

THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
ASHEVILLE DIVISION  
CIVIL CASE NO. 1:12cv282

MERICHEM COMPANY, )  
)  
Plaintiff, )  
)  
vs. )  
)  
)  
GERALD DAVIS and SUMMIT )  
CATALYST, LLC, )  
)  
Defendants. )  
\_\_\_\_\_ )

ORDER

**THIS MATTER** is before the Court on the Plaintiff’s Motion for Leave to Take Expedited Discovery [Doc. 4].

The parties have agreed that the motion should be granted, and have communicated to the Court the terms of their agreement.

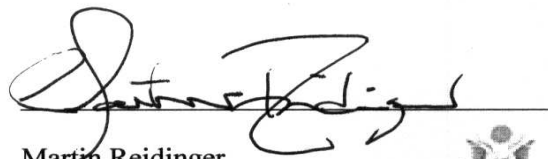
Accordingly, in accordance with the parties’ agreement, **IT IS, THEREFORE, ORDERED** that the Plaintiff’s Motion for Leave to Take Expedited Discovery [Doc. 4] is **GRANTED** as follows:

1. The Defendants shall respond to and produce documents and things responsive to the Plaintiff’s document requests (“Requests”) within twenty-one (21) days after the entry date of this Order; and

2. The Plaintiff may, within fourteen (14) business days after receiving the Defendants' responses to the Plaintiff's Requests, depose the following persons: (a) the Defendant, Gerald Davis; (b) the Summit Catalyst corporate representative(s) as designated under Fed. R. Civ. P. 30(b)(6); (c) any third parties having knowledge of facts relevant to the Plaintiff's motion for preliminary injunction, such deposition(s) to be noticed by subpoena and subject to agreement of the parties; and (d) Barry Kostiner, Summit CFO.
3. The parties may expand the scope of expedited discovery in this case by agreement without seeking further Order of the Court.

**IT IS SO ORDERED.**

Signed: October 10, 2012

  
Martin Reidinger  
United States District Judge 