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4 IN THE UNITED STATES DISTRICT COURT  
5  
6 FOR THE EASTERN DISTRICT OF CALIFORNIA  
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8 SHAULTON J. MITCHELL,

No. C 08-00577 WHA (PR)

9 Plaintiff,

**ORDER ADDRESSING PENDING  
MOTIONS**

10 v.

11 R. VALDIVIA, J. GARCIA, R. MCCOY,  
12 E. SALINAS, JOHN DOE,

13 Defendants.  
14 \_\_\_\_\_/

15 Before the court are plaintiff's pending motions, including a motion entitled, "Motion for  
16 a 30 Day Extension," and a request to have defendants' counsel "correct error."

17 In plaintiff's motion for an extension of time, he requests the Court to grant him thirty  
18 days to file an "opposing motion" to defendant's answer to the complaint and demand for jury  
19 trial. Plaintiff's motion is DENIED as unnecessary because he need not respond to defendants'  
20 answer to the complaint and demand for jury trial.

21 In plaintiff's request to have defendants' counsel "correct error," plaintiff makes a  
22 reference to a mistake in an "interrogation form" that was sent to him by defendants. Plaintiff  
23 states that "defendants' attorney needs to correct such error so that [he] can answer all  
24 questions/interrogation forms." (Pl.'s Feb. 16, 2010 Mot. at 1.) The court construes plaintiff's  
25 motion as one dealing with discovery, i.e., answering interrogatories. Only when the parties  
26 have a discovery dispute that they cannot resolve among themselves should they ask the Court  
27 to intervene in the discovery process. The Court does not have time or resources to oversee all  
28 discovery and therefore requires that the parties present to it only their very specific

1 disagreements. Therefore, the Court DENIES the present discovery motion relating to  
2 plaintiff's request to have defendants' counsel correct an alleged error in the interrogatories.  
3 Instead, the Court includes the following instructions relating to answering interrogatories:

4           The party answering interrogatories must respond to interrogatories within  
5 thirty days. A responding party can either answer the question or object to the  
6 question, or both. If a party needs more than thirty days to respond, it can ask the  
7 other party to agree to give him or her more than the thirty days provided for  
8 under Rule 33(b) of the Federal Rules of Civil Procedure. Often parties will  
9 agree to a reasonable extension of time. If the party that served the  
10 interrogatories will not agree to give the answering party more time, then the  
11 party needs to file a motion with the court requesting additional time. Each  
12 interrogatory must be answered separately and fully in writing under oath, unless  
13 it is objected to. Any objections also must be stated in writing, and must include  
14 the reasons for the objection. If a party objects to only part of a question, he or  
15 she must answer the rest of the question.

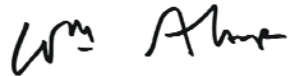
### 16 CONCLUSION

17 Accordingly, the court orders as follows:

- 18 1. Plaintiff's "Motion for a 30 Day Extension" (docket no. 23) is DENIED as  
19 unnecessary.
- 20 2. Plaintiff's request to have defendants' counsel "correct error" (docket no. 24) is  
21 DENIED.
- 22 3. This Order terminates Docket nos. 23 and 24.

23 **IT IS SO ORDERED.**

24 Dated: September 22, 2010

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27 WILLIAM ALSUP  
28 UNITED STATES DISTRICT JUDGE