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7 UNITED STATES DISTRICT COURT
8 EASTERN DISTRICT OF CALIFORNIA

9	ISSA ZACHARIA,)	CASE NO. 1:06-cv-00892 AWI SMS
10)	
11	Plaintiff,)	
12	v.)	ORDER RE: REQUEST FOR NON-
13)	APPEARANCE AT PLAINTIFF'S MOTION
14	CITY OF MADERA, COUNTY OF)	TO COMPEL DISCOVERY SCHEDULED
15	MADERA, COMMANDER STEVE)	FOR OCTOBER 16, 2009
16	FRAZIER, DISTRICT ATTORNEY ERNIE)	
17	LICALSI, FORMER CHIEF JERRY D.)	
18	NOBLETT, DEPARTMENT OF JUSTICE)	
19	FIREARMS DIVISION, SPECIAL AGENT)	
20	IGNATIUS H. CHINN, SA MARSH, SA M.)	Complaint Filed: 7/13/2006
21	BAULYLEY, SGT. M. WELLS, OFF. R.)	Trial Date: TBA
22	HEIL, OFF. M. KATZ, and DOES I through)	
23	XX, inclusive,)	
24)	
25	Defendants.)	
26	_____)	

20 TO THE COURT, ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

21 Now pending before this Court is a Motion to Compel Responses From Defendant Chinn
22 for the "Request for Production of Documents" for hearing on said motion scheduled for October
23 16, 2009 at 9:30 a.m. in Courtroom 7 before the Honorable Magistrate Judge Sandra . Snyder.

24 Having reviewed the moving papers, Defendants County of Madera and Ernie LiCalsi are
25 not parties to the pending motion and, respectfully, request that their appearance at the October 16,
26 2009 hearing on Plaintiff's Motion to Compel be excused.

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In the event that this Court deems the presence of Defendants County of Madera and Ernie LiCalsi necessary, it is respectfully requested that counsel for these Defendants, James D. Weakley, be permitted to appear telephonically.

Dated: September 11, 2009 WEAKLEY, ARENDT & McGUIRE, LLP

By: /s/ James D. Weakley
James D. Weakley
Attorney for Defendants,
County of Madera and Ernie LiCalsi

ORDER

The Defendants County of Madera and Ernie LiCalsi are excused from appearing at the October 16, 2009 hearing on Plaintiff's Motion to Compel documents from Defendant Ignatius Chinn.

IT IS SO ORDERED.

Dated: September 15, 2009 /s/ Sandra M. Snyder
UNITED STATES MAGISTRATE JUDGE