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

ROBERT E. STEPHENSON,

Plaintiff,

No. CIV S-10-0238 GGH P

vs.

M. MARTEL, et al.,

Defendants.

ORDER

_____ /

Plaintiff, a state prisoner proceeding pro se, proceeds with a civil rights action pursuant to 42 U.S.C. § 1983.

On December 27, 2010, plaintiff filed a request (Doc. 20) to have another person join a meet and confer regarding discovery with defendants. As the meet and confer has already occurred and the discovery dispute was resolved, this request is denied as moot.

On January 20, 2011, plaintiff requested six blank subpoenas for the District Attorney's Office and County Sheriff but did not state specifically what documents he would be requesting, therefore the request is denied.

Also on December 27, 2010, plaintiff filed a motion to modify the scheduling order (Doc. 19) to seek more time for discovery. The original scheduling order filed on August 13, 2010, allowed the parties to conduct discovery and file any motions to compel by December

1 3, 2010. That deadline was extended to January 10, 2011, after defendants requested an
2 extension. Plaintiff seeks to extend the deadline to March 28, 2011. However, plaintiff has
3 failed to demonstrate why an extension is required as he had five months to conduct discovery
4 including the one month extension granted at defendants request. Plaintiff just generally states
5 he seeks more discovery and may need to file a motion to compel, but provides no specific
6 details. Plaintiff has failed to show good cause to extend discovery, therefore, the motion is
7 denied.

8 On February 17, 2011, defendants filed a motion to modify the scheduling order
9 (Doc. 30) seeking to extend the deadline to file pretrial motions from February 25, 2011 to April
10 1, 2011. As defendants have demonstrated good cause in their motion, it is granted.

11 Accordingly, IT IS HEREBY ordered that:

- 12 1. Plaintiff's December 27, 2010, motion for a meet and confer (Doc. 20) is
13 denied as moot;
- 14 2. Plaintiff's request for six subpoenas (Doc. 27) is denied;
- 15 3. Plaintiff's December 27, 2010, motion to modify the scheduling order (Doc.
16 19) is denied;
- 17 4. Defendants' motion to modify the scheduling order (Doc. 30) is granted and
18 pretrial motions must be filed no later than April 1, 2011.

19 DATED: February 24, 2011

20
21 /s/ Gregory G. Hollows

22

GREGORY G. HOLLOWES
23 UNITED STATES MAGISTRATE JUDGE

23 GGH: AB
24 step0238.ord