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

10 J.R. SIMPLOT COMPANY, *et al.*,

Case No. C16-1851 RSM

11 Plaintiffs,

MINUTE ORDER

12 v.

13 WASHINGTON POTATO CO., *et al.*,

14 Defendants.
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16 The following MINUTE ORDER is made by direction of the Court, the Honorable
17 Ricardo S. Martinez, Chief United States District Judge:

18 On March 16, 2017, National Frozen Food Corporation (“NFF”), which is co-owned by
19 Plaintiff J.R. Simplot Company and Defendant Washington Potato Company, filed a motion to
20 disqualify the law firm Davis Wright Tremaine as Defendants’ counsel in this matter.
21 Dkt. #57. Although NFF’s motion to disqualify is noted for March 31, 2017, NFF now
22 requests a telephonic motion under Local Civil Rule 7(i). NFF explains that a telephonic
23 motion is necessary because NFF is scheduled to appear for a 30(b)(6) deposition conducted by
24 Plaintiff on March 22, 2017. NFF is not opposed to Plaintiff conducting its deposition on
25 March 22, 2017, however, NFF opposes Davis Wright Tremaine’s presence at that deposition.
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1 Before the Court determines whether it will hold a telephonic motion, the Court
2 DIRECTS the parties to file briefing no later than **Monday, March 20, 2017, 12:00 P.M.**

3 addressing the following:

4 a) the extent of the relationship between NFF and Davis Wright Tremaine; and

5 b) given that relationship, whether NFF must provide informed consent, confirmed in
6 writing, pursuant to Rule of Professional Conduct 1.7 and/or 1.9, before Davis Wright
7 Tremaine may represent Defendants.
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9 DATED this 17th day of March 2017.
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12 WILLIAM McCOOL, Clerk

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14 By: /s/ Rhonda Stiles
15 Deputy Clerk
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