

1  
2  
3  
4  
5 UNITED STATES DISTRICT COURT  
6 WESTERN DISTRICT OF WASHINGTON  
7 AT SEATTLE

8 DIRECT RADIOLOGY, LLC,

9 Plaintiff,

10 v.

11 RADIANT MEDICAL IMAGING,  
12 LLC, et al.,

Defendants.

C17-67 TSZ

MINUTE ORDER

13 The following Minute Order is made by direction of the Court, the Honorable  
14 Thomas S. Zilly, United States District Judge:

15 (1) Defendants' motion, docket no. 21, to vacate the Orders entering default  
16 against them, is GRANTED.<sup>1</sup> The two Orders dated May 2, 2017, and the Order dated  
17 May 26, 2017, docket nos. 16, 17, and 20, are VACATED. Defendants shall file their  
18 responsive pleadings or motions within fourteen (14) days of the date of this Minute  
19 Order.

20 (2) Plaintiff's motion for default judgment, docket no. 24, or in the alternative  
21 summary judgment, is STRICKEN as moot as to default judgment and DENIED without  
22 prejudice as to summary judgment.

23 (3) The parties shall conduct the requisite conference pursuant to Federal Rule  
of Civil Procedure 26(f) and file a Joint Status Report in the form described in the Order

<sup>1</sup> Defendants' request, docket no. 27, that plaintiff's response, docket no. 23, be rejected as untimely filed is DENIED. The Court sua sponte GRANTS plaintiff an extension of time, and has considered plaintiff's response. The Court, however, DECLINES plaintiff's request to impose as a condition of vacating the default orders that defendants pay plaintiff's attorney's fees.

1 entered January 30, 2017, docket no. 8, on or before September 1, 2017. The parties shall  
2 also exchange initial disclosures as required in Federal Rule of Civil Procedure 26(a)(1)  
3 by September 1, 2017.

3 (4) The Clerk is directed to send a copy of this Minute Order to all counsel of  
4 record.

4 Dated this 14th day of July, 2017.

5  
6 William M. McCool  
7 Clerk

8 s/Karen Dews  
9 Deputy Clerk