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

10 VERIDIAN CREDIT UNION,

11 Plaintiff,

12 v.

13 EDDIE BAUER, LLC,

14 Defendant.

CASE NO. C17-0356JLR

ORDER STRIKING DISCOVERY
MOTION

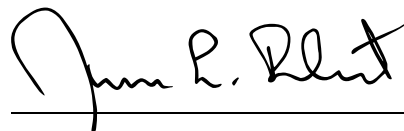
15 Before the court is Plaintiff Veridian Credit Union's ("Veridian") motion to
16 compel Defendant Eddie Bauer, LLC to produce responsive documents and a privilege
17 log. (MTC (Dkt. # 85).) Veridian filed its motion without first requesting a conference
18 with the court. The motion therefore contravenes the court's July 30, 2017, scheduling
19 order. (*See* Am. Sched. Order (Dkt. # 58) at 2 (citing Fed. R. Civ. P. 16(b)(3)(B)(v))
20 ("[P]ursuant to Federal Rule of Civil Procedure 16, the Court 'direct[s] that before
21 moving for an order relating to discovery, the movant must request a conference with the
22 court'")); *see also* Fed. R. Civ. P. 16(b)(3)(B)(v) (permitting the court, in its

1 scheduling order, to “direct that before moving for an order relating to discovery, the
2 movant must request a conference with the court”). Thus, the court STRIKES Veridian’s
3 motion (Dkt. # 85) without prejudice to refiling the motion in a manner that comports
4 with the court’s scheduling order.

5 This is the second time Veridian has improperly filed a discovery motion, which
6 the court has had to strike. (*See* 2/2/18 Order (Dkt. # 76).) The court will not allow
7 Veridian to continue to disregard court orders and will consider appropriate sanctions for
8 any additional violations.

9 Finally, the court notes that Veridian filed a motion to seal (MTS (Dkt. # 87)) in
10 connection with the motion to compel. Because Veridian has already filed the
11 confidential document provisionally under seal, the court ORDERS Eddie Bauer to
12 respond to the motion to seal no later than Wednesday, May 2, 2018, at 5:00 p.m.
13 Veridian may not file a reply brief.

14 Dated this 26th day of April, 2018.

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17 JAMES L. ROBART
18 United States District Judge
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