

1  
2 UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
3 AT SEATTLE

4 DELMER THURBER, et al.,

5 Plaintiff(s),

6 v.

7 BERNARD PETERSON, et al.,

8 Defendant(s).

NO. C08-1803MJP

ORDER ON MOTION TO COMPEL

9  
10 The above-entitled Court, having received and reviewed

- 11 1. Plaintiffs' Motion to Compel Discovery Responses and for Sanctions (Dkt. No. 14)
- 12 2. Defendant's Opposition to Plaintiffs' Motion to Compel Discovery Responses and for
- 13 Sanctions (Dkt. No. 21)
- 14 3. Plaintiffs' Reply on Motion to Compel Discovery Responses and for Sanctions (Dkt. No. 24)

15 and all attached declarations and exhibits, makes the following ruling:

16 IT IS ORDERED that the motion is DENIED.

17 The Court can order a party to respond to interrogatories; the Court cannot order a party to

18 respond with an answer that pleases the interrogator. Plaintiffs complain that Defendant has

19 responded to their interrogatories untruthfully. The Court cannot evaluate whether the answers are

20 false – that determination will have to await a trial. All the Court can do is require a party to respond.

21 Plaintiffs are invited to move on to alternate forms of inquiry where followup questions can be

22 posed and explanations probed.

23 Dated: May \_\_\_\_\_, 2009



24 Marsha J. Pechman  
25 U.S. District Judge

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26