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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

DIVERSIFIED LENDERS, LLC,

Plaintiff,

v.

AMAZON LOGISTICS, INC., and
VERTICAL HOLDINGS UNLIMITED,
LLC,

Defendants.

Cause No. C16-1232RSL

ORDER DENYING SECOND
MOTION TO COMPEL

AMAZON LOGISTICS, INC.,

Cross-Claim Plaintiff,

v.

VERTICAL HOLDINGS UNLIMITED,
LLC,

Cross-Claim Defendant.

This matter comes before the Court on “Plaintiff Diversified Lenders, LLC’s Motion to Compel Defendant Amazon Logistics, Inc. to Respond to Plaintiff’s Third Set of Requests for Production and Third Set of Interrogatories and Request for Sanctions.” Dkt. # 81. Having reviewed plaintiff’s motion, it is clear that it is not entitled to the relief requested.

ORDER DENYING SECOND
MOTION TO COMPEL

1 Plaintiff propounded its third sets of discovery requests on March 13, 2017. Plaintiff
2 agreed to a one week extension of the response deadline, but when it did not hear from
3 defendant, contacted opposing counsel on April 21, 2017. Defense counsel acknowledged that
4 the deadline had “gotten away from” them and served objections later that day. Plaintiff filed
5 this motion without meeting with defendant to discuss the objections. Plaintiff makes no effort to
6 address the merits (or lack thereof) of defendant’s objections in the motion, instead simply
7 objecting to the filing of objections.
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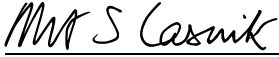
9 The meet and confer requirements of Fed. R. Civ. P. 37(a)(1) and LCR 37(a)(1) are
10 imposed for the benefit of the Court and the parties. They are intended to ensure that parties have
11 an inexpensive and expeditious opportunity to resolve discovery disputes and that only genuine
12 disagreements are brought before the Court. In the circumstances presented here, compliance
13 with the Rule would have involved face-to-face or telephonic communications regarding
14 defendant’s objections, plaintiff’s interests in the requested information, and the potential for
15 compromise. While plaintiff boldly declares that it conferred in good faith in an attempt to
16 obtain the relief requested in this motion, the Court finds that it did no such thing. Counsel’s
17 April 21, 2017, conversation regarding a missed deadline is no substitute for a full and fair
18 opportunity for the parties to explicate their arguments and objections without Court
19 intervention.
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1 For all of the foregoing reasons, plaintiff's second motion to compel (Dkt. # 81) is denied
2 for failure to comply with Fed. R. Civ. P. 37(a)(1) and LCR 37(a)(1).
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4 Dated this 30th day of June, 2017.
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8 Robert S. Lasnik
9 United States District Judge
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