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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA
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11 VIESTE, LLC, ET AL.,

No. C-09-04024-DMR

12 Plaintiff,

**ORDER RE PROCEDURES FOR
DISCOVERY DISPUTE REGARDING
THIRD PARTY SUBPOENA**

13 v.

14 HILL REDWOOD DEVELOPMENT, ET AL.,

15 Defendant.
16 _____/

17 On June 14, 2010, the office of David Patrick Nemecek, Jr., counsel for Defendants in the
18 above-captioned matter, contacted the Court seeking guidance on the proper procedure for
19 addressing a discovery dispute related to a subpoena and deposition noticed for June 18, 2010. In
20 light of the short time remaining before the scheduled deposition, the Court orders as follows:

21 Defendants shall file a letter brief laying out the discovery dispute and attaching as an exhibit
22 the subpoena giving rise to this dispute. Defendants' letter brief shall be no longer than two (2)
23 pages, not including the attached exhibit, and shall be filed no later than 5:00 p.m. on June 14, 2010.

24 Plaintiffs shall respond to Defendants' letter brief with their own letter brief, no longer than
25 two (2) pages. Plaintiffs' letter brief shall be filed no later than 5:00 p.m. on June 15, 2010.

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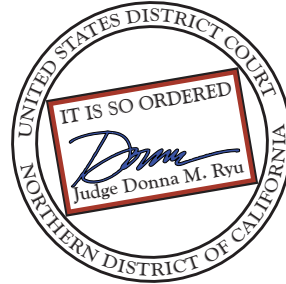
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1 Upon reviewing the parties' letter briefs, the Court may order further briefing or oral
2 argument, may deem the matter submitted on the papers, or may contact the parties with further
3 instructions.

4 IT IS SO ORDERED.

7 Dated: June 14, 2010



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DONNA M. RYU
United States Magistrate Judge