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# Global Aerospace Inc., Order on Defendants' Fourth Motion for Order Compelling Discovery against Plaintiff Global Aerospace Inc.

Elizabeth E. Long  
*Fulton County Superior Court*

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IN THE SUPERIOR COURT OF FULTON COUNTY  
STATE OF GEORGIA



GLOBAL AEROSPACE, INC., )  
 )  
 Plaintiff, )  
 )  
 v. )  
 )  
 LIMA DELTA COMPANY, et al. )  
 )  
 Defendants. )

Civil Action File No.  
2012CV214772

**COPY**

**ORDER ON DEFENDANTS' FOURTH MOTION FOR ORDER COMPELLING  
DISCOVERY AGAINST PLAINTIFF GLOBAL AEROSPACE, INC.**

This Court having considered Defendants' Fourth Motion for Order Compelling Discovery Against Plaintiff Global Aerospace, Inc. and Global Aerospace's Response thereto finds as follows:

Defendants complain that Global produced the 2010 version (Version 12) of its Underwriting Procedures U.S. General Aviation, but not failed to produce the 2012 version. The insurance policy at issue here was issued in July of 2011 when the 2010 Procedures were still in place. Regardless, Version 13 issued in August 2011 was also produced. Therefore, this issue is moot.

Defendants complain that Global's Underwriting Rating and Guidelines was produced but that Global violated the Court's Order dated February 23, 2015 by redacting more than just pricing information. The issue of the Rating Guidelines was first raised in September of 2014 in Defendants' Emergency Second Motion to Compel, at which time the parties were instructed to meet and confer about how best to protect confidential business information contained in the

Ratings Guidelines. In February, Global was ordered to produce a redacted version of the Ratings Guidelines, and the redacted Ratings Guidelines were produced February 25, 2015. Yet, in support of this Motion over three months later, there is no evidence that Defendants sought a detailed explanation of the alleged over-redactions from Global. Defendants deposed eight Global 30(b)(6) representatives following the production of the redacted document and could have asked them about the redacted information. For example, in the Affidavit of Marilena Sharpell dated June 3, 2015, filed in support of its opposition to this Motion, Global offered a detailed explanation of the redactions. The conduct of Defendants falls short of the requirements of Uniform Sup. Ct. R. 6.4 which requires parties to meet and confer in good faith to resolve discovery issues. As such, the Motion is **DENIED**.

SO ORDERED this 4<sup>th</sup> day of June, 2015.

  
ELIZABETH E. LONG, SENIOR JUDGE  
Superior Court of Fulton County  
Atlanta Judicial Circuit

**Copies to:**

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