

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NORTH CAROLINA  
ASHEVILLE DIVISION  
1:15-cv-262-FDW**

**RICARDO EDWIN LANIER,** )  
 )  
 **Plaintiff,** )  
 )  
 vs. )  
 )  
 **HENDERSON COUNTY DETENTION** )  
 **CENTER, Jail Officials on duty day of incident,** )  
 **et al.,** )  
 )  
 **Defendant.** )  
 \_\_\_\_\_ )

**ORDER**

**THIS MATTER** is before the Court on Plaintiff’s Motion to Compel Discovery, (Doc. No. 66).


Pro se Plaintiff Ricardo Edwin Lanier, a North Carolina state inmate currently incarcerated at Caswell Correctional Institution, filed this action on November 25, 2015, pursuant to 42 U.S.C. § 1983. On March 18, 2016, this Court found that the allegations in Plaintiff’s Amended Complaint survived initial review. (Doc. No. 16). On January 11, 2017, the Court entered a scheduling order, setting the deadline for discovery as May 11, 2017. (Doc. No. 62). Plaintiff filed the motion to compel on February 16, 2017, stating that he has submitted various interrogatories and requests for production of documents to Defendants, but some of the responses he has received are inadequate.

The Court will deny Plaintiff’s motion to compel, as Defendants have shown in their response to the motion to compel that, before filing the motion to compel, Plaintiff did not confer or attempt to confer in good faith with Defendants in an attempt to resolve the discovery dispute

before filing the motion to compel. Plaintiff, therefore, did not comply with either this Court's Pretrial Order and Case Management Plan or with the Court's Local Rule 7.1(B) before filing the pending motion to compel. Defendants have further shown that they have adequately responded to the discovery requests at issue or that they properly objected to various discovery requests because the information sought is not reasonably calculated to lead to the discovery of admissible information. See FED. R. CIV. P. 26(b).

**IT IS, THEREFORE, ORDERED** that Plaintiff's Motion to Compel Discovery, (Doc. No. 66), is **DENIED**.

Signed: March 13, 2017

  
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Frank D. Whitney  
Chief United States District Judge

