

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISION

PICKERING, INC.,)
)
 Plaintiff,)
)
 vs.) No. 03-2913-DV
)
 JOE L. JOHNSON,)
)
 Defendant.)

ORDER DENYING PLAINTIFF'S MOTION FOR ADDITIONAL TIME
TO RESPOND

Before the court is plaintiff's Motion for Additional Time to Respond to Joe L. Johnson's First Set of Interrogatories and Request for Production of Documents filed May 3, 2004.

Plaintiff failed to file a certificate of consultation with counsel for the opposing party as required by Local Rule 7.2(a)(1)(B). All non-dispositive motions must be accompanied by a certificate of counsel affirming that "after consultation between the parties to the controversy, they are unable to reach an accord as to all issues or that all other parties are in agreement with the action requested by the motion." *Id.* Local Rule 7.2(a)(1)(B) further provides that failure to file the certificate "may be deemed good grounds for denying the motion." The disputes presented here in these motions are particularly suitable for resolution through the consultation process before seeking court-ordered relief.

Additionally, plaintiff failed to submit a proposed order with the motion as required by Local Rule 7.2(a)(1)(A), which states "all motions, except motions pursuant to Fed.R.Civ.P. 12, 56, 59 and 60, shall be accompanied by a proposed order."

Therefore, plaintiff's motion for additional time to respond to defendant's first set of interrogatories and request for production of documents is denied, without prejudice, for failure to file a certificate of consultation as required Local Rule 7.2(a)(1)(B) and for failure to submit a proposed order as required by Local Rule 7.2(a)(1)(A).

IT IS SO ORDERED this 19th day of May, 2004.

DIANE K. VESCOVO
UNITED STATES MAGISTRATE JUDGE