

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF INDIANA
INDIANAPOLIS DIVISION

STELOR PRODUCTIONS, LLC,)
)
Plaintiff/Counter-Defendant,)
)
v.)
)
OOGLES N GOOGLES)
FRANCHISING, LLC,)
)
Defendants/Counter-Plaintiffs)
and, Third Party Plaintiff)
)
*****)
OOGLES N GOOGLES)
FRANCHISING, LLC and OOGLES N)
GOOGLES BRANDING, LLC,)
)
v.)
)
STELOR PRODUCTIONS, LLC,)
)
Counter-Defendant, and)
)
STEVEN A. ESRIG,)
)
Third Party Defendant,)

Case Number: 1:05-CV-0354-DFH-TAB

ORDER

The Court, having considered Stelor's Motion for Protective Order DENIES said Motion. The Court finds that Stelor's objection to Defendants' First Interrogatories and Requests for Production are waived as untimely. The Court ORDERS that Plaintiff is to provide complete, responsive answers to Defendants' First Interrogatories Nos. 1, 2, 3, 7, 16, 17, and 24.

The Court further ORDERS Plaintiff to produce all documents in its custody or control responsive to Defendants' First Requests for Production Nos. 1, 2, 3, 4, 5, 9, 10, 33, 34, 36, 38, 39, 40, 41, 45, 46, 48, 49, 51, 53, 54, 55, 64, 65, 66, 67, 78, 98, 104, 105, 106, and 118.

With respect to Defendants' Second Interrogatories and Requests for Production, the Court ORDERS Stelor to provide complete answers and responses.

IT IS ORDERED, DECREED AND ADJUDGED that Plaintiffs shall have until_____, 2008, to comply with this Order.

The Court further finds that Stelor has been dilatory, non-cooperative, and that its objectives were made in bad faith. The Court awards attorney fees to Defendants for their response to Stelor's Motion for Protective Order and for preparation and attendance at the hearing on Stelor's Motion. Defendants shall submit an accounting of attorney fees within fifteen (15) days of this Order. Stelor is to pay the fees within thirty (30) days of the Court's Order on the accounting for fees.

DATED:_____

Judge/Magistrate Judge

Distribution to: All Counsel of Record via CM/ECF