
From: Park, Brian C.
Sent: Thursday, May 29, 2014 3:51 PM
To: Shellie McGaughey; Peter Nierman; Paul Brain; Jill Davenport
Cc: rtellis@baronbudd.com; Norton, Maren R.; Ferguson, Hunter O.; Park, Brian C.
Subject: RE: Atigeo v. Montgomery, et al.

Shellie: That seems fine as long as Defendants understand that Plaintiffs cannot respond to Mr. Burgyan's discovery requests and provide information about him and his documents/activities that he has not provided or produced in discovery yet. On the other hand, any information that Plaintiffs have independently will be disclosed.

From: Shellie McGaughey [mailto:Shellie@mcbdlaw.com]
Sent: Thursday, May 29, 2014 3:45 PM
To: Park, Brian C.; Peter Nierman; Paul Brain; Jill Davenport
Cc: rtellis@baronbudd.com; Norton, Maren R.; Ferguson, Hunter O.
Subject: RE: Atigeo v. Montgomery, et al.

Brian, the below seems reasonable except to the extent that you want to continue your time to respond to Mr. Burgyan's discovery. I am confused why you would resist that. I assume that if you have discovery that would implicate or exonerate Mr. Burgyan you would so produce it regardless of his ability to get his storage facility in California where documents may not even exist.

I can call you tomorrow and we can discuss this further. .

Shellie McGaughey
325 – 118th Avenue Southeast
Suite #209
Bellevue WA. 98005
Phone: 425-462-4000
Fax: 425-637-9638



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From: Park, Brian C. [mailto:BCPARK@stoel.com]
Sent: Thursday, May 29, 2014 3:26 PM
To: Shellie McGaughey; Peter Nierman; Paul Brain; Jill Davenport
Cc: rtellis@baronbudd.com; Norton, Maren R.; Ferguson, Hunter O.; Park, Brian C.
Subject: FW: Atigeo v. Montgomery, et al.

Shellie:

Thanks for your letter. We are very sorry to hear about Mr. Montgomery's medical issues. Please keep us posted after you have spoken to his doctors and learned more information.

In terms of the deposition of Istvan, we understand he needs to be around his father-in-law in light of the medical issues. We have no desire to take him away from that. At the same time, you understand that we do not want him to

renew a motion for summary judgment under the schedule set forth by the Court if he has not allowed Plaintiffs an opportunity to conduct discovery, review documents, or take a deposition. We see that he also served Plaintiffs with his own discovery requests today.

We suggest the following agreement: Mr. Burgyan will not renew his motion for summary judgment until such time as Plaintiffs have had discovery, received/reviewed all responsive documents (including those from Mr. Burgyan's California storage locker), and taken his deposition. And, to the extent that process is delayed, the timetable for Plaintiffs responses to Mr. Burgyan's discovery requests, which seek information about many of those same topics, will likewise be extended. That seems to address both sides concerns in a fair and sensitive manner.

To get the ball rolling, we will plan to serve the notice of deposition of Mr. Burgyan tomorrow along with the Shockey subpoena/notice of deposition, but it will be subject to the proviso that the deposition of Mr. Burgyan will not occur until the parties find a *mutually agreeable* day and time, which we had already agreed to before anyway.

Let us know your thoughts. Thanks.

Best regards,
Brian

From: Katie DeVoe [<mailto:Katie@mcbdlaw.com>]
Sent: Thursday, May 29, 2014 12:33 PM
To: Park, Brian C.; Shellie McGaughey; Peter Nierman; Paul Brain; Jill Davenport
Subject: Atigeo v. Montgomery, et al.

Mr. Park,

Attached please find correspondence from Ms. McGaughey this date. A hard copy will follow via legal messenger.

Thank you,

Katie DeVoe
Paralegal
325 – 118th Avenue Southeast
Suite #209
Bellevue WA. 98005
Phone: 425-462-4000
Fax: 425-637-9638



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