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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

EILEEN BROWN, et al.,  
Plaintiffs,  
v.  
FREEDOM WEST HOMES, INC., et al.,  
Defendants.

Case No. [15-cv-04874-EMC](#)

**ORDER DENYING PLAINTIFFS’  
REQUEST TO COMPEL THIRD-  
PARTY DISCOVERY**

Docket No. 149

Plaintiffs contend that third-party Kalco Properties Inc. and two of its employees did not comply with subpoenas to give deposition testimony and produce documents on June 5 and 6, 2018. Plaintiffs’ letter omits that the subpoenas were served on June 1, 2018, a Friday. A single full business day before a subpoena compliance date is not “a reasonable time to comply.” Fed. R. Civ. P. 45(d)(3)(A)(i); *see also Gordon v. Sonar Capital Mgmt., LLC*, Case No. C 15-80080 LB, 2015 WL 1227848, at \*1 (N.D. Cal. Mar. 15, 2015) (“[C]ourts generally have found that fewer than ten days is not reasonable.”). One business day was not reasonable in light of the need to designate and prepare a Rule 30(b)(6) witness and review requests for 28 categories of documents, let alone search for and produce them.

This order disposes of Docket No. 149.

**IT IS SO ORDERED.**

Dated: June 27, 2018

  
EDWARD M. CHEN  
United States District Judge