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IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

CHARLES T. DAVIS,

Plaintiff,

No. CIV S-05-1898 JAM EFB P

vs.

D.L. RUNNELS, et al.,

Defendants.

ORDER

\_\_\_\_\_ /

Plaintiff is a state prisoner proceeding without counsel in an action brought under 42 U.S.C. § 1983. In his December 23, 2011 motion, he argues defendants are violating this court’s discovery and scheduling order by noticing his deposition for January 9, 2012, after the December 2, 2011 deadline found in the scheduling order. Defendants oppose plaintiff’s motion. The court’s discovery and scheduling order requires that *written* discovery be served by December 2, 2011, and that all other discovery, including depositions, which are governed by Rule 30 of the Federal Rules of Civil Procedure, be completed by February 3, 2012. *See* Dckt. No. 39 at 4. Therefore, plaintiff’s motion to prevent defendants from deposing him on January 9, 2012 lacks merit, and will be denied.

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1           Accordingly, it is ORDERED that plaintiff's December 23, 2011 motion (Dckt. No. 47)  
2 is denied. Counsel for defendants shall provide a copy of this order to plaintiff at the deposition  
3 on January 9, 2012.

4 Dated: January 4, 2012.

  
5 EDMUND F. BRENNAN  
6 UNITED STATES MAGISTRATE JUDGE  
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