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8 UNITED STATES DISTRICT COURT  
9 EASTERN DISTRICT OF CALIFORNIA, FRESNO DIVISION  
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11 FRESNO ROCK TACO, LLC, a  
California unlimited liability company,  
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Plaintiff,  
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v.  
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NATIONAL SURETY  
15 CORPORATION, a Fireman's Fund  
company; DOES 1-10, inclusive,  
16  
Defendants.  
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CASE NO. 1:11-CV-00845-LJO-BAM  
District Judge Lawrence J. O'Neill  
Magistrate Judge Barbara A. McAuliffe

**ORDER RE: DEPOSITION OF  
PAUL BINDER**

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19 On Wednesday, March 7, 2012, the Court held a discovery conference regarding the  
20 deposition of Paul Binder. After reviewing correspondence between the parties and  
21 hearing the oral argument of counsel for both parties, the Court orders as follows:

22 1. The deposition of Mr. Binder set for March 7, 2012, at 10:00 am is  
23 suspended, and a protective order granted, pursuant to Federal Rules of Civil Procedure  
24 26(c).

25 2. Mr. Binder shall appear for a deposition on Tuesday, March 27, 2012,  
26 starting at 10:00 am at Aiken Welch Court Reporter, 1 Kaiser Plaza, Oakland, California.

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1           3.       Counsel for National Surety Company shall serve notice on Mr. Binder of  
2 the new date, time, and location of the deposition.

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IT IS SO ORDERED.

Dated: March 7, 2012

/s/ Barbara A. McAuliffe  
UNITED STATES MAGISTRATE JUDGE