

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
EASTERN DIVISION

GENERAL CONFERENCE CORPORATION
OF SEVENTH-DAY ADVENTISTS, *et al.*,

Plaintiffs,

v.

No. 1:06-cv-01207-JDB-egb

WALTER MCGILL d/b/a CREATION
SEVENTH DAY ADVENTIST CHURCH, *et al.*,

Defendants.

MEMORANDUM IN SUPPORT OF PLAINTIFFS' MOTION TO COMPEL
AND FOR EXTENSION OF TIME TO FILE REPLY

Pursuant to Fed. R. Civ. P. 37, the Plaintiffs have filed a Motion to Compel, and pursuant to Fed. R. Civ. P. 6(b), a motion for extension of time within which to file their reply memorandum. Grounds for the Motion are set forth therein and copies of the excerpts of the Deposition of Walter McGill taken November 9, 2015, are exhibited to the Motion as collective Exhibit 1 thereof.

Rule 37(a) provides that a party may move to compel discovery. As is evidenced by the deposition transcript, Plaintiffs' counsel inquired as to whether Mr. McGill would agree to provide the documents which are the subject of the Motion, and thereafter, Plaintiffs' counsel wrote to Mr. McGill in a good faith effort to attempt to resolve these issues without the necessity of Court intervention, and Plaintiffs have not received the requested materials, thus necessitating the filing of this Motion.

For the reasons set forth in the Motion as well as this Memorandum, Plaintiffs request the relief sought and submit herewith a proposed Order for the Court's consideration.

Respectfully Submitted,

/s/ Philip M. Kirkpatrick
Philip M. Kirkpatrick (BPR No. 6161)
ADAMS AND REESE LLP
424 Church Street, Suite 2700
Nashville, Tennessee 37219
Phone: 615-259-1485
Fax: 615-259-1470
phil.kirkpatrick@arlaw.com
Attorneys for Plaintiffs

CERTIFICATE OF SERVICE

Undersigned counsel for the Plaintiffs hereby certifies that a true and correct copy of the foregoing Motion has been sent via Electronic Mail and First Class Mail this 30th day of November, 2015 to:

Walter McGill
PO Box 424
Idyllwild, CA 92549

Sda_trademark_lawsuit@yahoo.com

/s/ Philip M. Kirkpatrick