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8 UNITED STATES DISTRICT COURT  
9 EASTERN DISTRICT OF CALIFORNIA

10 GINA CARUSO,

11 Plaintiff,

12 v.

13 OFFICER G. SOLORIO, et al.,

14 Defendants.  
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Case No. 1:15-cv-00780-AWI-EPG (PC)

ORDER FOLLOWING HEARING

(ECF NOS. 121, 135, & 137)

16 Gina Caruso (“Plaintiff”) is a state prisoner proceeding *in forma pauperis* with this civil  
17 rights action filed pursuant to 42 U.S.C. § 1983. On March 29, 2019, the Court held a hearing  
18 on several motions in this case, including Plaintiff’s motion to strike references to contraband  
19 allegations (ECF No. 115), Plaintiff’s motion for contact visits (ECF Nos. 120 & 137),  
20 Plaintiff’s request regarding allegedly inappropriate redactions (ECF No. 121), the parties’  
21 request to extend the dispositive motion deadline (ECF No. 135), and Plaintiff’s supplemental  
22 motion to compel (ECF No. 137).

23 Counsel Jenny Huang telephonically appeared on behalf of Plaintiff. Counsel Derrek  
24 Lee telephonically appeared on behalf of Defendants.

25 For the reasons stated on the record at the hearing, IT IS ORDERED that:

- 26 1. Plaintiff’s supplemental motion to compel (ECF No. 137) is GRANTED as to the  
27 request to depose Lieutenant Villegas.  
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- 1 2. Plaintiff's supplemental motion to compel (ECF No. 137) is GRANTED as to the  
2 request for additional time to take the deposition of Dr. Romero.
- 3 3. Plaintiff's supplemental motion to compel (ECF No. 137) is GRANTED as to the  
4 request for additional time to take the deposition defendant Solorio. However, the  
5 Court declines to issue any sanctions related to deposition of defendant Solorio that  
6 was previously scheduled for March 21, 2019.
- 7 4. The deadline to complete the above-listed depositions is May 10, 2019. The parties  
8 shall meet and confer regarding dates for the depositions. No further deposition  
9 notices are required.
- 10 5. Each deposition shall last no longer than three hours.
- 11 6. The parties' request to extend the dispositive motion deadline (ECF 135) is  
12 GRANTED. The deadlines in this case are modified as follows:
  - 13 a. The expert disclosure deadline is June 21, 2019.
  - 14 b. The rebuttal expert disclosure deadline is July 26, 2019.
  - 15 c. The expert discovery cutoff is August 30, 2019.
  - 16 d. The dispositive motion filing deadline is November 15, 2019. Dispositive  
17 motions shall be noticed for hearing before District Judge Anthony W. Ishii.
  - 18 e. The Pretrial Conference is set for April 15, 2020, at 1:30 p.m., in Courtroom  
19 2, before District Judge Anthony W. Ishii.<sup>1</sup>
  - 20 f. Motion(s) for the attendance of incarcerated witnesses, if any, must be filed  
21 on or before February 14, 2020. Oppositions, if any, must be filed on or  
22 before March 16, 2020.
  - 23 g. If Plaintiff wishes to have the United States Marshals Service serve any  
24 unincarcerated witnesses who refuse to testify voluntarily, Plaintiff must  
25 submit the money orders to the Court no later than March 16, 2020. In order  
26 to ensure timely submission of the money orders, Plaintiff must notify the  
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28 <sup>1</sup> Counsel for the parties are required to appear in person for the Pretrial Conference.

1 Court of the names and locations of her witnesses no later than February 14,  
2 2020.

3 h. The parties are ordered to file a Joint Pretrial Statement pursuant to Local  
4 Rule 281(a)(2). The parties are further directed to submit a digital copy of  
5 their Pretrial Statement in Word format, directly to Senior District Judge  
6 Anthony W. Ishii's chambers by email at AWIorders@caed.uscourts.gov.  
7 Counsels' attention is directed to Rules 281 and 282 of the Local Rules for  
8 the Eastern District of California, as to the obligations of counsel in  
9 preparing for the Pretrial Conference. The Court will insist upon strict  
10 compliance with those rules. In addition to the matters set forth in the Local  
11 Rules, the Joint Pretrial Statement shall include a Joint Statement of the Case  
12 to be used by the Court to explain the nature of the case to the jury during  
13 voir dire.

14 i. The Trial will be held on June 16, 2020, at 8:30 a.m., before District Judge  
15 Anthony W. Ishii.

16 7. This schedule should be considered firm, in the absence of an amendment to the  
17 complaint or addition of parties.

18 8. As to Plaintiff's request regarding allegedly inappropriate redactions (ECF No.  
19 121), that request is DENIED. However, the Court is taking under submission  
20 Plaintiff's alternative argument that privilege has been waived. By April 5, 2019,  
21 Defendants shall submit a statement as to whether Lieutenant Jeffrey Watkins  
22 viewed any documents that Defendants withheld from Plaintiff as privileged, either  
23 by withholding the documents or redacting sections of the documents. If so,  
24 Defendants shall describe generally what documents Lieutenant Watkins viewed.

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9. The hearing on the remainder of the motions is continued to April 1, 2019, at 2:00 p.m.

IT IS SO ORDERED.

Dated: March 29, 2019

/s/ Eric P. Grogan  
UNITED STATES MAGISTRATE JUDGE