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6 UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

7
8 INGE T. ANDERSON,

9 Plaintiff,

10 v.

11 SCOTT ALAN ANDERSON,

12 Defendant.

NO. C17-0891RSL

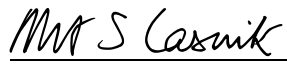
ORDER LIMITING DEFENDANT'S
WITNESSES AND EXHIBITS

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14 This matter comes before the Court on plaintiff's motion in limine and for sanctions (Dkt.
15 # 109) and the reserved portion of plaintiff's emergency motion for injunctive relief (Dkt.
16 # 112). In both motions, plaintiff seeks sanctions in the form of an exclusionary order and/or
17 entry of judgment against defendant for his failure to disclose the exhibits and witnesses he
18 intends to present at trial. According to plaintiff, defendant failed to provide a pretrial statement
19 as required by LCR 16(i) and failed to confer with plaintiff to produce a pretrial order as
20 required by LCR 16(e) and (k). Defendant has not responded to plaintiff's requests for sanctions:
21 he has neither rebutted plaintiff's assertions that he failed to participate in the mandatory pretrial
22 processes nor attempt to justify the alleged failure.¹
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25 ¹ Defendant substantively responded to plaintiff's requests for an injunction precluding the
26 Attorney General from responding to defendant's Public Record Act request and for a protective order
27 based on alleged cyberstalking conduct. See Dkt. # 118. The Court previously denied plaintiff's request
28 for injunctive relief against a non-party. As for the request for a stalking protection order under the

1 A review of plaintiff's motions and the remainder of the record leads to the conclusion
2 that the entry of judgment against defendant is too harsh a sanction but that an exclusionary
3 order is essential to the fair resolution of this matter. Having failed to produce a pretrial
4 statement identifying his trial exhibits and witnesses, defendant is hereby precluded from calling
5 any witnesses at trial other than the parties. In addition, the only exhibits defendant may utilize at
6 trial are those listed by plaintiff in her pretrial statement or offered only for impeachment
7 purposes.
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10 Dated this 20th day of June, 2019.

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13 Robert S. Lasnik
14 United States District Judge
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24 Jennifer Paulson Stalking Protection Order Act, RCW 7.92.010 *et seq.*, the request is DENIED. The
25 procedures for filing and supporting a petition for a protection order are set forth in the statute. Relief is
26 not available here because the state courts have original jurisdiction over such matters (RCW 7.92.050),
27 a petition for relief must be filed as a separate, stand-alone civil case (RCW 7.92.030(2)), and the
28 allegation that defendant is seeking public records is not cyberstalking conduct for purposes of the Act
(RCW 7.92.030)(1) and RCW 9.61.260).

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WITNESSES AND EXHIBITS - 2