1 2 3 4 5 6 7 UNITED STATES DISTRICT COURT WESTERN DISTRICT OF WASHINGTON 8 AT SEATTLE 9 DANIEL ESPINOZA, CASE NO. C17-1709JLR 10 ORDER STRIKING DISCOVERY Plaintiff, 11 **MOTIONS** v. 12 CITY OF SEATTLE, et al., 13 Defendants. 14 15 Before the court are: (1) Defendants City of Seattle and Lieutenant Thomas Mahaffey's (collectively, "Defendants") motion to compel Plaintiff Daniel Espinoza to 16 17 provide complete responses to Defendants' requests for admission (1st MTC (Dkt. # 48)); 18 and (2) Defendants' motion to compel Mr. Espinoza to produce certain military service 19 records and federal tax returns, as well as to compel Mr. Espinoza to make his expert, 20 Erick West, available for deposition (2d MTC (Dkt. #51)). Defendants filed these 21 motions without first requesting a conference with the court. (See Dkt.) The motions 22 therefore contravene the court's February 8, 2018, scheduling order. (See Sched. Order

(Dkt. # 17) at 2 ("[P]ursuant to Federal Rule of Civil Procedure 16, the Court 'direct[s] that before moving for an order relating to discovery, the movant must request a conference with the court' by notifying [the courtroom deputy] . . . .") (citing Fed. R. Civ. P. 16(b)(3)(B)(v)) (second alteration in original)); see also Fed. R. Civ. P. 16(b)(3)(B)(v) (permitting the court, in its scheduling order, to "direct that before moving for an order relating to discovery, the movant must request a conference with the court"). The court therefore STRIKES Defendants' motions (Dkt. ## 48, 51) without prejudice to renewing the motions in a manner that comports with the court's scheduling order. Dated this 7th day of December, 2018. ~ R. Plut JAMES L. ROBART United States District Judge