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UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

JERMAINE PADILLA,  
Plaintiff,  
v.  
JEFFREY BEARD,  
Defendant.

No. 2:14-cv-1118 KJM CKD

ORDER

Plaintiff has noticed a motion to compel regarding the deposition of defendant Beard and production of a document defendant previously agreed to produce. By order filed October 19, 2015, defendant was ordered to submit to a deposition no later than October 20, 2015, absent stipulation of the parties. The court regards defendant's refusal to submit to a deposition at the time agreed to by the parties as a possible contempt of court. Because the date for disclosure of expert witnesses is imminent and the discovery sought here may be relevant to the experts' analysis, the court will set an expedited briefing for this matter and submit it on the papers.

Accordingly, IT IS HEREBY ORDERED that:

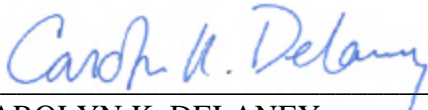
1. The hearing date of November 25, 2015 on plaintiff's motion to compel is vacated.

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2. The parties shall submit no later than November 10, 2015, a joint letter brief, limited to five pages, regarding the issues raised in the motion to compel. The matter shall thereafter stand submitted.

Dated: November 4, 2015

  
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CAROLYN K. DELANEY  
UNITED STATES MAGISTRATE JUDGE

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