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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

CSAA INSURANCE EXCHANGE,
Plaintiff,
v.
BROAN-NuTONE LLC,
Defendant.

No. 2:16-cv-02929 TLN AC

ORDER

Before the court is plaintiff's motion to compel discovery, filed September 26, 2018. ECF No. 42. On October 18, 2018 the court signed the parties' stipulation to continue the hearing, originally set for October 31, 2018, to November 14, 2018. ECF No. 49. In signing the stipulation, the court neither made nor implied any finding regarding the timeliness of the motion.

Discovery in this matter was to be completed by July 30, 2018. ECF No. 27. The court's initial scheduling order specified that "completed" means that all discovery shall have been conducted so that all depositions have been taken and any disputes relative to discovery shall have been resolved by appropriate order if necessary and, where discovery has been ordered, the order has been obeyed." ECF No. 6. The day before plaintiff filed its motion to compel, Judge Nunley signed a stipulation and order extending many deadlines in this case, but not the discovery deadline. ECF No. 41.

