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

ZHIVKA VALIAVACHARSKA,

Plaintiff,

v.

MITCH CELAYA, et al.,

Defendants.

Case No: 10-4847 JSC

**ORDER RE: LEAVE TO DISCLOSE
(Dkt. No. 76)**

Now pending before the Court is Plaintiff's January 4, 2012 letter (Dkt. No. 76) objecting to Defendants' request to disclose a Supplemental Rule 26 Report to Plaintiff (Dkt. No. 75). The parties were directed to disclose Rule 26 reports by December 29, 2011. Plaintiff claims that Defendants' disclosure of a three-page report before 9 am on December 30, 2011 results in prejudice to Plaintiff and should be excluded. Plaintiff fails to show how this delay of mere hours results in prejudice, particularly when Plaintiff served a Rule 26 report on Defendants after business hours on December 29, 2011. Plaintiff's request for the exclusion of this report is therefore DENIED.

IT IS SO ORDERED.

Dated: January 5, 2012



JACQUELINE SCOTT CORLEY
United States Magistrate Judge