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8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
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11 POWERTEQ, LLC, a Delaware limited  
12 liability company,

13 Plaintiff,

14 v.

15 ASHRAF MOTON, an individual

16 Defendant.  
17 \_\_\_\_\_/

No. C-15-2626 MMC

**ORDER DENYING IN PART AS  
PREMATURE AND REFERRING IN  
PART TO MAGISTRATE JUDGE  
PLAINTIFF'S MOTION TO COMPEL AND  
FOR SANCTIONS; VACATING HEARING**

18 Before the Court is plaintiff's "Motion to Compel Production of Documents and in the  
19 Alternative for Sanctions," filed January 31, 2016. Having read and considered the motion,  
20 the Court rules as follows.

21 To the extent the motion seeks imposition of sanctions, the motion is hereby  
22 DENIED as premature.

23 To the extent the motion seeks an order compelling the production of documents,  
24 the motion, and all further discovery matters, are hereby REFERRED to a Magistrate  
25 Judge pursuant to Civil Local Rule 72-1, to be heard and considered at the convenience of  
26 the assigned Magistrate Judge's calendar. In the event the Magistrate Judge grants  
27 plaintiffs' request for discovery in full or in part, the Magistrate Judge may, if he or she  
28 deems it appropriate, modify the briefing schedule set forth in the Court's order of January  
7, 2016.

1 After the parties have met and conferred, see Civil L.R. 37-1, the parties shall  
2 prepare a joint letter of not more than 5 pages explaining the discovery dispute. Up to 12  
3 pages of attachments may be added. The joint letter must be electronically filed under the  
4 Civil Events category of "Motions and Related Filings > Motions - General > Discovery  
5 Letter Brief." The Magistrate Judge to whom the matter is assigned will advise the parties  
6 of how that Judge intends to proceed. The Magistrate Judge may issue a ruling, order  
7 more formal briefing, or set a telephone conference or a hearing. After a Magistrate Judge  
8 has been assigned, all further discovery matters shall be filed pursuant to that Judge's  
9 procedures.

10 The March 25, 2016, hearing before the undersigned is hereby VACATED.

11 **IT IS SO ORDERED.**

12  
13 Dated: February 5, 2016

  
MAXINE M. CHESNEY  
United States District Judge