

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF INDIANA
HAMMOND DIVISION

EQUAL EMPLOYMENT OPPORTUNITY)
COMMISSION, et al.)
)
Plaintiffs,)
)
v.)
)
U.S. BELL CORPORATION, et al.)
)
)
Defendants.)
_____)

CIVIL ACTION NO.
2:03-CV-237-PRC

ORDER

This matter is before the Court on Plaintiff Equal Employment Opportunity Commission's Motion to Compel Defendants' Responses to Interrogatories and Production of Documents [DE 59], filed by the Plaintiff EEOC on October 1, 2004. Defendants U.S. Bell Corporation, Link Technologies, Corp., d/b/a U.S. Bell, and Buzz Telecom, Corp. ("Defendants") have not filed a Response.

The EEOC represents that on May 20, 2004, the EEOC served upon Defendants its Third Set of Interrogatories. On June 16, 2004, the EEOC served upon Defendants its Second Request for Production of Documents and Companion Interrogatory. On July 21, 2004, the EEOC received from Defendants the Answers to Plaintiff's Third Set of Interrogatories. On July 29, 2004, the EEOC sent a letter to Defendants' counsel inquiring about the response to the Second Request for Production of Documents and Companion Interrogatory. On August 4, 2004, counsel for the Plaintiff sent a letter to counsel for the Defendants requesting that the Defendants withdraw the objection and provide responses to the EEOC's Third Set of Interrogatories, no. 23-24. Apparently crossing in the

mail, a letter dated August 3, 2004, sent from counsel for the Defendants, was received by counsel for the EEOC. That letter requested a thirty-day extension of time to and including August 19, 2004, to respond to the Commissioner's Second Request for Production of Documents and Companion Interrogatory. On September 10, 2004, counsel for the EEOC spoke with counsel for the Defendants during a break in a deposition being taken in the case. Counsel for the Defendants indicated that he would not provide responses to the Third Set of Interrogatories unless ordered by the Court and that he did not know when the responses to the Request for Production of Documents would be provided.

Having considered the motion and in light of the lack of response from the Defendants, the Court now **GRANTS** the Plaintiff Equal Employment Opportunity Commission's Motion to Compel Defendants' Responses to Interrogatories and Production of Documents [DE 59]. The Court **ORDERS** the Defendants to respond to Plaintiff's Third Set of Interrogatories, nos. 23-24, and Second Request for Production of Documents and Companion Interrogatory on or before **November 8, 2004**.

So ORDERED this 25th day of October, 2004.

s/ Paul R. Cherry _____
MAGISTRATE JUDGE PAUL R. CHERRY
UNITED STATES DISTRICT COURT

cc: All counsel of record