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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

DAVID G. LEONARD,
Plaintiff,
v.
JIM DENNY, et al.,
Defendants.

No. 2:12-cv-0915 TLN AC P

ORDER

Plaintiff is a former county and current state prisoner proceeding pro se and in forma pauperis in this action. Currently before the court are plaintiff's motion for extension of time to supplement his previously filed motions to compel (ECF No. 110) and three motions to compel answers to special interrogatories and requests for admissions from defendants Brown, Denney, Parker, and Bidwell (ECF Nos. 108, 109 & 111).

I. Motions to Compel

On November 7, 2016, the undersigned magistrate judge signed an order that was filed the following day (ECF No. 107), vacating plaintiff's motion to compel responses to interrogatories (ECF No. 104) and directing the parties to meet and confer telephonically regarding that matter and any other foreseeable discovery disputes. Also on November 7, 2016, the court received two additional discovery motions from plaintiff: a motion to compel answers to special interrogatories from defendant Brown (ECF No. 108) and a motion to compel answers to requests for admissions

1 from defendants Denney, Parker, and Bidwell (ECF No. 109). These matters were entered on the
2 court's docket after the November 8 order was issued. On November 14, 2016, apparently before
3 he received the November 8 order, plaintiff filed still another motion to compel (ECF No. 111).

4 Because these discovery motions (ECF Nos. 108, 109, 111) were all filed before the
5 parties could meet and confer, they will be vacated with leave to re-file as in accordance with the
6 time-frames set forth in the November 8, 2016 order.

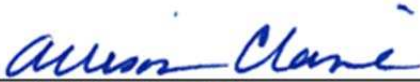
7 II. Motion for Extension of Time

8 Plaintiff has also filed a motion for extension of time to supplement his motions to
9 compel, listing various reasons for the extension. ECF No. 110 at 2-4. The present motion for
10 extension of time is denied as moot, because the deadline for filing a motion to compel responses
11 to requests for admissions and plaintiff's motions to compel admissions and interrogatory
12 responses have been vacated. See supra Section I; ECF No. 107. As previously ordered, plaintiff
13 shall have forty-five days from the date of the meet and confer to file a motion to compel answers
14 to interrogatories or requests for admissions should those issues not be resolved during the
15 telephonic meet and confer.

16 Accordingly, IT IS HEREBY ORDERED that

- 17 1. Plaintiff's motions to compel answers to interrogatories and requests for admissions (ECF
18 No. 108, 109, 111) are vacated with leave to re-file as necessary after the parties meet and
19 confer.
20 2. Plaintiff's motion for extension of time (ECF No. 110) is denied as moot.

21 DATED: November 16, 2016.

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24 ALLISON CLAIRE
25 UNITED STATES MAGISTRATE JUDGE
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