

1 THE HONORABLE JOHN C. COUGHENOUR

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

9 PREMIER HARVEST, LLC, a  
10 Washington Limited Liability  
Corporation, *et al.*,

11 Plaintiffs,

12 v.

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

15 Defendants.

CASE NO. C17-0784-JCC

ORDER

16  
17 This matter comes before the Court on Plaintiffs' motion to compel production by  
18 Defendant Axis Surplus Insurance Company (Dkt. No. 74). Having thoroughly considered the  
19 parties' briefing and the relevant record, and having conducted *in camera review* of the  
20 documents at issue, the Court GRANTS in part and DENIES in part Plaintiffs' motion. The  
21 following six documents from Defendant's privilege log are subject to the attorney-client  
22 privilege and/or represent protected work-product and need not be produced: ASIC\_CLM000143  
23 – 000180, ASIC\_CLM000713 – 000731, ASIC\_CLM000809 – 000827, ASIC\_CLM0001104 –  
24 0001115, ASIC\_CLM0001667 – 0001669, and ASIC\_CLM0003135 – 0003136. (Dkt. No. 75-  
25 1.) The remaining documents at issue are communications associated with an insurance claim  
26 investigation and, as such, are not shielded by the attorney-client privilege or the work-product

ORDER  
C17-0784-JCC  
PAGE - 1

1 rule. (See Dkt. No. 58 at 3) (Court’s prior order indicating that “investigation of the justness of a  
2 claim . . . is part of Defendant’s business, even if fraud is suspected.”) Therefore, Defendant  
3 must produce these documents in unredacted form. Accordingly, Plaintiffs’ motion to compel  
4 (Dkt. No. 74) is GRANTED in part and DENIED in part.

5 DATED this 11th day of April 2018.

6  
7  
8 

9 John C. Coughenour  
10 UNITED STATES DISTRICT JUDGE  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26