

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

SARAH KIM,

No. C 08-5565 SI

Plaintiff,

**ORDER GRANTING DEFENDANTS'  
REQUEST FOR PROTECTIVE ORDER  
STAYING DISCOVERY UNTIL  
RESOLUTION OF MOTION TO  
DISMISS**

v.

INTERDENT INC., *et al.*,Defendants.  

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Defendants have moved for a protective order staying all discovery until the Court rules on defendants' motion to dismiss the amended complaint; the hearing on that motion is scheduled for November 13, 2009. Plaintiff opposes the motion on the ground that a stay will delay this case, and plaintiff notes that under the current pretrial schedule, the close of discovery is scheduled for March 2010.

The Court finds that in light of the pending motion to dismiss, which is directed at all claims in the amended complaint, it is reasonable to stay any further discovery to eliminate potentially expensive and unnecessary discovery. If the complaint survives the motion to dismiss, the Court can adjust the pretrial schedule, and discovery deadlines, as necessary. Accordingly, the Court GRANTS defendants' motion for a protective order staying discovery until resolution of the pending motion to dismiss.

**IT IS SO ORDERED.**

Dated: September 23, 2009

  
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SUSAN ILLSTON  
United States District Judge