

FEDERAL MINE SAFETY AND HEALTH REVIEW COMMISSION

OFFICE OF THE CHIEF ADMINISTRATIVE LAW JUDGE
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February 21, 2023

In the Matter of

LEACHCO, INC.,

CPSC Docket No. 22-1

Respondent.

ORDER SCHEDULING CONFERENCE

Complaint Counsel moved to compel production and impose sanctions on Respondent for failure to adequately respond to requests for production and admission in accordance with this Court's orders. *See* Compl. Counsel's Mot. to Compel & Mot. for Sanctions for Violation of the Court's Dec. 16, 2022 & Dec. 27, 2022 Orders (Feb. 6, 2023). Respondent opposed the motion, claiming that it has not withheld nonprivileged, responsive documents, that it responded adequately to all requests, and that it would provide a privilege log immediately. Leachco, Inc.'s Opp'n to Compl. Counsel's Mot. to Compel & Mot. for Sanctions for Violating the Court's Dec. 16, 2022, & Dec. 27, 2022 Orders, at 15 (Feb. 16, 2023).

This Court could not rule properly on the adequacy of Respondent's production without reviewing an acceptable privilege log, and it ordered production of such log by February 21, 2023. Order Deferring Ruling on Compl. Counsel's Mot. to Compel Disc. & for Sanctions and Ordering Produc. of Privilege Log, at 1–2 (Feb. 17, 2023). Respondent provided its privilege log to the parties and this Court, along with a notice of service, which aimed to clarify the dispute and requested a conference. *See* Leachco, Inc.'s Notice of Serv. of Privilege Log & Resp. to Judge Young's Feb. 17, 2023 Order (Feb. 21, 2023).

A conference shall be held as follows:

Date: Friday, February 24, 2023

Time: 10:00 a.m. Eastern Time

Means: Zoom [link provided to those listed in Distribution]

I direct that notice of the conference be posted on the docket.



Michael G. Young
Administrative Law Judge

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