

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

**ENDEAVOR ENERGY RESOURCES,** )  
**L.P.,** a Texas Limited Partnership, )  
 )  
 Plaintiff, )  
 )  
 v. )  
 )  
**GATTO & REITZ, LLC,** a Pennsylvania )  
 Limited Liability Company, )  
 )  
 Defendant / )  
 Third Party Plaintiff, )  
 )  
 v. )  
 )  
**RIDEC, INC., MARCELLUS** )  
**MINERAL GROUP, LLC** and )  
**JAMES C. ELLIS,** )  
 )  
 Third Party Defendants. )

2:13cv542  
**Electronic Filing**

**MEMORANDUM ORDER**

AND NOW, this 23<sup>rd</sup> day of February, 2017, upon due consideration of plaintiff's motion to compel re: request(s) for admission as to website and the parties' submissions in conjunction therewith, IT IS ORDERED that [121] plaintiff's motion to compel be, and the same hereby is, granted. Defendant Gatto & Reitz shall answer the request(s) without delay.

The ultimate issues pertaining to admissibility at trial are beyond the scope of the inquiry raised by plaintiff's motion. And although the "relevancy" for the purpose of discovery is not particularly great, the relative access to the information, ease with which the information may be verified and expense of complying with the request do not place the discovery beyond the proper bounds of inquiry.

s/David Stewart Cercone  
David Stewart Cercone  
United States District Judge

cc: Denise D. Pentino, Esquire  
William E. Robinson, Esquire  
Randal M. Whitlach, Esquire  
Nicholas J. Godfrey, Esquire  
Dennis J. Roman, Esquire  
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Charlene S. Seibert, Esquire  
Harry F. Kunselman, Esquire  
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Joseph M. George, Esquire  
Christopher L. Blackwell, Esquire

*(Via CM/ECF Electronic Mail)*