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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

ROBERT TERRY, et al.,

Plaintiffs,

v.

REGISTER TAPES UNLIMITED, et al.,

Defendants.

No. 2:16-cv-00806 WBS AC

ORDER

Before the court is plaintiff's motion to compel discovery and for sanctions, set for hearing on May 15, 2019 at 10:00 am. ECF No. 100. This discovery motion was referred to the undersigned pursuant to Local Rule 302(c)(1). The court has determined that oral argument is unnecessary to decide the matter; the motion shall be submitted upon the record; and accordingly, the hearing set for May 15, 2019 is hereby vacated. E.D. Cal. R. 230(g).

Within three days of this order, plaintiff shall file under seal the documents referred to in Mr. Boucher's Amended Declaration (ECF 101.1) as Exhibit K (RTU 9079, 9129, and 9234), regarding the costs of tape. These documents are pre-approved to be filed under seal. Plaintiff need not comply with the typical procedures for requests to seal set forth in Local Rule 141(b). Plaintiff shall e-mail the documents to the undersigned's proposed orders inbox, and copy opposing counsel. This e-mail must also include a separate document to be filed publicly

1 describing generally the documents to be filed under seal and the basis for sealing.

2 The court hereby ORDERS that:


- 3 1. Plaintiff's motion to compel (ECF No. 100) is taken under submission;
- 4 2. The hearing set for May 15, 2019 is VACATED; and
- 5 3. Within three days of this order, plaintiff shall submit the described documents to be filed
- 6 under seal.

7 a. Plaintiff is exempted from the notice requirements of Local Rule 141(b) with

8 respect to this one-time filing.

9 IT IS SO ORDERED.

10 DATED: May 13, 2019

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12 ALLISON CLAIRE
13 UNITED STATES MAGISTRATE JUDGE

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