

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
FORT WORTH DIVISION

AMERICAN AIRLINES, INC.	§	
	§	
VS.	§	CIVIL ACTION NO. 4:11-CV-244-Y
	§	
TRAVELPORT LIMITED, et al.	§	

ORDER REGARDING PLAINTIFF'S MOTION TO COMPEL

Before the Court is Plaintiff's Motion to Compel Defendant Orbitz Worldwide, LLC, to Produce Documents (doc. 176). Having reviewed the matter, the Court finds that the parties should be given a final opportunity to resolve this discovery dispute without Court intervention.

In this regard, the parties are directed to the per curiam opinion in *Dondi Properties Corp. v. Commerce Savings & Loan Assoc.*, 121 F.R.D. 284 (N.D. Tex. 1988). That opinion sets forth standards of conduct for counsel (and *pro se* parties) to follow throughout litigation. Particularly relevant here are the standards for conduct during discovery. "[Parties] should make reasonable efforts to conduct all discovery by agreement." *Id.* at 293. The Court cautions the parties that it does not take discovery disputes lightly, and, if a final resolution by the Court is necessary, sanctions will be imposed upon any party conducting or opposing discovery unreasonably, in bad faith, or otherwise not in compliance with the rules or *Dondi*.

Therefore, the parties shall confer and make a good-faith effort to resolve this discovery dispute between themselves. If the parties are able to completely resolve this discovery dispute, Plaintiff shall notify the Court in writing as soon as possible, but not later than **January 19**, that the motion should be rendered moot.

If the parties are able to resolve part, but not all of their discovery dispute, Plaintiff must file an amended motion as to the remaining disputed matters only no later than **January 19**.

Should the parties be able to resolve none or only a part of their discovery dispute, Defendant must respond to Plaintiff's initial or amended motion to compel no later than **January 26**. Any reply to Defendant's response must be filed in accordance with Rule 7.1(f) of the local civil rules of this Court.

SIGNED January 5, 2012.

  
TERRY R. MEANS  
UNITED STATES DISTRICT JUDGE