1 2 3 4 5 6 7 8 UNITED STATES DISTRICT COURT 9 EASTERN DISTRICT OF CALIFORNIA 10 11 GERALD CARLIN, JOHN RAHM, PAUL Case No. 1:09-cv-00430-AWI-EPG ROZWADOWSKI and DIANA WOLFE. 12 individually and on behalf of themselves and all ORDER FOLLOWING DISCOVERY others similarly situated, DISPUTE CONFERENCE 13 Plaintiffs, v. ORDER GRANTING MOTION TO 14 COMPEL DAIRYAMERICA, INC., and CALIFORNIA 15 (ECF No. 532) DAIRIES, INC. Defendants 16 17 18 On January 16, 2018, Plaintiffs Gerald Carlin, John Rahm, Paul Rozwadowski, and 19 Diana Wolfe ("Plaintiffs"), Defendant DairyAmerica, Inc. ("DairyAmerica"), and Defendant 20 California Dairies, Inc. ("California Dairies") (collectively, the "Parties") submitted objections 21 on the record to their respective opposing parties' proposed list of deponents. (ECF Nos. 527-22 29). Responses were filed on January 22, 2018. (ECF Nos. 534-35, 537.) 23 On January 18, 2018, Plaintiffs filed a Motion to Compel production of Navision 24 Database in Native Format. (ECF No. 532.) DairyAmerica filed a response in opposition to the 25 motion on January 22, 2018. (ECF No. 536.) 26 On January 26, 2018, the Court held discovery dispute conference and motion to compel 27 hearing. (ECF No. 539.) The Court issued specific rulings on the record, which are summarized 28 as follows:

1	1.	Plaintiff's motion to compel (ECF No. 532) is GRANTED with the following
2	parameters:	
3		a. The production shall be limited to records concerning Non-Fat Dairy Milk or
4		Skim Milk Powder from the date range of the class period, January 1, 2002
5		through April 30, 2007; and
6		b. The production need not include accounts payable or payroll records.
7	2.	DairyAmerica's objection to the deposition of Henry Heerlyn is moot based on
8	agreement among the parties;	
9	3.	California Dairies' objection to the number of depositions sought by Plaintiffs as
10	not proportional to the needs of the case is overruled;	
11	4.	California Dairies' objections to the depositions of Jim Gomes and Christine
12	Edwards are moot based on agreement among the parties;	
13	5.	California Dairies' objection to the deposition of Duane Matheron is overruled;
14	6.	California Dairies' objection to the deposition of Alma Moroni DeBruin is
15	overruled;	
16	7.	Plaintiffs' objection to the depositions of the named Plaintiffs is sustained, in part,
17	as follows: the depositions shall be limited to a time limit of four hours per named Plaintiff;	
18	8.	Plaintiffs' objection to the depositions of the former Third-Party Plaintiffs is
19	sustained.	
20	IT IS SO ORDERED.	
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22	Dated:	January 26, 2018 /s/ Encir P. Broig
23		UNITED STATES MAGISTRATE JUDGE
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