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8 **UNITED STATES DISTRICT COURT**

9 EASTERN DISTRICT OF CALIFORNIA

10 RAYMUNDO VICENTE RUBIO,

11 Plaintiffs,

12 v.

13 CITY OF VISALIA, et al.,

14 Defendants.
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Case No. 1:21-cv-00286-SAB

ORDER REQUIRING PARTIES TO FILE A
STATUS REPORT

(ECF No. 57, 58, 60, 61)

DEADLINE: NOVEMBER 14, 2023

17 On October 31, 2023, Plaintiff filed an *ex parte* application to modify the scheduling
18 order to extend the deadlines for (1) non-expert discovery; (2) expert disclosure; and (3)
19 supplemental expert disclosure. (ECF No. 57). On October 31, 2023, the Court ordered that
20 Defendants file a response within seven days and, if Defendants filed an opposition, the Court
21 granted Plaintiff three days to file a reply. (ECF No. 58.)

22 On November 7, 2023, Defendants filed an opposition to Plaintiff's *ex parte* application
23 to modify the scheduling order. (ECF No. 60.) On November 9, 2023, Plaintiff filed a reply.
24 (ECF No. 61.) However, in his reply, Plaintiff's legal argument concluded with a note stating
25 "[a] phone call is set-up to potentially touch on these issues on this coming Monday." (*Id.* at 4.)
26 In light of Plaintiff's comment regarding the parties' planned telephonic meet and confer on
27 Monday, November 13, 2023 wherein the parties will "potentially touch on" Plaintiff's pending
28 *ex parte* application to modify the scheduling order, the Court orders that the parties file a status

1 report specifically addressing the outcome of the parties' November 13, 2023 phone call.

2 Accordingly, IT IS HEREBY ORDERED that the parties file a status report no later than
3 **November 14, 2023**, specifically addressing the outcome of the parties' November 13, 2023
4 phone call and whether any issues remain from Plaintiff's *ex parte* application to modify the
5 scheduling order that require an order from the Court.

6 IT IS SO ORDERED.
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8 Dated: **November 13, 2023**


UNITED STATES MAGISTRATE JUDGE