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6 UNITED STATES DISTRICT COURT  
7 WESTERN DISTRICT OF WASHINGTON  
8 AT SEATTLE

9 KIMBERLY YOUNG, *et al.*,

10 Plaintiffs,

11 v.

12 REGENCE BLUESHIELD, *et al.*,

13 Defendants.

Case No. C07-2008RSL

ORDER DENYING MOTION  
FOR RECONSIDERATION

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15 This matter comes before the Court on defendant's motion for reconsideration of  
16 the Court's August 6, 2009 order permitting plaintiff to file a reply in support of its  
17 motion for reconsideration. On June 18, 2009, plaintiff filed a motion for reconsideration  
18 of the Court's previous order dismissing their claims. After receiving the motion for  
19 reconsideration, the Court issued an order permitting defendant to file a response to the  
20 motion, which they did. The order explained that no further briefing on the issue would  
21 be accepted. Plaintiff then filed a motion to file a reply. Defendant did not respond to  
22 that motion, the Court granted it, and defendant now seeks to have the order vacated and  
23 the motion to file a reply denied.

24 Defendant contends that it did not believe it could file a response to the motion to  
25 file a reply because the Court's prior order precluded further briefing on the first motion

26 ORDER DENYING MOTION  
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1 for reconsideration. That order, however, did not preclude defendant from filing a  
2 response to the subsequently-filed motion. Moreover, the motion to file a reply was not  
3 filed as a motion for reconsideration, to which no response is generally permitted.  
4 Rather, it was filed as a motion for relief from a limit imposed by court order and noted  
5 for a later date, which gave defendant the opportunity to respond. Regardless, the Court  
6 did not grant plaintiff's motion solely based on defendant's failure to reply. The motion  
7 was also granted on its merits.

8 Accordingly, the motion to for reconsideration (Dkt. #109) is DENIED.  
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10 DATED this 10th day of August, 2009.  
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14 Robert S. Lasnik  
15 United States District Judge  
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