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

8 STRIKE 3 HOLDINGS, LLC,

9 Plaintiff,

10 v.

11 JOHN DOE (73.225.38.130),

12 Defendant.

C17-1731 TSZ

MINUTE ORDER

13 The following Minute Order is made by direction of the Court, the Honorable  
14 Thomas S. Zilly, United States District Judge:

15 (1) The motion to quash subpoena and for protective order, docket no. 86,  
16 brought by the son of defendant John Doe, who is not a party to this action and who is  
17 represented by separate counsel, is GRANTED in part and DENIED in part as follows.  
18 Plaintiff concedes that the subpoena issued to defendant's son was not properly served  
19 and that the requisite fees were not tendered with the subpoena. The subpoena for  
20 deposition on March 27, 2019, is therefore QUASHED. Plaintiff will be permitted to  
21 depose defendant's son via telephone for a period of no more than three hours at a  
22 mutually convenient time. Plaintiff shall serve any related subpoena on, and tender the  
23 requisite fees to, defendant's son's attorney, who shall accept such service on behalf of  
his client. The transcript of such deposition shall be treated as confidential and shall not  
be disclosed to anyone other than the parties and counsel in this litigation and/or the  
Court. If the transcript or any portion of it is filed in this matter, it shall be filed under  
seal.

(2) Defendant John Doe's motion to compel production of software or exclude  
related testimony, docket no. 94, is GRANTED in part and DENIED in part as follows.  
Within fourteen (14) days of the date of this Minute Order, defendant may serve on  
plaintiff's counsel a subpoena duces tecum directed to IPP International UG ("IPP") for

1 the materials sought in Requests for Production Nos. 1–5, *see* docket no. 95 at 10-13, and  
2 plaintiff’s counsel shall accept service on behalf of IPP. Plaintiff’s counsel shall make  
3 arrangements for IPP to respond and/or object to the subpoena duces tecum within thirty  
(30) days after service. Defendant’s motion is otherwise denied.

4 (3) Defendant John Doe’s motion to compel production concerning plaintiff’s  
5 success as a pornography producer, docket no. 96, is GRANTED in part and DENIED in  
6 part as follows. Within twenty-one (21) days of the date of this Minute Order, plaintiff  
7 shall produce to defendant any documents on which plaintiff intends to rely in dispositive  
8 motion practice and/or at trial to support the allegations in Paragraphs 3, 14, and 17 of the  
9 Amended Complaint, docket no. 43, and/or Paragraphs 3, 13, and 16 of the Complaint,  
10 docket no. 1. Defendant’s motion is otherwise denied.

11 (4) The Court DECLINES to award attorney’s fees or costs in connection with  
12 the discovery motions addressed in this Minute Order.

13 (5) Plaintiff’s motion to extend certain deadlines, docket no. 105, is  
14 DEFERRED and RENOTED to May 17, 2019. Plaintiff requests extensions of certain  
15 deadlines, including the dispositive motion filing deadline, without changing the trial date  
16 of September 30, 2019. Plaintiff’s proposal is unworkable. For example, a dispositive  
17 motions filing deadline of Friday, August 30, 2019, as suggested by plaintiff, would  
18 result in such motions being noted for September 27, 2019, one judicial day before trial.  
19 The parties are DIRECTED to meet and confer concerning whether the trial date of  
20 September 30, 2019, is realistic in light of their discovery disputes, and to file a Joint  
21 Status Report within fourteen (14) days of the date of this Minute Order setting forth their  
22 respective views on the subject.

23 (6) The Clerk is directed to send a copy of this Minute Order to all counsel of  
record.

Dated this 3rd day of May, 2019.

William M. McCool  
Clerk

s/Karen Dews  
Deputy Clerk