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9 **UNITED STATES DISTRICT COURT**
10 **EASTERN DISTRICT OF CALIFORNIA**
11 **FRESNO DIVISION**

12 GERALD CARLIN, JOHN RAHM, PAUL
13 ROZWADOWSKI and DIANA WOLFE,
individually and on behalf of themselves and
14 all others similarly situated,

15 Plaintiffs,

16 v.

17 DAIRYAMERICA, INC., and
18 CALIFORNIA DAIRIES, INC.,

Defendants.

Case No. 1:09 CV 00430-AWI (EPG)

CLASS ACTION

**STIPULATION ORDER REGARDING
DEFENDANT CALIFORNIA DAIRIES,
INC. PRODUCING DOCUMENTS AND
RESPONDING TO PLAINTIFFS'
WRITTEN DISCOVERY**

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1 WHEREAS, in advance of the June 30, 2017 deadline for written discovery, Plaintiffs
2 served requests for production and interrogatories on Defendant California Dairies, Inc. (“CDI”)
3 on January 6, 2017.

4 WHEREAS, CDI served its written responses to Plaintiffs' requests for production and
5 interrogatories on March 9, 2017, and began producing responsive documents on July 14, 2017.

6 WHEREAS, on July 19, 2017, Plaintiffs filed a motion to compel Defendant CDI to
7 respond to written discovery (ECF No. 443-6), and CDI filed an opposition to the same (ECF
8 No. 442).

9 WHEREAS, on July 26, 2017 the Court held oral argument (ECF No. 447, 451) and took
10 the matter under advisement.

11 WHEREAS, on August 22, 2017, the Court granted in part and denied in part Plaintiffs’
12 motion to compel CDI to respond to written discovery and instructed the parties to meet and
13 confer regarding the timing of production and submit a stipulation and proposed order regarding
14 a deadline for completing production (the “Order”) (ECF No. 472).

15 WHEREAS, the parties have met and conferred and agreed to a production schedule.

16 IT IS STIPULATED, subject to Court approval, that CDI will produce electronic
17 documents on a rolling basis to be completed within 45 days on October 13, 2017. The first
18 good-faith production will occur no later than September 19, 2017. CDI’s production of
19 hardcopy documents will be completed within 90 days, on November 27, 2017.

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1 DATED: August 29, 2017

Respectfully submitted,

2 **BERMAN TABACCO**

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4 By: /s/ A. Chowning Poppler
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Dated: August 29, 2017

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ORDER

Pursuant to the parties' stipulation, CDI will produce electronic documents on a rolling basis to be completed within 45 days on October 13, 2017. The first production will occur no later than September 19, 2017. CDI's production of hardcopy documents will be completed within 90 days, on November 27, 2017.

IT IS SO ORDERED.

Dated: August 30, 2017

/s/ Eric P. Groj
UNITED STATES MAGISTRATE JUDGE