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8		ES DISTRICT COURT
9 10	CENTRAL DISTR	RICT OF CALIFORNIA
11	DERRICK HOWARD, )	Case No. CV 12-01068 DDP (JCx)
12	Plaintiff, )	ORDER GRANTING PLAINTIFF'S (1)
13	v. )	RENEWED MOTION TO AMEND SCHEDULING ORDER MOTION TO EXTEND
14	, FARMERS INSURANCE COMPANY, ) INC.; MID-CENTURY INSURANCE )	TIME FOR TAKING DISCOVERY; (2) MOTION TO DEEM DENIED DEFENDANTS REQUEST FOR ADMISSIONS, SET ONE
15	COMPANY; et al.,	DENIED; (3) MOTION FOR ENLARGEMENT OF TIME TO FILE A
16	Defendants. )	RESPONSE TO DEFENDANT'S MOTION FOR SUMMARY JUDGMENT; AND DENYING
17	)	PLAINTIFF'S (4) MOTION FOR LEAVE TO SUPPLEMENT AND OR AMEND
18 19	) )	PLAINTIFF INITIAL RESPONSE TO DEFENDANTS MOTION FOR AN ORDER DEEMING PLAINTIFF DERRICK HOWARD
20	)	A VEXATIOUS LITIGANT
21	)	[Dkt. Nos. 126, 127, 129, 130, and also 106, 111, 120]
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25	Presently before the Court	are several of Plaintiff's motions:
26	(1) Renewed Motion to Amend Scheduling Order Motion to Extend Time	
27	for Taking Discovery (Dkt. No.	126); (2) Motion to Deem Denied
28	Defendants Request for Admissio	ons, Set One Denied (Dkt. No. 127);

(3) Motion for Enlargement of Time to File a Response to 1 2 Defendant's Motion for Summary Judgment (Dkt. No. 129); (4) Motion for Leave to Supplement and or Amend Plaintiff Initial Response to 3 Defendants Motion for an Order Deeming Plaintiff Derrick Howard a 4 5 Vexatious Litigant (Dkt. No. 130). Having considered the submissions of the parties, the Court adopts the following order. 6 7 Renewed Motion to Amend Scheduling Order Motion to Extend Time I. for Taking Discovery 8 Good cause being shown and taking in due consideration 9 Plaintiff's incarcerated status, the Court extends the time for 10 taking discovery sixty (60) more days from the date of this order, 11 thus GRANTING in part Plaintiff's Renewed Motion to Amend 12 Scheduling Order Motion for Extending Time to Take Discovery. 13 (Dkt. No. 126.) This order also resolves Plaintiff's prior motions 14 to extend discovery, which are hereby VACATED as moot. (Dkt. Nos. 15 106, 111.) No further continuances shall be granted. 16 Motion to Deem Denied Defendants Request for Admissions, Set II. 17 One Denied 18 The Court GRANTS Plaintiff's Motion to Deem Denied Defendants Request for Admissions, Set One Denied. (Dkt. No. 127.) 19 20 III. Motion for Enlargement of Time to File a Response to Defendant's Motion for Summary Judgment 21 22 Because the Court has re-opened discovery for sixty (60) days and allowed Plaintiff to deny Defendants' Request for Admissions, 23 24 Set One after Defendants filed a Motion for Summary Judgment, the Court hereby VACATES Defendants' motion (Dkt. No. 120) and GRANTS 25 Defendants seventy (70) days leave to amend and re-file the motion. 26 27 The Court GRANTS Plaintiff one hundred and twenty (120) days 28 from the date of any new Motion for Summary Judgment to respond to

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1 that Motion. (Dkt. No. 129). No further continuances shall be 2 granted.

In addition, ATTACHMENT A, regarding a Motion for SummaryJudgment is attached to this Order.

IV. Motion for Leave to Supplement and or Amend Plaintiff Initial Response to Defendants Motion for an Order Deeming Plaintiff Derrick Howard a Vexatious Litigant

Because the papers before the Court are sufficient to make a decision regarding Defendants' Motion for an Order Deeming Plaintiff Derrick Howard a Vexatious Litigant, the Court DENIES Plaintiff's Motion for Leave to Supplement and or Amend Plaintiff Initial Response to Defendants Motion for an Order Deeming Plaintiff Derrick Howard a Vexatious Litigant. (Dkt. No. 130). IT IS SO ORDERED. Dated: September 14, 2015 DEAN D. PREGERSON United States District Judge 

1	ATTACHMENT A
2	NOTICE WARNING
3	This Notice is Required to be Given to You by the Court
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5	The <b>[plaintiff/defendant]</b> has made a motion for summary
6	judgment by which it seeks to have judgment entered in its favor.
7	A motion for summary judgment under Rule 56 of the Federal Rules of
8	Civil Procedure will, if granted, end this case.
9	Rule 56 tells you what you must do in order to oppose a motion
10	for summary judgment. Generally, summary judgment must be granted
11	when there is no genuine issue of material fact that is, if
12	there is no real dispute about any fact that would affect the
13	result of your case, the party who asked for summary judgment is
14	entitled to judgment as a matter of law, which will end your case.
15	When a party that is suing you makes a motion for summary judgment
16	that is properly supported by declarations (or other sworn
17	testimony), you cannot simply reply on what your [answer to the
18	complaint or complaint] says. Instead, you must set out specific
19	facts in declarations, depositions, answers to interrogatories, or
20	authenticated documents, as provided in Rule 56(e), that contradict
21	the facts shown in the [plaintiff/defendant]'s declarations and
22	documents and show that there is a genuine issue of material fact
23	for trial. If you do not submit your own evidence in opposition,
24	summary judgment, if appropriate, may be entered against you. If
25	summary judgment is granted, you will lose this case and there will
26	be no trial.

27 Local Rule 7.14 of the District Court also requires, in28 addition, that you include as a part of your opposition to a motion

1	for summary judgment a "Statement of Genuine Issues of Material
2	Fact." In the Statement, you must list all material facts as to
3	which there is a genuine issue that should be decided at trial. If
4	you do not list a fact in your Statement, and the fact is supported
5	by the <b>[plaintiff/defendant]</b> 's evidence, the Court may assume that
6	the fact has been admitted to be true and grant summary judgment
7	against you.
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