IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF NORTH CAROLINA ASHEVILLE DIVISION 1:17 CV 350 MOC WCM

MARY MARTIN,)
Plaintiff,)
v.))
NAKISHA GARRETT, in her individual capacity as employee of the North Carolina Department of Public Safety; BIANCA HARRIS , in her individual capacity as warden of North Carolina Correctional Institution for Women; MS. THOMPKINS , in her individual capacity as an employee of the North Carolina Department of Public Safety; WALLY WAZAN , in his individual capacity as)))))))))
employee of the North Carolina Department of Commerce,))
Defendants.))

This matter is before the Court on a Consent Motion for Leave to Depose Incarcerated Plaintiff (the "Motion," Doc. 87) filed by Defendants Nakisha Garrett, Mahogani Thompkins and Bianca Harris (hereinafter "NCDPS Defendants").

NCDPS Defendants seek to take the incarcerated Plaintiff's deposition pursuant to Rule 30(a)(2)(B) of the Federal Rules of Civil Procedure. The Motion will be granted, and defense counsel will be allowed to depose Plaintiff at the institution where she is confined in a room to be designated by the administrator of the institution at a date to be selected by the administrator and the NCDPS Defendants' counsel. A guard may be present during the deposition, if directed by the institution's administrator.

IT IS THEREFORE ORDERED that the Consent Motion for Leave to Depose Incarcerated Plaintiff (Doc. 87) is **GRANTED**.

Signed: January 11, 2021

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W. Carleton Metcalf United States Magistrate Judge