

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

PENNY BARNES, RITA WRIGHT, and)
GORDON LEE,)
)
Plaintiffs,)

vs.)

No. 01-2398GV

)
THE CITY OF RIPLEY, TENNESSEE,)
and RICHARD DOUGLAS,)
individually and as Mayor, and)
KENNY LEGGETT, individually)
and as Chief Deputy of the)
Ripley Police Department,)
)
Defendants.)

ORDER DENYING PLAINTIFFS' MOTION TO COMPEL AND TO QUASH AS MOOT

Before the court is the November 16, 2001 motion of the plaintiffs, Penny Barnes and Rita Wright, to quash the notice to depose them and to compel the defendant, City of Ripley, to respond fully to Interrogatory No. 11 of Plaintiff's First Set of Interrogatories and Requests Nos. 18-22 of Plaintiff's First Request for Production, or, in the alternative, to strike the City of Ripley's affirmative defense asserted in paragraph 28 of its answer.

By response filed with the court on November 27, 2001, counsel for the City of Ripley represented to the court that she had supplemented her Rule 26(a) (1) disclosures and her responses to the

requests for production at issue and would provide the disputed documents subject to the execution of a protective order by the plaintiffs, and, in addition, was in the process of supplementing her response to Interrogatory No. 11. Accordingly, the motion is moot and is denied as such.

IT IS SO ORDERED this 29th day of November, 2001.

DIANE K. VESCOVO
UNITED STATES MAGISTRATE JUDGE