

informing him that it would file a motion to compel if he did not timely respond. (DE 21 ¶ 5; DE 21-2 at 2).

On October 13, 2015, Thompson's counsel sent Press-Seal an email providing a settlement demand, but he did not address Thompson's outstanding discovery requests. (DE 21 ¶ 6). Press-Seal responded that it would be proceeding with its motion to compel. (DE 21 ¶ 6). The following day, October 14, 2015, Press-Seal filed the instant motion to compel (DE 21), together with a certification under Local Rule 37-1(a) (DE 21-3). As stated earlier, Thompson has not responded to the motion to compel, and the time to do so has now passed.

B. Applicable Law

Under Federal Rule of Civil Procedure 37, a party is permitted to file a motion to compel discovery where another party fails to respond to interrogatories or requests for production of documents. *See Redmond v. Leatherwood*, No. 06-C-1242, 2009 WL 212974, at *1 (E.D. Wis. Jan. 29, 2009). Together with the motion to compel, a party must file "a separate certification that the party has conferred in good faith or attempted to confer with the other affected parties in an effort to resolve the matter raised in the motion without court action." N.D. Ind. L.R. 37-1(a); *see* Fed. R. Civ. P. 37(a)(1). "A motion to compel discovery pursuant to Rule 37(a) is addressed to the sound discretion of the trial court." *Redmond*, 2009 WL 212974, at *1 (citation omitted).

C. Discussion

The Court finds that Press-Seal has adequately attempted to confer in good faith with Thompson in an effort to resolve this matter without Court action. *See* Fed. R. Civ. P. 37(a)(1); N.D. Ind. L.R. 37-1(a). Thompson appears to have simply ignored Press-Seal's outstanding discovery requests, Press-Seal's counsel's attempt at consultations, and Press-Seal's motion to compel. Consequently, the Court will GRANT the motion to compel (DE 21) and order Thompson to answer

Press-Seal's First Set of Interrogatories (DE 31-1) and respond to Press-Seal's First Request for Production of Documents (DE 31-2) on or before November 18, 2015. *See, e.g., Redmond*, 2009 WL 212974, at *1, 3 (granting plaintiff's motion to compel where defendants appeared to have "entirely ignored the plaintiff's discovery requests").

D. Conclusion

For the foregoing reasons, Press-Seal's Motion to Compel (DE 21) is GRANTED. Thompson shall answer Press-Seal's First Set of Interrogatories (DE 31-1) and respond to Press-Seal's First Request for Production of Documents (DE 31-2) on or before November 19, 2015.

SO ORDERED.

Enter for this 5th day of November 2015.

/s/ Susan Collins
Susan Collins
United States Magistrate Judge