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Gustin v. Plano Molding Company et al

& SMITH ШР

## ORDER GRANTING DEFENDANT DOSKOCIL MANUFACTERING COMPANY'S MOTION TO COMPEL DEPOSIOTION TESTIMONY OF ANNA MEMMOTT JOHNSON

Defendant/Third-Party Plaintiff Doskocil Manufacturing Company ("Doskocil" or "Defendant") filed a Motion to Compel Deposition Testimony of Anna Memmott Johnson (ECF No. 154). The Court granted Defendant's Motion to Compel Deposition Testimony of Anna Memmott Johnson. (ECF No. 167). The Court ordered Defendant to file a proposed order (ECF No. 167). (Please note that a settlement is pending in front of the Court.)

The Court finds that Doskocil is entitled to explore potential pre-loss factors that may have caused or contributed to the mental distress. Consequently, the Court finds that Ms. Anna Memmott Johnson must testify regarding her treatment of Plaintiff Cole Gustin ("Plaintiff") as contained in her treatment records disclosed in this litigation, including portions of her care she may recall independently of the records.

## ORDER

IT IS SO ORDERED that Defendant Doskocil Manufacturing Company's Motion to Compel Deposition Testimony of Anna Memmott Johnson (ECF No. 154) is GRANTED.

IT IS FURTHER ORDERED THAT Ms. Anna Memmott Johnson must testify regarding her treatment of Plaintiff Cole Gustin ("Plaintiff") as contained in her treatment records disclosed in this litigation, including portions of her care she may recall independently of the records if her deposition is reset.

IT IS FURTHER ORDERED THAT Doskocil is entitled to explore potential pre-loss factors that may have caused or contributed to the mental distress.

IT IS FURTHER ORDERED that future proposed orders submitted to the court must comply with LR 7-2(f).

Dated this 6th day of . 2016.

UNITED STATES MAG STRATE JUDGE

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