

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

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

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

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.

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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
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12 UNITED STATES DISTRICT JUDGE
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