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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

KAMLESH BANGA,

Plaintiff,

v.

AMERIPRISE AUTO & HOME
INSURANCE AGENCY, INC., et al.,

Defendants.

No. 2:18-cv-01072 MCE AC PS

ORDER

Plaintiff is proceeding pro se, and the action was accordingly referred to the undersigned by Local Rule 302(c)(21). Plaintiff filed an amended motion to compel that is improperly noticed to be heard only six days from the date of filing. ECF No. 78. Defendants filed an ex parte application to strike the motion as improperly noticed and out of compliance with the local rules. ECF No. 86.

Local Rule 251(b) establishes requirements for any party bringing a discovery motion pursuant to Federal Rules of Civil Procedure 26 through 37. These requirements include that the parties meet and confer and file a joint discovery statement. Here, no joint discovery statement has been filed; defendants assert that plaintiff has not worked with them to complete a joint statement. Additionally, there is no indication that the parties have met and conferred regarding the instant dispute. Because plaintiff, the moving party, did not satisfy Local Rule 251(b)'s meet

1 and confer requirement and the joint discovery statement requirement, the motion to compel
2 discovery will be denied without prejudice and vacated from the calendar.

3 Defendant's motion (ECF No. 86) is GRANTED and plaintiff's motion to compel (ECF
4 No. 78) is DENIED without prejudice and VACATED from the court calendar.

5 IT IS SO ORDERED.

6 DATED: December 14, 2020

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8 ALLISON CLAIRE
9 UNITED STATES MAGISTRATE JUDGE
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