

1 THE HONORABLE JOHN C. COUGHENOUR

2  
3  
4  
5  
6 UNITED STATES DISTRICT COURT  
7 WESTERN DISTRICT OF WASHINGTON  
8 AT SEATTLE

9 ROCKIN ARTWORK LLC,

10 Plaintiff,

11 v.

12 BRAVADO INTERNATIONAL GROUP  
13 MERCHANDISING SERVICES, INC., *et*  
*al.*,

14 Defendants.

CASE NO. C15-1492-JCC

MINUTE ORDER

15 The following Minute Order is made by direction of the Court, the Honorable John C.  
16 Coughenour, United States District Judge:

17 This matter comes before the Court on Plaintiff Rockin Artwork's motion for leave to  
18 amend its complaint (Dkt. No. 62) and the motions to compel payment by Defendants Authentic  
19 Hendrix, LLC and Experience Hendrix, LLC (Dkt. No. 65) and Defendant Bravado International  
20 Group Merchandising Services, Inc. (Dkt. No. 67).

21 The motion to amend the complaint is untimely and constitutes a clear effort to engage in  
22 impermissible forum shopping. The motion (Dkt. No. 62) is thus DENIED. The case will remain  
23 with this Court.

24 The Court further GRANTS Defendants' motions (Dkt. No. 65, 67) to compel Rockin to  
25 pay the fees the Court has ordered it to pay. (*See* Dkt. Nos. 42, 58, 59.) Rockin has shown no  
26 reason for the Court to reconsider its mandate, and the Court finds no merit in Rockin's attempt

1 to split hairs and argue technicalities as to the outcome of the discovery motions. Rockin must  
2 now pay the fees that it owes. However, the fee awards are limited to the time spent actually  
3 working on Defendants' briefs—the awards do not encompass time spent conferring with  
4 Rockin's counsel. The Court thus orders Defendants to submit a clear and concise accounting of  
5 only those hours by Friday, December 16, 2016. The Court will subsequently make a finding as  
6 to the dollar amount Rockin owes to each Defendant. The Court declines to award Defendants  
7 fees in bringing the present motions to compel, but Rockin is warned that if it keeps these  
8 practices up, it may very well face more fees and costs in the future.

9 The Clerk is DIRECTED to lift the stay of Rockin's motion for extension of time (Dkt.  
10 No. 50) and motion to compel (Dkt. No. 52) and to renote these motions for Friday, December  
11 23, 2016. Defendants must file any responses to these motions by Monday, December 19, 2016.

12 Because the outcome of these motions could impact the Court's resolution of the pending  
13 summary judgment motion (Dkt. No. 73) and motion for sanctions (Dkt. No. 76), the Court  
14 DIRECTS the Clerk to renote these motions for December 23, 2016 as well.

15 The Court observes that Rockin has already responded to the motions for summary  
16 judgment and for sanctions. (*See* Dkt. Nos. 87, 88.) Rockin's response to the summary judgment  
17 motion does not address the merits of the motion, but merely objects to Bravado's act of filing  
18 the motion at all. The Court rejects Rockin's complaints on this point, but will give Rockin an  
19 opportunity to address the merits of Bravado's claims. Thus, Rockin may file an additional  
20 response to the summary judgment motion by Monday, December 19, 2016. Its response shall be  
21 limited to 19 pages, as it has already used 5 of its allotted 24. *See* W.D. Wash. Local Civ. R.  
22 7(e)(3). However, because Rockin did address the merits of the motion for sanctions, it shall not  
23 be allowed any additional response to that motion. Bravado's reply briefs are due Friday,  
24 December 23, 2016.

25 //

26 //

1 DATED this 7th day of December 2016.

2 William M. McCool  
3 Clerk of Court

4 s/Paula McNabb  
5 Deputy Clerk

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