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UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

JERMAINE PADILLA,  
Plaintiff,  
v.  
JEFFREY BEARD, et al.,  
Defendants.

No. 2:14-cv-1118 KJM CKD

ORDER

Pending before the court are plaintiff’s motion to terminate plaintiff’s deposition and defendants’ motion to compel plaintiff’s continued deposition and production of documents. Because oral argument is not of material assistance, this matter is submitted on the briefs. E.D. Cal. L.R. 230(g). Upon review of the documents in support and opposition, and good cause appearing therefor, THE COURT FINDS AND ORDERS AS FOLLOWS:

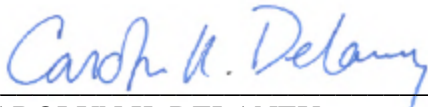
1. Plaintiff’s motion to terminate or limit plaintiff’s deposition (ECF No. 73) and defendant’s countermotion to compel plaintiff’s further deposition (ECF No. 74) are granted in part and denied in part. Further deposition of plaintiff is allowed, limited to three hours. The deposition shall be conducted at the federal courthouse, on a date coordinated with the court’s courtroom deputy, so as to allow court supervision of said deposition.

2. The motion to compel production of documents (ECF No. 74) is denied. See Clark v. Vega Wholesale, Inc., 181 F.R.D. 470, 472 (D. Nev. 1998); Fed. R. Civ. P. 45.

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3. The court finds an award of expenses is not warranted considering all of the circumstances reflected in the record before it on these motions. Fed. R. Civ. P. 37 (a)(5)(A).

Dated: December 10, 2015

  
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CAROLYN K. DELANEY  
UNITED STATES MAGISTRATE JUDGE

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