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6 **UNITED STATES DISTRICT COURT**
78 EASTERN DISTRICT OF CALIFORNIA
910 EDWARD DEMERSON, CASE NO. 1:08-cv-00144-LJO-SKO PC
11 v. Plaintiff, ORDER GRANTING DEFENDANTS'
12 JEANNE S. WOODFORD, et al., REQUEST FOR LEAVE TO DEPOSE
13 Defendants. PLAINTIFF BY VIDEO-CONFERENCE
14

15 Plaintiff Edward Demerson, a state prisoner proceeding pro se and in forma pauperis, filed
16 this civil rights action pursuant to 42 U.S.C. § 1983 on January 29, 2008, and a scheduling order was
17 issued on December 21, 2011. This action is currently in the discovery phase, and on April 25, 2012,
18 Defendants filed a request seeking leave to depose Plaintiff by video-conference. Fed. R. Civ. P.
19 30(b)(4). Plaintiff filed an opposition on May 7, 2012.¹20 Plaintiff's opposition to the request is based on several misconceptions. A deposition by
21 video-conference simply means that Defendants will conduct it from a remote location via video-
22 conferencing equipment. The taking of the deposition itself entails nothing different or additional,
23 and Plaintiff is not at a disadvantage, as he asserts. Plaintiff has the same right to request to review
24 the deposition transcript and make corrections as he would with an in-person deposition, Fed. R. Civ.
25 P. 30(e)(1), and in neither instance is Plaintiff entitled to a free copy of the transcript, Fed. R. Civ.
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27 ¹ A reply is unnecessary in this instance and therefore, the Court issues its ruling without awaiting further
28 response from Defendants. Local Rule 230(l).

1 P. 30(f)(3).¹

2 Defendants may seek leave to depose Plaintiff by remote means and they have done so here.
3 Fed. R. Civ. P. 30(b)(4). Although Defendants are not required to show good cause under the rule,
4 the conservation of government resources is good cause under the circumstances and Defendants'
5 motion is HEREBY GRANTED. Id.

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7 IT IS SO ORDERED.

8 **Dated: May 10, 2012**

9 /s/ Sheila K. Oberto
10 UNITED STATES MAGISTRATE JUDGE
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28 ¹ A request to review the transcript *must* be made before the completion of the deposition, and Plaintiff has
thirty days after being notified the transcript is available within which to review it. Fed. R. Civ. P. 30(e)(1).