

1 THE HONORABLE JOHN C. COUGHENOUR

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

9 PREMIER HARVEST LLC, *et al.*,

CASE NO. C17-0784-JCC

10 Plaintiffs,

MINUTE ORDER

11 v.

12 AXIS SURPLUS INSURANCE
13 COMPANY, *et al.*,

14 Defendants.

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16 The following Minute Order is made by direction of the Court, the Honorable John C.
17 Coughenour, United States District Judge:

18 This matter comes before the Court *sua sponte*. Defendant Axis Surplus Insurance
19 Company filed a motion to dismiss based on Plaintiffs' failure to comply with the provisions of
20 their insurance policy. (Dkt. No. 13 at 2.) Specifically, Defendant argued that it has not been able
21 to conduct examinations under oath of Plaintiff Premier Harvest's owners, Dustin and Lisa
22 Anderson. (*Id.* at 1–2.) Defendant requested the Court dismiss the case or enter a stay until the
23 examinations under oath take place. (*Id.* at 2.)

24 Recently, Plaintiffs filed a motion for leave to file supplemental information, informing
25 the Court that—because Mr. Anderson's health has improved—the examinations under oath are
26 scheduled to proceed at the end of August 2017. (Dkt. Nos. 26 and 27.) Given this fact, the Court

1 ORDERS Defendant to provide the Court with a status update as to whether it intends to
2 withdraw or stay its motion to dismiss, or whether it intends to have the Court rule on the motion
3 to dismiss (Dkt. No. 13) and Plaintiffs' motion for leave to file supplemental information (Dkt.
4 No. 26).

5 Defendant shall provide a status update within five days of this Order.

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7 DATED this 4th day of August 2017.

8 William M. McCool
9 Clerk of Court

10 /s/Paula McNabb
11 Deputy Clerk
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