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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

BRENT BAILEY, et al.,
Plaintiffs,
v.
GATAN, INC.,
Defendants.

No. 2:12-cv-0106 MCE CKD

ORDER

This matter came before the undersigned for an informal discovery conference on July 28, 2016. Daniel Bartley appeared telephonically for plaintiffs. Matthew Kahn and Deena Klaber appeared telephonically for defendants. Upon review of the letter briefs and the parties' submissions after the hearing, THE COURT ORDERS AS FOLLOWS:

1. Plaintiffs/relators Brent Bailey and Emily Wade shall, no later than August 8, 2016, each submit for a two hour deposition regarding possible violation of the protective order previously entered in this case. The deposition may be conducted telephonically.

2. Plaintiffs' motion to compel is set for hearing on August 17, 2016. No later than August 3, 2016, plaintiffs' counsel shall provide to defendants' counsel plaintiffs' portion of the joint statement. No later than August 8, 2016, defendants' counsel shall provide to plaintiffs' counsel defendants' portion of the joint statement. Each side shall be limited to 12 pages of argument. The discovery in dispute need not be fully replicated in the argument portion of the

1 joint statement but reference to the specific numbers of the discovery in dispute (e.g.
2 Interrogatory no. 34, Request for admissions no. 20 or Request for production of documents no.
3 12) must be made in the argument. Copies of the propounded discovery and response or amended
4 responses thereto must be attached to the joint statement as exhibits. Declarations may also be
5 attached as exhibits to the joint statement.

6 3. No later than August 2, 2016, plaintiff shall either withdraw the objections based on
7 privilege to defendants' request for production no. 134 or shall provide a privilege log for any
8 withheld documents.

9 4. Currently set for hearing is defendants' motion for sanctions and to compel privilege
10 log. ECF No. 105. The issue of the privilege log has been resolved as set forth above. In light of
11 the timing of the further depositions of plaintiffs, the court will not set a briefing schedule for
12 exchange of the respective parties' portions of the brief but expects the parties to engage in
13 professional conduct with respect to drafting of the joint statement. The parties are limited to 9
14 pages each of argument.

15 5. The issue raised by plaintiff regarding potential disqualification of defense counsel is
16 not properly before the undersigned and must be raised, if at all, before the District Judge.

17 Dated: July 29, 2016

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20 CAROLYN K. DELANEY
21 UNITED STATES MAGISTRATE JUDGE
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