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

DANNY L. MCCOY,

Plaintiff,

v.

UNITED STATES OF AMERICA,

Defendant.

No. C-12-3821 TEH (PR)

ORDER FOR PARTIES TO ENGAGE IN
DISCOVERY PURSUANT TO RULE 26
OF THE FEDERAL RULES OF CIVIL
PROCEDURE

(Doc. #9)

_____ /

On October 9, 2012, Defendant United States of America filed a status report in which it informed the Court that "it does not believe this case can be resolved at this time by summary judgment or other dispositive motion." Defendant indicates that such a motion might be appropriate later in the case after it conducts further investigation and discovery. Defendant requests that the Court schedule a case management conference to set forth a discovery and a case management schedule.

The Court declines to set a case management conference in this pro se prisoner case. Discovery may be taken in accordance with the Federal Rules of Civil Procedure. No further court order

United States District Court
For the Northern District of California

1 is required before the parties may conduct discovery. For
2 Plaintiff's information, the proper manner of promulgating discovery
3 is to send demands for documents or interrogatories (questions
4 asking for specific, factual responses) directly to Defendant's
5 counsel. See Fed. R. Civ. P. 33-34. The scope of discovery is
6 limited to matters "relevant to the claim or defense of any party
7 . . ." See Fed. R. Civ. P. 26(b)(1).

8 The parties are ordered to meet and confer to agree on
9 discovery and case management schedules to be submitted to the Court
10 no later than thirty days from the date of this order. If the
11 parties feel that this case may be settled without further
12 discovery, they shall inform the Court of this and the Court will
13 make efforts to arrange for a settlement conference.

14 IT IS SO ORDERED.

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16 DATED 11/05/2012



THELTON E. HENDERSON
United States District Judge

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