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8	UNITED STATES I	DISTRICT COURT	
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11	STEVEN R. EDWARDS,	Case No. 1:13-cv-01013-SAB-PC	
12	Plaintiff,	ORDER DENYING PLAINTIFF'S REQUEST FOR PRODUCTION OF	
13	V.	VIDEO RECORDING	
14	A. DESFOSSES, et al.,		
15	Defendants.		
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17	Plaintiff filed a motion in limine seeking to compel Defendants to produce a video		
18	recording of the front entrance of the A-Yard Program Office at Pleasant Valley State Prison of		
19	July 17, 2012. (ECF No. 68.) Defendants opposed the motion on the grounds that the video		
20	does not exist, and that Plaintiff did not timely move to compel the production of the video		
21	recording before the close of discovery, which was April 10, 2015. (ECF No. 80 at 3.) O		
22	March 16, 2016, the Court issued its order regarding the parties' motions in limine but reserved		
23	its ruling of Plaintiff's motion to produce the video recording until the Court received a		
24	declaration regarding the existence of the video recording at issue. (ECF No. 97 at 4.)		

On March 24, 2016, Defendants filed with the Court the declaration of K. Geringer, the 25 Litigation Coordinator at Pleasant Valley State Prison. (ECF No. 111.) The declaration 26 establishes that K. Geringer researched the existence of video recordings of A-Yard at Pleasant 27 Valley State Prison and the A-Yard Program Office made on July 17, 2012. No video recordings 28

1	of A-Yard at Pleasant Valley State Prison and the A-Yard Program Office were made on July 17,
2	2012, because no video cameras captured images in those areas. (Geringer Decl. \P 2.)

Because a video recording of the A-Yard Program Office at Pleasant Valley State Prison
on July 17, 2012, does not exist, the Court cannot compel the production of it. Plaintiff's motion
for the production of the video recording of the A-Yard Program Office at Pleasant Valley State
Prison on July 17, 2012, is therefore DENIED.

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8	IT IS SO ORDERED.	SAR
9	Dated: March 24, 2016	UNITED STATES MAGISTRATE JUDGE
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