

UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF
FLORIDA, ORLANDO DIVISION

Mouhcine El Kourati v. Budget Rent A Car System, Inc.

El Kourati · No. 6:24-cv-2044-RBD-LHP · Decided February 12, 2026

SUMMARY

The United States District Court for the Middle District of Florida partially granted Defendant’s unopposed motion to compel discovery in an employment discrimination action. The Court ordered Plaintiff to produce specified documents and complete responses to Defendant’s Second Request for Production within fourteen days, deemed objections waived, declined to award attorneys’ fees, and warned that noncompliance could result in further sanctions.

CASE DETAILS

COURT	United States District Court for the Middle District of Florida, Orlando Division
WRITING FOR THE COURT	Leslie Hoffman Price
JURISDICTION	United States District Court for the Middle District of Florida, Orlando Division
DECIDED	February 12, 2026
DOCKET	6:24-cv-2044-RBD-LHP
DISPOSITION	other
PROCEDURAL POSTURE	Defendant moved to compel discovery responses and production after Plaintiff failed to produce documents and failed to respond to a second request for production. The motion was deemed unopposed because Plaintiff did not timely file an opposition.
STANDARD OF REVIEW	The court reviewed the unopposed motion to compel and the attached discovery requests. The court applied the Federal Rules of Civil Procedure and the applicable standing discovery order.
PRECEDENTIAL VALUE	unpublished district court order
PARTIES	Mouhcine El Kourati v. Budget Rent A Car System, Inc.

TOPICS

- discovery dispute
- civil procedure
- employment discrimination
- civil rights

PRACTICE AREAS

civil procedure

employment law

employment discrimination

civil rights

QUESTIONS PRESENTED

1. Whether Defendant's motion to compel should be granted when Plaintiff failed to produce documents responsive to specified requests and failed to respond to a second request for production.
2. Whether Plaintiff waived objections to the discovery requests by failing to timely respond to the motion to compel.
3. Whether Defendant was entitled to attorneys' fees or sanctions associated with filing the motion to compel.

HOLDINGS

1. The motion to compel was well-taken in part, and Plaintiff was ordered to produce documents responsive to Requests 6, 7, 14, 16, and 17 of Defendant's First Request for Production and to provide complete responses and documents responsive to Defendant's Second Request for Production.
2. Plaintiff waived all objections to the discovery at issue by failing to timely respond to the motion to compel.
3. The court declined to award attorneys' fees or sanctions in this instance and denied the motion in all other respects.

KEY QUOTATIONS

"All objections to the discovery at issue have been waived by the failure to timely respond to the motion to compel." (Order paragraph 3)

"Within fourteen (14) days of the date of this Order, Plaintiff shall serve on Defendant:" (Order paragraph 2)

FACTUAL BACKGROUND

During Defendant's deposition of Plaintiff, Plaintiff admitted that he possessed documents responsive to Requests 6, 7, 14, 16, and 17 of Defendant's First Request for Production but had not produced them. Plaintiff also failed to respond to Defendant's Second Request for Production. Defendant attempted to confer with Plaintiff before filing the motion, but Plaintiff did not respond and did not oppose the motion.

PROCEDURAL HISTORY

Plaintiff filed this employment discrimination action in Florida state court on July 31, 2024. Defendant removed it to the Middle District of Florida on November 8, 2024. After discovery opened and closed, Defendant filed a short-form motion to compel. The court granted the motion in part, denied the request for attorneys' fees and sanctions, and ordered Plaintiff to provide specified discovery within fourteen days.

DISPOSITION

other

CASES CITED

- Weaver v. Green Sols. of Fla. LLC, No. 6:23-cv-2059-CEM-LHP, 2024 WL 4275221, at *1 (M.D. Fla. Sept. 24, 2024)
- Westchester Surplus Lines Ins. Co. v. Paramount Disaster Recovery, LLC, No. 6:18-cv-1738-Orl-37DCI, 2019 WL 5294804, at *1 (M.D. Fla. Apr. 19, 2019)
- Bercini v. City of Orlando, No. 6:15-cv-1921-Orl-41TBS, 2016 WL 11448993, at *2 (M.D. Fla. Sept. 28, 2016)
- Daisy, Inc. v. Pollo Operations, Inc., No. 2:14-cv-564-FtM-38CM, 2015 WL 2342951, at *1 (M.D. Fla. May 14, 2015)
- Moon v. Newsome, 863 F.2d 835, 837 (11th Cir. 1989), cert. denied, 493 U.S. 863 (1989)
- Jackson v. Geometrica, Inc., No. 3:04-cv-640-J-20HTS, 2006 WL 213860, at *1 (M.D. Fla. Jan. 27, 2006)

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