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| U.S. EQUAL EMPLOYMENT OPPORTUNITY COMMISSION  Birmingham District Office ???? | |
| ????, | EEOC Case No: ??? |
| Complainant, |  |
|  |  |
| v. | Agency No: ????? |
|  |  |
| ????, Acting Commissioner,  ?????, | Date: ?????, 2016 |
| Agency. |  |

COMPLAINANT’S MOTION TO COMPEL AGENCY TO SUPPLEMENT

DISCOVERY RESPONSES

Complainant, via her representative, hereby moves for compelling Agency to provide supplemental responses to the Complainant’s discovery requests.

On June 28, 2016 Complainant served her First Set of Interrogatories, Request for Production of Documents, and Request for Admissions. Ex 1. On July 28, 2016 Agency provided deficient responses. Ex 2a and 2b. On July 28, 2016 Complainant sent a notice to Agency Counsel, notifying the deficiencies in Agency’s responses with specific reasons for deficiency in each deficient response as follows: responses to Interrogatories 5 and 7; and responses to Production Requests 1, 2, 4, and 5; and responses to Admissions Requests 2 and 7. Ex 3. On August 4, 2016 Agency provided supplemental responses. Ex 4. On August 9, 2016 Complainant issued a second notice of deficiency with respect to Agency’s supplemental discovery responses. Ex 5. Agency was notified to further supplement by August 12, 2016 the following responses: response to Interrogatories 5; responses to Production Requests 1, 2, 4, and 5; and responses to Admissions Requests 2 and 7. To date, Agency has failed to provide further supplemental responses. Complainant made a good faith effort to resolve the discovery dispute with no avail. Due to Agency’s non response to August 9th second deficiency notice, Complainant has no choice but to move for compelling Agency to further supplement its responses to Interrogatories 5; responses to Production Requests 1, 2, 4, and 5; and responses to Admissions Requests 2 and 7.

A proposed Order is attached.

Respectfully submitted,

Chungsoo J. Lee

Complainant Representative

EEO 21, LLC

275 E Street Road #27

Feasterville, PA 19053-0027

(215) 947-0243 (office); (215) 795- 4941 (fax)

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*Any shipment (by FedEx, UPS, or USPS) will not be delivered if the address contains "suite," "unit," “room” or anything other than "#27" on the street address line or if it contains both the street address and PO Box.*

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| U.S. EQUAL EMPLOYMENT OPPORTUNITY COMMISSION  Birmingham District Office | |
| ????, | EEOC Case No: ????? |
| Complainant, |  |
|  |  |
| v. | Agency No: ????? |
|  |  |
| ????, Acting Commissioner,  ?????, | Date: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 2016 |
| Agency. |  |

ORDER

Upon considering Complainant’s Motion to Compel, and Agency’s response thereto, if any, I grant the Motion. Accordingly, Agency is order to further supplement within 10 days of receipt of this order the following responses:

Responses to Complainant’s Interrogatories 5; responses to Complainant’s Production Requests 1, 2, 4, and 5; and responses to Complainant’s Admissions Requests 2 and 7.

It is so ORDERED,

For the Commission Bryan Douglas

Administrative Judge

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| --- | --- | --- |
| c: | Chungsoo J. Lee  EEO 21, LLC  PO Box 27  Feasterville, PA 19053  Via email: [cslee@eeo21.com](mailto:cslee@eeo21.com)  Or fax: 215-795-4941 | Agency atty???  Address ????  Via email or fax:  [410.????](tel:410.966.8631)  Daniel.????@????.gov |

**CERTIFICATE** **OF SERVICE**

I, the undersigned, hereby certify that I have served the foregoing document (COMPLAINANT’S MOTION TO COMPEL AGENCY TO SUPPLEMENT

DISCOVERY RESPONSES and the accompanying Exhibits 1-5) to the following party by means indicated below on the date of signature below:

|  |  |  |  |
| --- | --- | --- | --- |
| **Administrative Judge** | | |  |
|  | | ?????  US Equal Employment Opportunity Commission  Birmingham District Office  Ridge Park Place, Suite 2000  1130-22nd Street, South  Birmingham, AL 35205-2870 | By email:  [?????.????@eeoc.gov](mailto:?????.????@eeoc.gov) |
| **Agency Representative** | | |  |
|  | Name  Address | | By Email:  ????.???@???.gov |
|  |  | |  |

August 9, 2016 \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Date Chungsoo J. Lee, Complainant Representative

**EEO *21, LLC***

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