

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
STATESVILLE DIVISION
CIVIL ACTION NO. 5:15-CV-073-RLV-DCK**

DOGS-BY-ANDY K9 SERVICES, LLC,)
)
 Plaintiff,)
)
 v.)
)
 THE SHERWIN-WILLIAMS COMPANY,)
)
 Defendant.)
)

ORDER

THIS MATTER IS BEFORE THE COURT on the “Motion To Substitute And Include Documents In Plaintiff’s Exhibits” (Document No. 35) filed on October 5, 2016. This motion has been referred to the undersigned Magistrate Judge pursuant to 28 U.S.C. § 636(b), and immediate review is appropriate. Having carefully considered the motion, and the record, the undersigned will deny the motion.

It is unclear exactly the relief Plaintiff seeks; specifically, the location of the exhibit Plaintiff seeks to substitute is not clear. Moreover, it does not appear that Plaintiff’s counsel conferred with Defendant’s counsel as required by Local Rule 7.1(B).

IT IS, THEREFORE, ORDERED that the “Motion To Substitute And Include Documents In Plaintiff’s Exhibits” (Document No. 35) is **DENIED WITHOUT PREJUDICE.**

SO ORDERED.

Signed: October 5, 2016



David C. Keesler
United States Magistrate Judge

