

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION

FIL 10/22/99

20 1999

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U. S. DISTRICT COURT  
E. DIST. OF MO  
ST. LOUIS

EQUAL EMPLOYMENT OPPORTUNITY )  
COMMISSION, )

Plaintiff, )

v. )

No. 4:98CV1579 RWS

BEVERLY ENTERPRISES - MISSOURI, )  
INC., )

Defendant. )

ORDER

This matter is before the Court on defendant's motion to compel or, in the alternative, for protective order. Rule 3.04(A) of the Local Court Rules for the Eastern District of Missouri states:

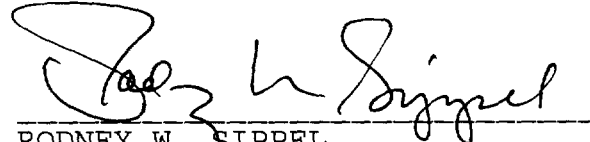
The Court will not consider any motion relating to discovery and disclosure unless it contains a statement that movant's counsel has conferred in person or by telephone with the opposing counsel in good faith or has made reasonable efforts to do so, but that after sincere efforts to resolve their dispute, counsel are unable to reach an accord. This statement shall also recite the date, time and manner of such conference, and the names of the individuals participating therein, or shall state with specificity the efforts made to confer with opposing counsel.

Defendant's motion to compel contains no certificate of attempt to resolve the discovery dispute as required by E.D.Mo. L.R. 3.04(A).

Accordingly,

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**IT IS HEREBY ORDERED** that defendant's motion to compel and/or for protective order [#72] is denied without prejudice.

  
\_\_\_\_\_  
RODNEY W. SIPPEL  
UNITED STATES DISTRICT JUDGE

Dated this 22nd day of October, 1999.

UNITED STATES DISTRICT COURT -- EASTERN MISSOURI  
INTERNAL RECORD KEEPING

AN ORDER, JUDGMENT OR ENDORSEMENT WAS SCANNED, FAXED AND/OR MAILED TO THE  
FOLLOWING INDIVIDUALS ON 10/22/99 by cabrams

4:98cv1579 EEOC vs Beverly Ent - MO

42:2000e Job Discrimination (Employment)

Jennifer Arendes - 48902	Fax: 314-621-5065
Thomas Borek -	Fax: 314-539-7895
C. Wayne Davis - 82780	Fax: 314-621-5065
Robert Johnson - 10511	Fax: 314-539-7895
Kurt Lord - 38427	Fax: 314-862-5943
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Christopher Oelzen - 34909	Fax: 314-961-5820
Gwendolyn Reams -	Fax: 314-539-7895
Ronald Rothman - 8186	Fax: 314-961-5820
C. Stewart -	Fax: 314-539-7895
Rebecca Stith - 4465	Fax: 314-539-7895
Paul Venker - 4606	Fax: 314-621-5065

SCANNED & FAXED BY:  
OCT 22 1999  
J. M. W.