

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF FLORIDA
GAINESVILLE DIVISION**

)	
KEVIN FOLTA, Ph.D.,)	
Plaintiff,)	
v.)	Case No.: 1:17-cv-00246-MW-GRJ
)	
THE NEW YORK TIMES)	
COMPANY)	
and ERIC LIPTON,)	
Defendants.)	

FOURTH JOINT STATUS REPORT

Plaintiff Kevin Folta, Ph.D., and Defendants The New York Times Company and Eric Lipton, file this Fourth Joint Status Report pursuant to the Court’s Initial Scheduling Order (Doc. # 23 at p. 2) and state as follows:

1. Paragraph 1(b) of the Court’s Initial Scheduling Order requires the parties to file a joint status report every 30 days stating what discovery requests each party has made and the status of the response to each request. This report reflects discovery developments since the filing of Third Joint status Report.

2. On January 15, 2018, Defendant Eric Lipton produced 45 pages of documents and 3 audio files in response to Plaintiff’s November 8, 2017 discovery requests.

3. On January 22, 2018, Third-Party Gary Ruskin of U.S. Right to Know, produced 14,076 pages of documents in response to Plaintiff’s subpoena.

4. On January 26, 2018, Defendant Eric Lipton produced 10,163 pages of documents in response to Plaintiff's November 8, 2017 discovery requests.

5. On January 29, 2018, Defendant Eric Lipton produced 482 pages of documents in response to Plaintiffs' November 8, 2017 discovery requests.

6. On January 31, 2018, the parties obtained the deposition of Gary Ruskin of US Right to Know in San Francisco, California.

7. After the conclusion of Mr. Ruskin's deposition, Plaintiff requested and was granted an extension to respond to Defendant Eric Lipton's First Set of Interrogatories. Plaintiff's response is now due on February 8, 2018.

8. Additionally, on January 31, 2018, Plaintiff sought the availability of Defendant Lipton to appear for deposition in the coming months. Counsel for Defendants is gathering available dates.

9. On February 6, 2018, Defendants served Plaintiff with nine Notices of Intent to Issue Subpoenas on the following: the Biotechnology Innovation Organization, The Council for Biotechnology Information, Genetic Literacy Project, Syngenta, Dow Chemical Company, Dow AgroSciences, Bayer, GMOAnswers.com, and J.R. Simplot Company. The return date for the subpoenas is February 27, 2018.

10. Defendants are currently coordinating with counsel for the University of Florida and counsel for the University of Florida Foundation to obtain complete responses to subpoenas for records from the same.

11. The parties are working on a confidentiality agreement for use in this case.

Dated: February 7, 2018

Respectfully submitted,

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