

NORTH CAROLINA
_____ COUNTY

IN THE GENERAL COURT OF JUSTICE
DISTRICT COURT DIVISION
____-CVD-____

_____,
Plaintiff,
v.
_____,
Defendant.

**MOTION FOR
PROTECTIVE ORDER**

Defendant, pursuant to Rule 26 of the North Carolina Rules of Civil Procedure, moves that the Court enter a protective order providing that the discovery not be had with regard to document request number 7, appended to Plaintiff's Notice to Take Deposition of _____. In support of his motion, Defendant shows the Court as follows:

1. _____ has been designated by Defendant as a testifying expert with regard to the valuation of _____, and other related issues in this equitable distribution matter.
2. Item number 7 of the document "Request for Deposition" asks _____ to produce "complete copies of any and all valuation reports or opinions of value rendered by you in the last five (5) years for any company or business that has been in existence less than five years and has completed acquisitions of other businesses or companies that are utilized as comparable transactions (whether in your work in this matter or in your work in prior matters)."
3. Good cause exists for the Court to enter a protective order, ordering that the discovery sought in document request number 7 not be had, on the grounds set forth in Rule 26(c) of the North Carolina Rules of Civil Procedure. Attached hereto as Exhibit 2 and incorporated herein by reference is an affidavit from _____ regarding the burdensome nature of this request. In addition, the discovery sought in document request number 7 is not relevant to the issues to be determined by the Court in this matter.

WHEREFORE, Defendant respectfully requests that the Court:

1. Enter an order providing that the discovery sought in document request number 7 of the "Notice to Take Deposition of _____" not be had; and
2. Grant unto Defendant such other and further relief as the Court deems just and proper.

This the ____ day of _____, 20__.

NC State Bar # _____
Attorney for Defendant

_____, North Carolina _____
Telephone: (____) ____ - ____