IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF NORTH CAROLINA ASHEVILLE DIVISION 1:13cv204

M.M., AS LAWFUL GUARDIAN AD)	
LITEM OF MINOR CHILD, M.G.,)	
)	
Plaintiff,)	
)	
v.)	
)	ORDER
BURKE COUNTY PUBLIC)	
SCHOOLS BOARD OF EDUCATION,)	
et al.,)	
)	
Defendants.)	
)	

Pending before the Court is the Motion to Compel [# 39]. Defendants move to compel the deposition of the minor Plaintiff M.G. ("Plaintiff"). Plaintiff, who is fifteen years old, contends that she will suffer unnecessary harm by allowing counsel for Defendants to depose her as part of this civil litigation. Upon a review of the pleadings, the record, and the relevant legal authority, the Court finds that allowing the deposition of Plaintiff is warranted in this case.

Plaintiff brought this civil action for damages against Defendants. Although the Court is mindful of the difficulty that a deposition may cause Plaintiff,

Defendants are entitled to depose the Plaintiff during the discovery period.

Defendants would suffer significant prejudice if this Court were to require

Defendants to proceed to trial without first obtaining the testimony of Plaintiff
under oath through a deposition. Moreover, Plaintiff has not provided this Court
with a single citation to any legal authority in support of her contention that the
deposition of Plaintiff is inappropriate in this case. Cursory legal arguments,
unsupported by legal authority, carry little weight in this Court. Accordingly, the
Court **GRANTS** the Motion to Compel [# 39]. The Court **COMPELS** the
deposition of the minor Plaintiff M.G. The deposition shall occur prior to the close
of discovery in this case and can be taken by any attorney appearing for the
defendants.

Signed: June 23, 2014

Dennis L. Howell

United States Magistrate Judge