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

ANI CHOPOURIAN,

Plaintiff,

No. 2:09-cv-02972-KJM-KJN

vs.

CATHOLIC HEALTHCARE WEST,  
et al.,

Defendants.

ORDER

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On June 29, 2011, at the request of the parties, Magistrate Judge Kendall J. Newman presided over in an informal discovery conference.<sup>1</sup> The conference took place in the jury room of Courtroom 25 and, by the parties' consent, occurred off-the-record. Attorneys Mary Green and Judith Martin attended on behalf of the defendant. Attorney Lawrence Bohm attended on behalf of the plaintiff. For the reasons given to the parties during the informal conference, the court orders the following:

1. On June 30, 2011, at 9:00 a.m., plaintiff shall produce unredacted originals of all of plaintiff's documents containing Personal Health Information, for review by defense counsel in accordance with the court's prior order on this issue. (See Dkt. No. 49.) Defense

<sup>1</sup> This action proceeds before the undersigned pursuant to Eastern District of California Local Rule 302(c)(1) and 28 U.S.C. § 636(b)(1).

1 counsel's review of these documents shall be videotaped, on mute and without audio. The video  
2 recording shall be "zoomed out" enough so as not to reveal the specific contents of the  
3 documents being reviewed. The videographer, a paralegal from plaintiff's office, shall not be  
4 present in the room during the review of the documents.

5           2.       Plaintiff has noticed a "person most knowledgeable" deposition covering  
6 various topics. Because some future deponents may be the person most knowledgeable on some  
7 or all of these topics, defense counsel shall provide plaintiff's counsel with a letter parsing out  
8 which future deponent(s) is the person most knowledgeable regarding each topic. This letter  
9 shall enable plaintiff to prepare his questioning for each deposition without the need for setting  
10 several depositions of the same individual. Defendant's counsel shall provide this letter to  
11 plaintiff's counsel by **July 8, 2011**.

12           3.       During the informal discovery conference, plaintiff's counsel stated his  
13 intent to complete three depositions that were commenced but suspended. Plaintiff stated that  
14 each of these three continued depositions could be completed in one day apiece. Plaintiff's  
15 counsel also listed eight other individuals he seeks to depose, each for a half-day of testimony.  
16 These eleven requested depositions shall proceed in accordance with plaintiff's representations  
17 regarding the length of depositions and the identity of plaintiff's intended deponents. Future  
18 requests for additional depositions may require a showing of good cause. All counsel are warned  
19 that last-minute cancellation of depositions should only occur for a very good reason, such as a  
20 death in the family. If a last-minute cancellation occurs without good reason, the court will be  
21 inclined to find a waiver of the opportunity to take the deposition or award other appropriate  
22 sanctions.

23           4.       By noon on **June 30, 2011**, plaintiff's counsel must email defendant's  
24 counsel with dates he is unavailable to conduct depositions during the period between July 11,  
25 2011, and the close of discovery on August 5, 2011.

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