

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 01-7089-CIV-LENARD/SIMONTON

BETH FORRY and EQUAL EMPLOYMENT
OPPORTUNITY COMMISSION,

Plaintiffs,

and

SARAH HOFFMAN, TAREN BUSICK,
LYNDA FLEEK, and BRANDY WILCOX,

Plaintiff-Intervenors,

v.

FEDERATED FINANCIAL SERVICES, INC.,

Defendant.

ORDER STAYING DEPOSITION OF SHAWN MARTIN

Presently pending before the Court an undated letter from Shawn Martin, received by the undersigned Magistrate Judge on April 22, 2004. The undersigned has directed that Ms. Martin's letter be filed with the Court.

In her letter, Ms. Martin states that she is a former female employee of Defendant who is neither a party to this action or the representative of a party. Ms. Martin contends that on March 26, 2004 and March 30, 2004, she was deposed by Defendant's counsel for a period of more than 10 hours. She further asserts that Defendant's counsel has served a subpoena on her for documents and a further deposition on April 29, 2004,¹ and that she produced all the requested documents to the EEOC pursuant to a request made at

¹ Ms. Martin states that she attached a copy of the subpoena to her letter, but the subpoena was not attached to the letter received by the undersigned.

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her March 30, 2004 deposition. Ms. Martin claims that she is being harassed, and moves, pursuant to Fed.R.Civ.P. 30(a)(2)(b), to quash the subpoena for the April 29, 2004 deposition because Defendant has not sought leave of court to depose her a second time.

The Court will construe this letter as a motion to quash subpoena, or in the alternative, for protective order. All discovery motions in this case are referred to the undersigned Magistrate Judge (DE ## 86, 107).

After a careful review of the record, the undersigned does hereby

ORDER that the deposition of Shawn Martin, scheduled for April 29, 2004, is **STAYED pending a resolution of this motion.**

DONE AND ORDERED at Miami, Florida, this 22nd day of April, 2004.


ANDREA M. SIMONTON
UNITED STATES MAGISTRATE JUDGE

Copies furnished to:

The Honorable Joan A. Lenard
United States District Judge
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