

UNITED STATES DISTRICT COURT
DISTRICT OF NEW HAMPSHIRE

T-PEG, INC and)
TIMBERPEG EAST, INC.,)
Plaintiffs,)
)
vs.) No. 03-CV-462-M
)
VERMONT TIMBER WORKS, INC.,)
and DOUGLAS FRIANT,)
Defendants.)

DEFENDANTS' MOTION TO EXPEDITE
RENEWED MOTION TO REOPEN DISCOVERY

Defendants respectfully move that the Court expedite the briefing and determination of their Renewed Motion To Reopen Discovery (Doc. 171).

In support of this motion, defendants state that the need to expedite is obvious in light of the September 15, 2009 trial date just established by the Court.

LR 7.1 Certifications

Per Local Rule 7.1 counsel certifies that he sought assent from opposing counsel and that plaintiff does not assent.

Per Local Rule 7.1 counsel states that no separate memorandum in support is being submitted as the motion is straightforward and does not require complex briefing.

WHEREFORE, defendants respectfully move that

- A. The Court reopen discovery on standing and copyright ownership issues.
- B. The Court expedite discovery by requiring responses to written discovery on this limited subject within seven days, and requiring that

deponents be produced within seven days thereafter (unless the parties agree otherwise).

Date: July 27, 2009

VERMONT TIMBER WORKS, INC.
and DOUGLAS FRIANT,
Defendants,

/s/ W. E. Whittington
W.E. Whittington

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CERTIFICATE OF SERVICE

I hereby certify that on July 27, 2009, I served the foregoing pleading on the following counsel of record, by causing it to be filed electronically via the CM/ECF filing system or mailed by first-class United States Mail, postage pre-paid, or in such other manner as may be indicated:

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/s/ W. E. Whittington
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