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

10 VERIDIAN CREDIT UNION,

CASE NO. C17-0356JLR

11 Plaintiff,

ORDER

12 v.

13 EDDIE BAUER, LLC,

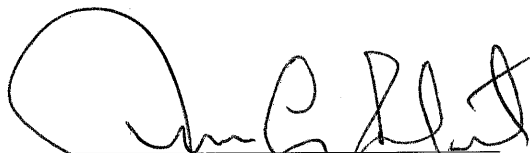
14 Defendant.

15 On September 27, 2018, the parties submitted statements to the court that  
16 addressed many outstanding discovery disputes (*see* Def. Statement (Dkt. # 132); Pl.  
17 Statement (Dkt. # 133)), as well as over 90 pages of exhibits (*see* Dkt. ## 132-1–132-6).  
18 The parties' statements reveal disputes over at least 25 requests for production. (*See* Def.  
19 Statement at 2-3; Pl. Statement at 2-3.) The court has ordered the parties to fully brief  
20 this issue. (*See* Order (Dkt. # 134) at 1.) The parties have already filed numerous briefs  
21 regarding discovery issues in this case. (*See, e.g.*, 1/19/18 MTC (Dkt. # 74); 4/26/18  
22 MTC (Dkt. # 85); 7/25/18 Pl. Statement (Dkt. # 107); 7/25/18 Def. Statement (Dkt.

1 # 108); 8/2/18 Def. Statement (Dkt. # 112); 8/2/18 Pl. Statement (Dkt. # 113); 8/2/18  
2 MTC (Dkt. # 115).) The most recent discovery dispute has caused the court to stay class  
3 certification deadlines. (*See Order at 2.*)

4 In light of these developments, the court intends to appoint Michelle Peterson,  
5 WSBA No. 33598, as a special master to oversee selected discovery issues in this matter.  
6 *See Fed. R. Civ. P. 53.* The special master, whether Ms. Peterson or otherwise, will bill  
7 monthly using his or her standard rate. Invoices will be paid 50%-50% by Plaintiff  
8 Veridian Credit Union and Defendant Eddie Bauer within 30 days. Special master  
9 expenses may be submitted for consideration as a taxable cost at the conclusion of the  
10 case. The court ORDERS any party that opposes such appointment to file a brief not to  
11 exceed three pages no later than October 8, 2018.

12 Dated this 15<sup>th</sup> day of October, 2018.

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14 JAMES L. ROBART  
15 United States District Judge  
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