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

QUINCY SIMS,

Plaintiff,

v.

M. CABRERA,

Defendant.

Case No. 1:12-cv-01904-LJO-SKO (PC)

ORDER GRANTING DEFENDANT’S  
REQUEST FOR LEAVE TO DEPOSE  
PLAINTIFF BY VIDEOCONFERENCE AND  
EXTENDING DISCOVERY DEADLINE TO  
JANUARY 30, 2015

(Doc. 47)

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Plaintiff Quincy Sims (“Plaintiff”), a state prisoner proceeding pro se and in forma pauperis, filed this civil rights action pursuant to 42 U.S.C. § 1983 on November 21, 2012. This action for damages is proceeding against Defendant M. Cabrera (“Defendant”) for failing to protect Plaintiff from the threat of harm by gang members or affiliates while he was at Kern Valley State Prison, in violation of the Eighth Amendment of the United States Constitution.

A scheduling order was filed on May 13, 2014, and this action is currently in the discovery phase. On December 22, 2014, Defendant filed a motion seeking leave to depose Plaintiff by videoconference. Fed. R. Civ. P. 30(b)(4).

Good cause having been shown for the request to depose Plaintiff by videoconference, Defendant’s request is HEREBY GRANTED. Fed. R. Civ. P. 30(b)(4). Given the Court’s

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1 unavailability to consider the request until today, the discovery deadline is extended, *sua sponte*,  
2 from January 13, 2015, to January 30, 2015. Fed. R. Civ. P. 16(b)(4).

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4 IT IS SO ORDERED.

5 Dated: January 5, 2015

/s/ Sheila K. Oberto  
UNITED STATES MAGISTRATE JUDGE

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