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

**DANIEL LAWRENCE SMITH,**  
Plaintiff,  
  
**v.**  
**HERNANDEZ, et al.,**  
Defendants.

Case No. 2:-07-cv-0837 WBS CMK P

**ORDER**

Upon examination of the moving documents and good cause appearing, the Court grants Defendants' Motion to Modify the Discovery and Scheduling Order, and orders as follows:

1. On proper notice, defendants may schedule plaintiff's deposition to be taken on or before October 16, 2009; As to all other discovery, the court's prior scheduling order remains in effect; and

2. All dispositive motions shall be filed on or before December 15, 2009.

IT IS SO ORDERED.

Dated: August 18, 2009

  
CRAIG M. KELLISON  
UNITED STATES MAGISTRATE JUDGE