

THE HONORABLE RICARDO MARTINEZ

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

KENNETH FLEMING, JOHN DOE, R.K., and
T.D.,

Plaintiffs,

v.

THE CORPORATION OF THE PRESIDENT
OF THE CHURCH OF JESUS CHRIST OF
LATTER-DAY SAINTS, a Utah corporation
sole, a/d/a "MORMON CHURCH"; LDS
SOCIAL SERVICES a/d/a LDA FAMILY
SERVICES, a Utah corporation,

Defendants.

NO. C04-2338 RSM

**[PROPOSED] ORDER GRANTING
PLAINTIFF'S MOTION TO COMPEL**

**NOTE ON MOTION CALENDAR:
OCTOBER 28, 2005**

THIS MATTER having come on for hearing on Plaintiffs' Motion to Compel
Discovery and the Court having considered the following documents:

1. Plaintiffs' Motion to Compel, including the Declaration of Michael T. Pfau,
and all attachments thereto;
2. Defendants' Opposition to Motion to Compel, including any declarations and
attachments thereto, if any;

PROPOSED ORDER - 1 of 2
(C04-2338 RSM)
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1 3. Plaintiffs' Reply to Opposition to Motion Compel, including any declarations
2 and attachments thereto, if any.

3 And otherwise being fully advised ORDERS as follows:

4 Plaintiffs' Motion to Compel is GRANTED. Defendants are hereby ORDERED to
5 produce Randall Borland, Frederick Johansen and Philip Coleman for continuing depositions
6 and to answer all questions including but not limited to (1) the names of the witnesses who
7 complained and/or reported LoHolt's abuse of minors; (2) the substance of the complaints
8 and/or reports of abuse; (3) the circumstances surrounding complaints and/or reports about
9 LoHolt's abuse of minors; (4) all communications between clergy regarding complaints and/or
10 reports of LoHolt's abuse of minors; and (5) the reason for LoHolt's removal as boy scout
11 leader. Additionally, defendants are to bear the costs associated with the continuing
12 depositions.

13 DONE IN OPEN COURT this ___ day of October, 2005.

14 _____
15 The Honorable Richard Martinez

16 **PRESENTED BY:**

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