

1 the time that the Class’ injunction would have covered.” On September 6, 2013, the Court
2 entered judgment in favor of the Class and against Vision in the amount of \$1,811,251.00.

3 Docket No. 350, at 2-3.

4 On October 23, 2013, the Court granted the Class’ Motion for Attorneys’ Fees. The Court awarded
5 Class Counsel \$543,375.30 in attorneys’ fees and \$107,238.80 in costs. *Id.*, at 3.

6 On October 16, 2013, pursuant to Rule 69(a)(2),¹ the Class served its In Aid of Execution Discovery
7 on Vision. Docket No. 354, at 5. Vision’s responses to this discovery, pursuant to Rules 33 and 34, were
8 due on November 18, 2013; however, Vision failed to respond to the discovery request. *Id.*, at 5-6. Class
9 counsel attempted to resolve the issue with counsel for Vision, but was unsuccessful in its attempts to do
10 so. *Id.*, at 6, 8.

11 **II. ANALYSIS**

12 Pursuant to Rule 33, a responding party must serve its answers or any objections within 30 days
13 after being served with written interrogatories. Pursuant to Rule 34, a party upon whom document requests
14 are served must respond in writing within 30 days after being served with the requests. The response must
15 provide access to the information requested, “unless the request is objected to, in which event the reasons
16 for the objection shall be stated.” Rule 34(b).

17 The “failure to object to discovery requests within the time required constitutes a waiver of any
18 objection.” *Richmark Corp. v. Timber Falling Consultants*, 959 F.2d 1468, 1473 (9th Cir. 1992). *See also*
19 *Haddad v. Interstate Management Co., LLC*, 2012 WL 398764, *1 (D.Nev., 2012) (same). Here, Vision
20 has failed to object to the Class’ discovery requests within the period of time prescribed by the Rules;
21 therefore, Vision has waived any right to object to the requests.

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28 ¹ Unless otherwise stated, references to “Rules” refer to the Federal Rules of Civil Procedure.

1 **III. CONCLUSION**

2 Vision has failed to respond to the Class' Motion to Compel In Aid of Judgment Discovery.
3 Therefore, Vision has consented to the granting of that motion, and the Court could grant the Class' motion
4 as unopposed. *See* Local Rule 7-2(b). The Court has, however, reviewed the Class' motion and finds that
5 good cause exists to grant the motion on its merits.

6 Accordingly,

7 **IT IS ORDERED** that the Class' Motion to Compel in Aid of Judgment Discovery (Docket No.
8 354) is **GRANTED**.

9 **IT IS FURTHER ORDERED** that Vision shall respond, without objection, to the Class' discovery
10 requests, as served on October 16, 2013, no later than **January 20, 2014**.

11 IT IS SO ORDERED.

12 DATED: January 6, 2014.



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14 NANCY J. KOPPE
15 United States Magistrate Judge
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