

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

DOYLE DEAN HARTLINE,
Plaintiff,
v.
NATIONAL UNIVERSITY,
Defendant.

No. 2:14-cv-00635-KJM-AC

AMENDED ORDER

This court is in receipt of plaintiff’s motion to compel (ECF No. 109), defendant’s motion for terminating sanctions (ECF No. 111), and defendant’s ex parte application to hear the motion for terminating sanctions and to extend the dispositive motions deadline (ECF No. 112). As a preliminary matter, the court notes that neither plaintiff’s nor defendant’s motions were timely filed. ECF No. 105. Nonetheless, it is clear that discovery-related issues remain in this case and require resolution. “District courts have ‘broad discretion to manage discovery and to control the course of litigation under Federal Rule of Civil Procedure 16.’” Krohne Fund, LP v. Simonsen, 681 F. App’x 635, 638 (9th Cir. 2017), quoting Hunt v. County of Orange, 672 F.3d 606, 616 (9th Cir. 2012), LR 144.


In the interest of judicial economy and of having matters heard on the merits, the court will GRANT defendant’s ex parte application, ECF No. 112, and allow defendant’s motion (ECF No. 111) to be heard, but the court will also allow plaintiff’s motion (ECF No. 109) to be heard.

1 The court will extend the dispositive motion deadline by 30 days. In conclusion, the court
2 ORDERS as follows:

- 3 1. Defendant's ex parte application to extend deadlines, ECF No. 112, is GRANTED;
- 4 2. The hearing date of April 25, 2018 currently set for defendant's motion for
5 terminating sanctions (ECF No. 111) is VACATED;
- 6 3. Plaintiff's motion to compel (ECF No. 109) and defendant's motion for terminating
7 sanctions (ECF No. 111) will each be heard on May 16, 2018 at 10:00 a.m. in
8 Courtroom 26 (AC). The parties will file oppositions no later than May 2, 2018 and
9 replies no later than May 9, 2018; and
- 10 4. The dispositive motions deadline set by ECF No. 99 is hereby extended to June 20,
11 2018.

12 IT IS SO ORDERED.

13 DATED: April 18, 2018

14 
15 ALLISON CLAIRE
16 UNITED STATES MAGISTRATE JUDGE
17
18
19
20
21
22
23
24
25
26
27
28