

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

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

PAULA BLAIR, individually and on behalf of
all others similarly situated,

Plaintiff,

v.

RENT-A-CENTER, INC., a Delaware
corporation, RENT-A-CENTER WEST, INC.,
a Delaware corporation, and DOES 1-50,
inclusive,

Defendants.

No. C 17-02335 WHA


**ORDER RE PENDING
MOTION TO TRANSFER**

With respect to the pending motion to transfer, defendants failed in the opening motion to identify employees of the Rent-A-Center store in Long Beach, California, whose convenience is at issue, among other things. These individuals should have been identified by name, location, position, and role in case. In the reply memorandum, defendants supplied this information, but not under oath. This was sandbagging. Plaintiff has moved to strike this after-the-fact information. Defendants are **ORDERED TO PRODUCE** the Central District-based witnesses (Dkt. No. 35-2 at 3; witnesses number 3 and 4) for deposition at plaintiff's counsel's office in La Jolla, California, on **FRIDAY, JULY 7, AT 10 A.M.** Each is to be deposed for ninety minutes on the issues raised in the motion. If plaintiff's counsel does not wish to take advantage of this opportunity, then the motion to strike will be denied. If plaintiff does take advantage, supplemental information from the depositions will be considered (but the motion to

1 strike will still be denied). If defendants do not produce the witnesses, then the motion to strike
2 may be granted. The cost of the court reporter will be borne by defendants (who are guilty of
3 sandbagging), but otherwise each side will bear its own expenses. There is no need for a
4 videographer.

5
6 **IT IS SO ORDERED.**

7
8 Dated: June 30, 2017.

9 
10 _____
11 WILLIAM ALSUP
12 UNITED STATES DISTRICT JUDGE
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28