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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

SUKHWINDER KAUR, individually
and as the successor in
interest for the Decedent
PARMINDER SINGH SHERGILL;
KULBINDER KAUR SOHOTA;
SARABJIT SINGH SHERGILL,

Plaintiffs,

v.

CITY OF LODI; CITY OF LODI
POLICE DEPARTMENT; MARK
HELMS, in his individual
capacity as the Chief of
Police for the City of Lodi;
SCOTT BRATTON, in his
individual capacity as a City
of Lodi Police Officer; ADAM
LOCKIE, in his individual
capacity as a City of Lodi
Police Officer,

Defendants.

No. 2:14-cv-00828-GEB-AC

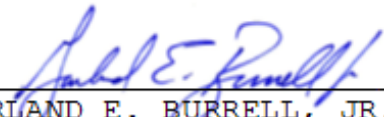
ORDER

On November 2, 2015, and November 16, 2015, Plaintiffs
filed motions each of which was noticed for hearing before the
undersigned district judge and seeks sanctions under Federal Rule
of Civil Procedure ("Rule") 37(c)(1). (ECF Nos. 110, 111, 112,
121.) However, Local Rule 302(c)(1) prescribes that "[a]ll
discovery motions, **including Fed. R. Civ. P. 37 motions**" are
referred to the assigned magistrate judge. E.D. Cal. Local Rule
302(c)(1) (emphasis added). Therefore, this portion of each

1 motion should not have been noticed for hearing before the
2 undersigned district judge and instead should be re-noticed for
3 hearing before the assigned magistrate judge. The remainder of
4 each motion has not been shown ripe for judicial decision in
5 light of Plaintiffs' position in their Rule 37(c)(1) motion that
6 expert reports should be stricken or precluded, and expert
7 witnesses should be excluded, because of Defendants' alleged
8 failure to comply with Rule 26(a)(2). Fed. R. Civ. P. 26(a)(2)
9 (governing the disclosure of expert testimony). Therefore, the
10 remaining portion of each motion is denied under the ripeness
11 doctrine.

12 Dated: November 25, 2015

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GARIAND E. BURRELL, JR.
Senior United States District Judge