

DN FBT CV 15 6048103-S

DONNA L. SOTO, ADMINISTRATRIX)	SUPERIOR COURT
OF THE ESTATE OF VICTORIA L.)	
SOTO, DECEASED, ET AL.)	J.D. OF FAIRFIELD/BRIDGEPORT
)	@ BRIDGEPORT
v.)	
)	
BUSHMASTER FIREARMS)	
INTERNATIONAL, LLC, ET AL.)	MAY 16, 2016

**OBJECTION OF DEFENDANTS, REMINGTON OUTDOOR COMPANY, INC. AND
REMINGTON ARMS COMPANY, LLC, TO PLAINTIFFS' MOTION SEEKING
ADDITIONAL ORDERS REGARDING THE REMINGTON DEFENDANTS'
OBJECTIONS AND PRODUCTION OBLIGATIONS IN RESPONSE TO THE
PLAINTIFFS' FIRST REQUESTS FOR PRODUCTION**

The Defendants in the above-referenced matter, REMINGTON OUTDOOR COMPANY, INC. and REMINGTON ARMS COMPANY, LLC (“Remington”), respectfully object to the Plaintiffs’ Motion Seeking Additional Orders regarding the Remington Defendants’ Objections and Production Obligations in response to Plaintiffs’ First Requests for Production dated May 12, 2016 (#160.00), for the reasons set forth herein.

1. On April 18, 2016, Remington filed a Motion for Extension of Time to respond or object to the Plaintiffs’ Request for Production, seeking until May 16, 2016, 32 days from the ruling denying the Motions to Dismiss for lack of subject matter jurisdiction, within which to serve objections, and until June 13, 2016, 60 days from the ruling, within which to respond to the Requests for Production.

2. Plaintiffs filed a Partial Objection to the Motion for Extension of Time dated May 12, 2016 (#159.00).

3. Remington filed a Reply to the Partial Objection to Motion for Extension of Time on May 16, 2016. Remington incorporates by reference the statements and arguments in the Reply.

4. Plaintiffs also filed a Motion Seeking Additional Orders Regarding the Remington Defendants' Objection and Production Obligations in Response to Plaintiffs' First Request for Production date May 12, 2016, in which they seek to have the Court enter additional orders with respect to complying with plaintiffs' Requests for Production, as follows:

(a) That Remington file any objections to the first requests for production by May 16, 2016;

(b) That counsel for Remington meet and confer on the objections on June 2, 2016;

(c) That plaintiffs' counsel and Remington's counsel contact caseflow to schedule a hearing on any discovery objections for the week of June 6, 2016;

(d) That Remington begin to produce documents to which it has not asserted objections by May 16, 2016 and complete same by June 13, 2016; and

(e) That Remington be ordered to produce any documents for which objections have been overruled within 14 days of the decision regarding same.

5. Remington has already agreed – and the relief is requested in its motion for extension of time – to file objections to the Requests for Production by May 16, 2016.

6. Remington has also already agreed to meet and confer with plaintiffs' counsel on June 2, 2016, to attempt to resolve any objections that it files on May 16, 2016.

7. For the reasons set forth in Remington's Reply to Plaintiff's Partial Objection, Remington does not believe that scheduling a hearing on the objections for the week of June 6, 2016 is appropriate or reasonable. The parties will not meet and confer in an attempt to resolve the objections until June 2, 2016, and certainly no affidavits can be filed relative to efforts to resolve the objections until that time. Clearly, the lack of an affidavit regarding efforts to resolve any objections prevents the court from scheduling or proceeding to decide any discovery objections under Practice Book Section 13-10(c) or the Court's April 14, 2016 order in this case. A status conference is already scheduled in this case for June 20, 2016, and there is no reason any discovery objections cannot be heard at that time. Furthermore, having a hearing on the week of June 6, 2016 would be patently unfair to Remington, in that it will be in the process of preparing its reply to plaintiff's yet to be filed opposition to the Defendants' motions to strike, which reply is due June 10, 2016.

8. For the reasons set forth in Remington's Reply to Plaintiffs' Partial Objection to Motion for Extension of Time, Remington should be permitted until June 13, 2016, the time requested in the Motion for Extension of Time, to commence compliance with plaintiffs' Requests for Production to which objections have not been asserted.

9. For the reasons set forth in Remington's Reply to Plaintiffs' Partial Objection to Motion for Extension of Time, and in light of the extreme scope of documents requested and the need to search, review and produce electronically stored information from multiple record keepers from multiple sources, allowing only 14 days from any ruling denying an objection to requests for production is neither reasonable or feasible. If the Court overrules any objections,

the Court should determine a reasonable and appropriate time for compliance, taking into account the scope of whatever the Court may order and the practical difficulties in producing such information.

WHEREFORE, the Remington Defendants respectfully request that the Court deny the Plaintiffs' Motion Seeking Additional Orders regarding the Remington Defendants' Objections and Production Obligations in response to Plaintiffs' First Requests for Production dated May 12, 2016 (#160.00).

THE DEFENDANTS,

REMINGTON OUTDOOR COMPANY, INC.
& REMINGTON ARMS COMPANY, LLC

BY: /s/ Scott M. Harrington/#307196

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CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing was mailed on May 16, 2016 to the following counsel:

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