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7 **UNITED STATES DISTRICT COURT**  
8 **EASTERN DISTRICT OF CALIFORNIA**  
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10 **SERGIO MORA,**

11 **Plaintiff,**

12 **v.**

13 **ZETA INTERACTIVE CORP., et al.,**

14 **Defendants.**

Case No. 1:16-cv-00198-DAD-SAB

**ORDER REQUIRING PARTIES TO MEET  
AND CONFER AND FILE EITHER A  
SUPPLEMENTAL JOINT STATEMENT OR  
A NOTICE OF WITHDRAWAL OF THE  
MOTION TO COMPEL**

**ORDER REQUIRING DEFENDANTS TO  
FILE A COPY OF THEIR PROPOSED  
PROTECTIVE ORDER**

(ECF Nos. 46, 49)

17 Plaintiff Sergio Mora filed this action on February 11, 2016. On January 17, 2017,  
18 Plaintiff filed a motion to compel discovery with a hearing on the motion set for February 8,  
19 2017. (ECF No. 46.) The parties filed a joint statement re discovery disagreement on January  
20 23, 2017. (ECF No. 49.)

21 Plaintiff contends that the parties met and conferred by telephone on December 15, 2016,  
22 but they were unable to reach a resolution on the matters in the instant dispute. Defendants  
23 respond that Defendants' counsel indicated during the meet and confer and follow-up email  
24 correspondence that Defendants are still investigating Plaintiff's claims and document requests.  
25 Defendants state that Plaintiff prematurely filed this motion without inquiring into the status of  
26 Defendants' investigation, which is ongoing.

27 Accordingly, the Court finds that it is in the interest of judicial economy for the parties to  
28 conduct another meet and confer on or before January 31, 2017. The parties shall conduct a

1 meaningful meet and confer either in person or by telephone regarding the issues in the instant  
2 motion to compel.

3 The parties shall file a supplemental joint statement detailing the renewed meet and  
4 confer efforts and any additional information for the motion, or file a notice of withdrawal of the  
5 motion to compel, on or before January 31, 2017.

6 In the January 23, 2017 joint statement re discovery disagreement, Defendants refer to  
7 Zeta's proposed protective order, but they did not attach it to the joint statement or otherwise  
8 provide it to the Court. If Plaintiff does not withdraw the motion to compel and Defendants  
9 request that the Court enter a protective order that is different from Plaintiff's proposed  
10 protective order, Defendants shall provide a copy of their proposed protective order on or before  
11 January 31, 2017.

12 Based on the foregoing, IT IS HEREBY ORDERED that:

- 13 1. The parties shall conduct a meaningful meet and confer in person or by telephone  
14 regarding the issues in the instant motion to compel on or before January 31,  
15 2017;
- 16 2. The parties shall file a supplemental joint statement detailing the parties' renewed  
17 meet and confer efforts and any additional information for the motion, or a notice  
18 of withdrawal of the motion to compel, on or before January 31, 2017; and
- 19 3. If Plaintiff does not withdraw the motion to compel and Defendants request a  
20 protective order that is different from Plaintiff's proposed protective order,  
21 Defendants shall file a copy of their proposed protective order on or before  
22 January 31, 2017.

23 IT IS SO ORDERED.

24 Dated: January 24, 2017

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27 UNITED STATES MAGISTRATE JUDGE  
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