

Judge Ronald B. Leighton

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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

MAJOR MARGARET WITT,

 Plaintiff,

 v.

UNITED STATES DEPARTMENT OF
THE AIR FORCE, et al.,

 Defendants.

No. C06-5195 RBL

**DEFENDANTS' REPLY IN SUPPORT
OF MOTION TO STAY DISCOVERY
AND FOR RELIEF FROM THE
DEADLINES IMPOSED BY THE
COURT'S MINUTE ORDER OF
APRIL 13, 2006**

In responding to Defendants' Motion to Stay Discovery and for Relief from the Deadlines Imposed by the Court's Minute Order of April 13, 2006 (Docket #31), plaintiff states that she agrees not to seek discovery while the Court decides the pending motion to dismiss (Docket #24) and the motion for preliminary injunction (Docket #8) that are before it. (See Pl.'s Response to Defs.' Mot. to Stay Discovery, Docket #33.) Thus, it appears that the parties are presently in agreement that discovery need not occur before the Court rules on whether plaintiff states a cause of action. Beyond plaintiff's assurances, however an order staying discovery will relieve the parties of the requirements of the Court's April 13 Minute Order (Docket #4), which set certain dates for the completion of preliminary discovery matters. Because even preliminary discovery

1 at this point would be potentially wasteful, defendants request that the Court enter an order
2 staying all discovery, including the initial Rule 26(f) conference, initial disclosures required
3 under Rule 26(a), and the Rule 26(f) Joint Status report, pending resolution of Defendants'
4 Motion to Dismiss Plaintiff's Complaint.

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6 Dated: July 11, 2006

Respectfully submitted,

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**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON
AT TACOMA**

CERTIFICATE OF SERVICE

I hereby certify that on July 11, 2006, I electronically filed the foregoing Defendants' Reply in Support of Motion to Stay Discovery and for Relief from the Deadlines Imposed by the Court's Minute Order of April 13, 2006, with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following person:

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