

**IN THE UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF ILLINOIS  
SPRINGFIELD DIVISION**

LIBERTY MUTUAL FIRE )  
INSURANCE COMPANY, )  
 )  
Plaintiff, )  
 )  
v. )  
 )  
KELLIE M. GLICK and )  
KACI CLAYTON, )  
 )  
Defendants. )

Case No. 19-cv-3138

**OPINION**

TOM SCHANZLE-HASKINS, U.S. MAGISTRATE JUDGE:

Liberty Mutual Fire Insurance Company’s (Liberty) Motion for Sanctions (d/e 30) (Motion) is DENIED with leave to refile. Liberty asks for sanctions under Fed. R. Civ. P. 37(b)(2) for Defendant Glick’s failure to comply with this Court’s discovery order, entered by Text Order dated March 31, 2020. Defendants have not responded and so are deemed to have no opposition to the Motion. Local Rule 7.1(B)(2).

Liberty’s sanction request, however, is too vague to grant. The Court had ordered Glick to respond in full to Liberty’s discovery interrogatories and requests to produce. Text Order entered March 31, 2020. Liberty

states in the Motion that Glick failed to comply with the Order. Liberty asks for the following relief as a sanction for Glick's failure to comply with this Court's discovery order:

Liberty also requests that this Court enter an order sanctioning Glick pursuant to Federal Rules of Civil Procedure 37(b)(2)(A) and ordering that the matters embraced in Liberty's First Set of Interrogatories to Kellie Glick, and First Set of Requests for Production to Kellie Glick be taken as established for purposes of this action.

Motion, at 5. Liberty's interrogatories and requests to produce "embrace" many "matters," but do not assert any facts or conclusions of law that would be established in a trial; the interrogatories only ask questions and the requests to produce only ask for documents. See Motion, Exhibits C and G, Liberty First Set of Requests for Production and Liberty's First Set of Interrogatories. The Court, therefore, cannot determine what "matters" Liberty wishes to be "established for purposes of this action." As a result, this Court cannot provide the relief requested.

The Court grants Liberty leave to refile the Motion to state its requested sanction more clearly. The Court further notes that Defendant Glick provided some information in response to Liberty's interrogatories. See Motion, Exhibit F, Glick Response to Interrogatories. The Court will consider that response in fashioning any sanction.

THEREFORE, IT IS ORDERED that Liberty Mutual Fire Insurance Company's Motion for Sanctions (d/e 30) is DENIED with leave to refile.

ENTER: September 25, 2020

*s/ Tom Schanzle-Haskins*  
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TOM SCHANZLE-HASKINS  
UNITED STATES MAGISTRATE JUDGE