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8 UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA
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11 CYNTHIA HOPSON,

12 Plaintiff,

13 v.

14 LA CONTENTA PLAZA, a California
15 Limited Partnership; MARK TWAIN ST.
16 JOSEPH'S HEALTHCARE
17 CORPORATION, dba Family Medical
Center Valley Springs; GERALD WALK,
dba Pizza Factory; CAROL WALK, dba
Pizza Factory; and DOES 1-10, inclusive,

18 Defendants.
19

No. 2:14-cv-2988 GEB KJN (TEMP)

ORDER

20 On October 6, 2015, defendant La Contenta Plaza, a California Limited Partnership, filed
21 a motion to compel and request for sanctions in the amount of \$990, in light of plaintiff's failure
22 to respond to discovery requests. (Dkt. No. 25.) That motion was noticed for hearing on October
23 30, 2015, before the previously assigned Magistrate Judge.

24 On October 16, 2015, plaintiff filed a statement of non-opposition to defendant's motion,
25 except that plaintiff requested that the sanction amount be reduced to \$840, in light of the fact that
26 defendant's request for \$990 was premised on defense counsel's time spent attending the hearing
27 on the motion to compel. (Dkt. No. 29.) In this regard, plaintiff argues that "such hearing is
28 superfluous since Plaintiff is not opposing the motion." (Id. at 2.)

1 On October 21, 2015, the hearing of defendant's motion was vacated, (Dkt. No. 31), and
2 on November 6, 2015, this matter was temporarily assigned to the undersigned. (Dkt. No. 33.) In
3 light of plaintiff's non-opposition, defendant's motion to compel and request for sanctions will be
4 granted.¹


5 Accordingly, upon consideration of the arguments on file, IT IS HEREBY ORDERED
6 that:

7 1. Defendant's October 6, 2015 motion to compel and award sanctions (Dkt. No. 25) is
8 granted;

9 2. Plaintiff shall produce responses to the discovery at issue within 21 days of the date of
10 this order; and

11 3. Plaintiff shall pay sanctions to defendant in connection with the bringing of the motion
12 in the amount of \$840 within thirty days of the date of this order.

13 Dated: November 16, 2015

14 
15 KENDALL J. NEWMAN
16 UNITED STATES MAGISTRATE JUDGE

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27 ¹ Counsel for defendant has informed the court that defendant does not oppose plaintiff's request
28 for sanctions in the amount of \$840.