

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
SOUTHERN DIVISION
No. 7:14-CV-182-BR

WOODELL MCGOWAN, et al.,)
)
 Plaintiffs,)
)
 v.)
)
 MURPHY-BROWN, LLC, d/b/a)
 SMITHFIELD HOG PRODUCTION)
 DIVISION,)
)
 Defendant.)
 _____)

ORDER

This matter is before the court on plaintiffs’ motion for leave to designate testimony of J.C. Kenan. (DE # 508.) Defendant filed a response. (DE # 510.)

Plaintiffs move for a court “order permitting them to designate testimony from the trial preservation deposition of J.C. Kenan taken on January 4, 2019, and play the testimony for the jury.” (DE # 508, at 1.) In response, defendant indicates that it “does not oppose the Fifth Trial Plaintiffs’ request to designate the deposition of Mr. [Kenan], provided that this Court affords [it] a reasonable opportunity to prepare and serve objections and counter-designations upon receiving notice from Plaintiffs of an intent to play the deposition pursuant to this Court’s Order dated January 30, 2019.” (DE # 510, at 2.)

Plaintiffs’ motion is ALLOWED. To give defendant a reasonable opportunity to prepare for J.C. Kenan’s testimony and the court adequate time to rule on the objections, the court ORDERS defendant to file its objections and counter-designations to plaintiffs’ J.C. Kenan deposition designations by noon 7 February 2019. Plaintiffs shall file any objections to

defendant's counter-designations by noon 8 February 2019.

This 5 February 2019.

A handwritten signature in green ink, appearing to read "W. Earl Britt".

W. Earl Britt
Senior U.S. District Judge