

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

SCOTT MACINTOSH,

Plaintiff,

v.

**BUILDING OWNERS AND MANAGERS
ASSOCIATION INTERNATIONAL, *et*
al.,
Defendants.**

Civil Action No. 03-1113 (JMF/EGS)

ORDER

This case is before me for resolution of all discovery disputes.

In Plaintiff's Motion to Set Aside Claims of Privilege and Work Product Protection and Memorandum in Support [#70], plaintiff identifies the following disputed document requests:

Exhibit	Description of Document	Produced to Defendants	All Copies Demanded Back	Abbreviated Name
P. Ex. 36	Typed memo to Smithies e-mailed to Smithies using MacIntosh's personal Hotmail account	Yes, on July 23, 2004	No	"typed note as e-mailed to Smithies"
P. Ex. 69A	A partial copy of the e-mail containing text of P. Ex. 36 sent by MacIntosh to Smithies	Yes, but not until Feb. 21, 2005, by fax at 4:30 P.M.	No	"e-mail to Smithies"
P. Ex. 37	A copy of the handwritten note of Burton	Yes, on July 23, 2004	Yes, on September 22, 2004	"handwritten note"

P. Ex. 362A	September 22, 2004 letter from defense counsel demanding return of all copies of handwritten note	N/A	N/A	“demand for return of all copies of the Burton note”
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In Plaintiff’s Motion to Compel Responses to Discovery Requests and Memorandum in Support [#71], plaintiff identifies the following disputed discovery requests:

Exhibit	Discovery Request	Responses in Dispute
P. Ex. 405	MacIntosh’s First Set of Interrogatories to Defendant BOMA	Interrogatory Nos. 1, 2, 5, and 7
P. Ex. 320	MacIntosh’s First Request for Documents to Defendants BOMA, Burton and Chamberlain	Request Nos. 14, 15, 17, 50, 51, 52, 53, 54
P. Ex. 321	MacIntosh’s Second Request for Documents to Defendants BOMA, Burton and Chamberlain	Request No. 41
P. Ex. 322	MacIntosh’s First Request for Documents to Defendants Burton and Chamberlain	Request Nos. 1, 2, 3, 4, 5, 6, and 7
P. Ex. 337	MacIntosh’s First Request for Admissions of Defendant BOMA	Request Nos. 1, 2, 3, 5, 6, 7, 8, 9, 10, and 11

As it appears that the parties have been able to resolve certain disputes on their own, it is therefore, hereby,

ORDERED that, within ten days of the date of this order, the parties are to file a joint stipulation identifying, in chart format as shown above, those discovery disputes that remain.

SO ORDERED.

JOHN M. FACCIOLA
UNITED STATES MAGISTRATE JUDGE

Dated: