

1
2
3
4
5
6 UNITED STATES DISTRICT COURT
7 FOR THE EASTERN DISTRICT OF CALIFORNIA
8

9 SHANNON WILLIAMS,

10 Plaintiff,

11 v.

12 OFFICER BAKER,

13 Defendant.
14

Case No. 1:16-cv-01540-DAD-JDP

ORDER REQUIRING DEFENDANT
BAKER TO SUBMIT VIDEO FILE

15 On July 3, 2018, defendant Baker moved for summary adjudication of plaintiff's
16 excessive force claim against him. ECF No. 45. In conjunction with his motion, defendant
17 filed the declaration of Brian Vandenoever, which included an exhibit. ECF No. 45-2. The
18 exhibit appears to be a photocopy of a DVD, entitled "October 13, 2014 Incident." *Id.* at 6.
19 Defendant's Certificate of Service by Mail for this filing states that the exhibit was "previously
20 provided." ECF No. 45-5. The court interprets this to mean that defendant provided the DVD
21 to plaintiff prior to the motion for summary adjudication. However, the clerk of court does not
22 appear to be in possession of the DVD.

23 Accordingly, the court orders defendant Baker to submit the video file "electronically in
24 one of the formats listed on the Electronic Evidence Submission page on the Court's Website
25 www.caed.uscourts.gov." Local Rule 138(l) ("Submissions must be made on either a Compact
26 Disk (CD), Digital Video Disk (DVD), or USB (Universal Serial Bus) Flash Drive."). If
27
28

feasible, the court also requests that defendant email a copy of the video file to
jdporders@caed.uscourts.gov so that defendant's motion may be adjudicated expeditiously.

IT IS SO ORDERED.

Dated: February 6, 2019


UNITED STATES MAGISTRATE JUDGE