



1 Currently before the Court is Defendants' second motion to modify discovery and  
2 scheduling order deadlines, filed June 25, 2020. (ECF No. 46.) Defendants state that they are  
3 still unable to timely schedule Plaintiff's deposition on prison grounds due to the ongoing  
4 COVID-19 outbreak. In particular, the California Department of Corrections and Rehabilitation  
5 has requested that the Office of the Attorney General temporarily refrain from scheduling prison  
6 depositions, in order to promote the public health goal of maintaining physical distance among  
7 inmates and staff. Defendants therefore request a further 90-day extension of the discovery and  
8 dispositive motion deadlines, to October 27, 2020, and December 28, 2020, respectively. (Id.)

9 Plaintiff has not yet had an opportunity to file a response, but the Court finds a response is  
10 unnecessary. The motion is deemed submitted. Local Rule 230(1).

11 Having considered the request, the Court finds good cause to grant the requested  
12 extensions of the discovery and dispositive motion deadlines. Fed. R. Civ. P. 16(b)(4).  
13 Defendants have worked diligently to meet the deadlines set by the Court for taking Plaintiff's  
14 deposition and filing dispositive motions, but those deadlines are no longer feasible due to the  
15 circumstances surrounding the COVID-19 outbreak. The Court finds that Plaintiff will not be  
16 prejudiced by the extensions granted here.

17 Accordingly, IT IS HEREBY ORDERED as follows:

- 18 1. Defendants' second motion to modify discovery and scheduling order deadlines, (ECF  
19 No. 46), is GRANTED;
- 20 2. The Discovery Deadline is extended from July 29, 2020 to **October 27, 2020**; and
- 21 3. The Dispositive Motion Deadline is extended from September 29, 2020 to **December**  
22 **28, 2020**.

23  
24 IT IS SO ORDERED.

25 Dated: June 26, 2020

26 /s/ Barbara A. McAuliffe  
27 UNITED STATES MAGISTRATE JUDGE  
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