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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

ESTATE OF ANTON PAT BARRETT,
et al.,

Plaintiffs,

v.

CITY OF VALLEJO, et al.,

Defendants.

No. 2:13-cv-0846 JAM CKD

ORDER

Defendants’ motion for contempt and to compel attendance at deposition of a nonparty witness came on regularly for hearing on February 4, 2015. Andante Pointer appeared for plaintiffs. Kristen Preston appeared for defendants. No appearance was made for the nonparty witness Stacy Madkins. Upon review of the documents in support and opposition, upon hearing the arguments of counsel, and good cause appearing therefor, THE COURT ORDERS AS FOLLOWS:

1. The motion for contempt is continued for hearing on February 25, 2015 at 10:00 a.m. in courtroom no. 24. Witness Stacy Madkins is directed to personally appear at the hearing and is cautioned that failure to appear may result in issuance of a warrant for her arrest.

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1 2. The Clerk of Court is directed to serve a copy of this order on Stacy Madkins, 915
2 Waterford Ave., Stockton, CA 95206. Defense counsel is also directed to personally serve a copy of
3 this order on Stacy Madkins.

4 3. The motion to compel (ECF No. 16) is granted. Witness Stacy Madkins shall appear for
5 deposition on February 13, 2015 at 10:00 a.m. at Sherwood Executive Center, 5250 Claremont
6 Avenue, Stockton, CA 95207. The witness is cautioned that failure to appear at the deposition
7 may result in a citation of contempt and imposition of monetary sanctions.

8 4. Defense counsel shall file a letter brief no later than February 17, 2015 advising the
9 court whether the witness deposition was completed. Ruling on the motion for contempt and
10 defendants' request for attorneys' fees and expenses is deferred pending completion of the
11 deposition of Stacy Madkins.

12 Dated: February 5, 2015



CAROLYN K. DELANEY
UNITED STATES MAGISTRATE JUDGE

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