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

11 UNITED STATES OF AMERICA,
 12 Plaintiff,
 13 v.
 14 SIERRA PACIFIC INDUSTRIES, et al.,
 15 Defendants.

CASE NO. 2:09-cv-02445-KJM-EFB

ORDER REGARDING MOTION BY THE
 UNITED STATES TO COMPEL
 DEPOSITION TESTIMONY AND
 PRODUCTION OF DOCUMENTS

Date: October 26, 2011
 Time: 10:00 a.m.
 Judge: Hon. Edmund F. Brennan
 Courtroom: 24, 8th Floor
 Trial Date: April 23, 2012

17 AND RELATED CROSS-ACTIONS.


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 19 This matter was before the Court on October 26, 2011, for hearing on the United States' Motion
 20 to Compel Deposition Testimony and Production of Documents against Defendants Sierra Pacific
 21 Industries ("SPI"), and W.M. Beaty and Associates, Inc. and the Landowners (collectively "Beaty").
 22 After considering the motions, the joint statement regarding the discovery dispute, the declarations and
 23 exhibits submitted by the parties, and oral argument, the Court hereby GRANTS the United States'
 24 motion in full. The Court orders as follows:

- 25 1. Defendants shall produce all documents responsive to the United States' Requests for
 26 Production No. 536 to SPI and No. 509 to Beaty, including any and all documents, photographs and
 27 data that Gary White and Walt Wruble generated, read, review, saw, used, or reflected upon during, as
 28 a result of, or in connection with their visits to and investigation of the alleged Moonlight Fire origin

1 area. All such documents shall be produced no later than November 2, 2011.

2 2. SPI will produce Gary White at deposition for an additional 3.5 hours to answer
3 questions related to Mr. White's investigation of the Moonlight Fire origin area, including any opinions
4 he may have formed as to the origin of the Moonlight Fire and the basis of those opinions. Walt
5 Wruble will be produced for an additional 7.0 hours of deposition and is ordered to answer all
6 questions related to his investigation of the Moonlight Fire origin area, including any opinions he may
7 have formed as to the origin of the Moonlight Fire and the basis of those opinions.

8 DATED: November 7, 2011.

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10 EDMUND F. BRENNAN
11 UNITED STATES MAGISTRATE JUDGE
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