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8 UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA
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11 DENNLY R. BECKER,

12 Plaintiff,

13 v.

14 BANK OF NEW YORK MELLON AS
15 TRUSTEE FOR THE BELLAVISTA
16 MORTGAGE TRUST 2004-2 &
NATIONSTAR MORTGAGE LLC,

17 Defendants.
18

No. 2:15-cv-2240-MCE-KJN PS

ORDER

19 On May 11, 2017, pursuant to the parties' request, the court conducted an informal
20 telephonic discovery conference. Plaintiff Dennly Becker appeared representing himself, and
21 attorney Megan Kelly appeared on behalf of defendants. After careful consideration of the
22 parties' joint letter brief (ECF No. 49) and the parties' representations at the telephonic
23 conference, and as explained in greater detail to the parties in the course of the telephonic
24 conference, IT IS HEREBY ORDERED that:

- 25 1. The parties shall promptly meet and confer regarding a mutually convenient date to
26 conduct the deposition of Nationstar's person most knowledgeable ("PMK").

27 Provided that the parties mutually agree to the date, plaintiff need only serve a brief
28 notice of deposition referencing this order and need not comply with the full notice

1 period.

2 2. Based on the parties' agreement at the conference, the matters with respect to which
3 Nationstar's PMK is to be examined are limited as follows:¹

4 (a) Nationstar shall provide testimony as to matter nos. 1, 2, 3, 4, 6, 9, 14, 15, and 17
5 within the reasonable parameters discussed in greater detail with the parties at the
6 conference.

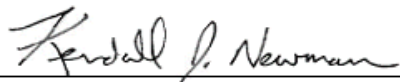
7 (b) Nationstar need not provide testimony as to nos. 5 (which the court finds
8 overbroad and duplicative of no. 4), 7 (except for the dollar amounts stated in the
9 referenced documents), 8, 10 (except as to whether Nationstar received fees for
10 payments made by plaintiff), 11 (except that plaintiff may seek explanations for
11 alleged inconsistencies in the records), 12 (except that plaintiff may ask questions
12 regarding how his communications with Ms. Wolford and other pertinent
13 Nationstar representatives were directed and/or recorded), 13 (except that plaintiff
14 may inquire as to Ms. Wolford's last date of employment with Nationstar), and 16
15 (which the court finds overbroad).

16 3. Plaintiff's request to have defendants reimburse his flight rebooking fee related to the
17 previously-scheduled deposition is denied.

18 4. Plaintiff's request for a further response to plaintiff's interrogatory no. 8 is denied
19 without prejudice. Plaintiff may inquire regarding potentially relevant abbreviations at
20 the PMK deposition, and the parties shall subsequently meet and confer regarding any
21 specific further clarification needed.

22 IT IS SO ORDERED.

23 Dated: May 12, 2017

24 
25 KENDALL J. NEWMAN
UNITED STATES MAGISTRATE JUDGE

26 ¹ Plaintiff's notice of deposition on its face lists 16 matters for examination, but actually includes
27 two matters labeled as number 4, resulting in 17 total matters. As such, the court adopts the
28 numbering used by the parties in their joint letter brief (ECF No. 49), which re-numbered the
matters sequentially from 1 through 17.