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UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

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TINA MA, an individual and  
successor in interest to  
JOSEPH MA,

Plaintiffs,

v.

CITY OF FRESNO; CHIEF OF  
POLICE JERRY DYER, in his  
individual and official  
capacities; OFFICER COLIN  
LEWIS, in his individual and  
official capacities; and DOES  
2 through 50, inclusive;

Defendants.

CIV. NO. 1:15-1426 WBS MJS  
ORDER RE: MOTION TO STRIKE

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Before the court is defendants' Motion to Strike All or  
Portions of Plaintiffs' Expert Testimony (Docket no. 22). As the  
witness has not yet testified, there is nothing to strike.  
Nevertheless, the court recognizes defendants' desire to address  
the admissibility of the testimony in advance of trial. However,  
the court finds that defendants' arguments and requested relief  
would be more appropriately addressed at or shortly before trial.

1 The court will welcome a discussion on the procedure for  
2 objections to expert testimony based upon Daubert v. Merrell Dow  
3 Pharmaceuticals, 509 U.S. 579 (1993), and related grounds at the  
4 Pretrial Conference scheduled for September 25, 2017.

5 IT IS THEREFORE ORDERED that defendants' Motion to  
6 Strike (Docket no. 22) be, and the same hereby is, DENIED WITHOUT  
7 PREJUDICE.

8 Dated: August 4, 2017

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10 WILLIAM B. SHUBB  
11 UNITED STATES DISTRICT JUDGE  
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