

IN THE CIRCUIT COURT OF THE SIXTH JUDICIAL CIRCUIT  
IN AND FOR PINELLAS COUNTY, FLORIDA  
CIVIL DIVISION

\_\_\_\_\_

Plaintiff,

v.

Case Number: \_\_\_\_\_

\_\_\_\_\_

Defendant.

\_\_\_\_\_ /

**MOTION TO COMPEL RESPONSES TO WRITTEN DISCOVERY**

Plaintiff \_\_\_\_\_ moves this Court for an order under Rules 1.340, 1.350 and 1.380 of the Florida Rules of Civil Procedure compelling responses to discovery. This motion is made on the following grounds:

**Interrogatories:**

1. Plaintiff served Interrogatories 6/22/12 (Expert), 6/26/12 (\_\_\_\_\_), and 7/16/12. **No responses have been provided.**

**Request for Production:**

2. Plaintiff served Production requests dated 6/26/12 (Trial and Surveillance). **No responses have been provided.**

3. Plaintiff seeks an Order compelling responses to the aforementioned discovery, without objections, except those based on privilege. Florida Rule of Civil Procedure 1.380(a)(2) states that when a party fails to respond to discovery within the time limits prescribed by the Rules, and no timely protective order is sought, “inspection shall be permitted as requested”, such that all objections other than those based on privilege are waived. See, American Funding, Ltd. v. Hill, 402 So. 2d 1369, 1370 (Fla. 1st DCA 1981).

3. By written letter on August 8, 2012, Plaintiff attempted to meet and confer of the issues raised by this motion. As of the filing of the motion, no response from Defendants was received.

6. This motion is based on the pleadings and papers filed in this action, and on any oral and documentary evidence that may be presented at the hearing on the motion.

**WHEREFORE** the Plaintiff prays for an Order compelling responses to written discovery.

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by email to [opposing\\_counsel@example.com](mailto:opposing_counsel@example.com) Opposing Counsel, 123 Main Street, Any City, Florida.

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