

1 ANNA Y. PARK, Regional Attorney
2 MICHAEL FARRELL, Supervisory Trial Attorney
3 ELIZABETH ESPARZA-CERVANTES, Senior Trial Attorney
4 U.S. EQUAL EMPLOYMENT
5 OPPORTUNITY COMMISSION
6 255 East Temple Street, 4th Floor
7 Los Angeles, CA 90012
8 Telephone: (213) 894-1068
9 Facsimile: (213) 894-1301
10 E-Mail: lado.legal@eeoc.gov

11 Attorneys for Petitioner
12 U.S. EQUAL EMPLOYMENT
13 OPPORTUNITY COMMISSION

14 **UNITED STATES DISTRICT COURT**
15 **EASTERN DISTRICT OF CALIFORNIA**

16 U.S. EQUAL EMPLOYMENT
17 OPPORTUNITY COMMISSION,

18 v.

19 Z FOODS, INC. dba ZORIA FARMS,
20 and RUSTIC CANYON FONTIS
21 PARTNERS and FRANCISCO
22 GUERRA

23 Respondents.

Case No.: 1:09-CV-02127 OWW-SMS

~~PROPOSED~~ ORDER RE:
APPLICATION FOR ORDER TO
SHOW CAUSE WHY SUBPOENA
SHOULD NOT BE ENFORCED

24
25 The Equal Employment Opportunity Commission has filed an Application
26 for an Order to Show Cause why a certain subpoena *ad testificum* should not be
27 enforced. Subpoena No. 09-064 was served on Respondents pursuant to
28 Section 710 of Title VII of the Civil Rights Act of 1964, as amended, 42 U.S.C.
§ 2000e-9 on or about April 3, 2009, respectively, in the investigation of Charge

FILED

DEC 22 2009

CLERK, U.S. DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA
BY _____
DEPUTY CLERK

U.S. Equal Employment Opportunity Commission v. Z Foods, Inc. et al

Doc. 8

1 Nos. 485-2008-00015, 485-2008-000670, 485-2008-00668, 485-2008-00671, 485-
2 2008-00667, 485-2008-00669, 485-2009-00044, 485-2009-00118, 485-2009-
3 00705, 485-2009-00164, 485-2009-00218, 485-2009-00252, 480-2009-03049, and
4 480-2009-03050. The Commission having duly served the subpoena upon
5 Respondents, and Respondents having failed to comply within the period
6 designated in the subpoena, it is hereby

7 ORDERED that Respondents appear on the 19th day of February
8 2010, at 9:30 A.M. in Courtroom # 17 (SMS), United States
9 Courthouse located at 2500 Tulare St., Fresno, CA 93721, and show cause why they
10 should not be compelled to comply with the subpoena issued to it; it is further

11 ORDERED that Respondents be served with a copy of this Order to Show
12 Cause, with the Application on which the Order is based and the Memorandum in
13 Support, on or before the 13th day of January, 2010;
14 and it is further

15 ORDERED that Respondents must file and serve each Respondent's answer
16 to the Application no later than the 4th day of February, 2010.

17
18 Date: 12/22/09 
19 UNITED STATES DISTRICT JUDGE
20 MAGISTRATE

21 Dated: December 7, 2009 Respectfully submitted,
22
23 EQUAL EMPLOYMENT OPPORTUNITY
24 COMMISSION
25 Anna Y. Park, Regional Attorney
26 Elizabeth Esparza-Cervantes, Trial Attorney
27
28 By: /s/ Elizabeth Esparza-Cervantes
ELIZABETH ESPARZA-CERVANTES
Attorneys for Petitioner U.S. Equal Employment
Opportunity Commission