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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

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RICHARD E. WILMSHURST,

Plaintiff,

v.

NO. CIV. 1:08-00858 WBS SMS

AMENDED ORDER TO SHOW CAUSE
RE: CIVIL CONTEMPT

THE CITY OF ANGELS CAMP,
CHRIS COMFORT, individually and
as employee of the City of
Angels Camp, and TONY TACHEIRA,
individually and as the Chief of
Police of the City of Angels
Camp,

Defendants.

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The Court, having been notified by the courtroom deputy that the plaintiff, Richard E. Wilmshurst is recovering from a stroke and requests that the Order to Show Cause be set at a later time on October 20, 2011, hereby modifies its previous order filed September 27, 2011 as follows: After considering the Magistrate Judge's Findings and Recommendations (Docket No. 95), plaintiff's opposition thereto (Docket No. 96), and the events

1 leading to the Magistrate Judge's recommendation, the court
2 hereby adopts the Findings and Recommendations in full.

3 IT IS THEREFORE ORDERED that plaintiff, Richard E.
4 Wilmshurst, appear on October 20, 2011, at **11:00 a.m.** in
5 Courtroom No. 4 of the Robert E. Coyle United States Courthouse,
6 2500 Tulare Street, Fresno, California, and show cause why he
7 should not be held in civil contempt for failure to comply with
8 the court's order that he appear for a deposition on July 8, 2011
9 (Docket No. 89). Plaintiff is advised that failure to appear at
10 the time and place designated in this Order may result in his
11 being adjudged in contempt. Counsel for defendants is advised to
12 be prepared to take plaintiff's deposition at the courthouse
13 immediately following the hearing if so ordered.

14 DATED: October 4, 2011

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16 WILLIAM B. SHUBB
17 UNITED STATES DISTRICT JUDGE
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