Page 21, lines 16 through 24**

This objection is **OVERRULED**.

**II. Deposition of Thomas Feichtinger (Doc. 112)**

**A) Defendant’s Objection to Page 5, line 24 through Page 7, line 17**

This objection is **SUSTAINED** as to page 5, line 24 through page 7, line 11, for lack of relevancy in addition to the reasons stated by Defendant. (See doc. 118, p. 5.) However,

Defendant's objection is **OVERRULED** as to the remaining portion of the designated testimony, page 7, lines 12 through 17.

**B) Plaintiff's Objection to Page 27, line 12 through Page 28, line 8**

This objection is **OVERRULED**.

**III. Deposition of Matthew Sanders (Doc. 115)**

**A) Defendant's Objection to Page 9, line 24 through Page 10, line 6**

This objection is **OVERRULED**.

**B) Plaintiff's Objection to Page 11, lines 17 through 18**

This objection is **OVERRULED**.

**C) Defendant's Objection to Page 16, lines 8 through 15**

This objection is **OVERRULED**.

**D) Plaintiff's Objection to Page 17, lines 8 through 10**

This objection is **OVERRULED**.

**E) Defendant's Objection to Page 18, lines 4 through 9**

This objection is **OVERRULED**.

**F) Defendant's Objection to Page 22, lines 14 through 18**

This objection is **OVERRULED**.

**G) Plaintiff's Objection to Page 30, lines 20 through 23**

This objection is **SUSTAINED**.

**H) Plaintiff's objection to Page 32, lines 11 through 20**

This objection is **SUSTAINED**.

**CONCLUSION**

For all the foregoing reasons, the Court **SUSTAINS IN PART and OVERRULES IN PART** the objections raised in the Joint Deposition Designations for witnesses Barry De Lau, (doc. 111), Thomas Feichtinger, (doc. 112), and Matthew Sanders, (doc. 115).

**SO ORDERED**, this 6th day of December, 2019.

A handwritten signature in blue ink, appearing to read "R. Stan Baker". The signature is written in a cursive style with a horizontal line underneath it.

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R. STAN BAKER  
UNITED STATES DISTRICT JUDGE  
SOUTHERN DISTRICT OF GEORGIA