

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

3  
4 KIMBERLEY ROSS,

5                                    Plaintiff,

6                                    v.

7 GLOBAL WINE COMPANY and JOHN DAVIS,

8                                    Defendants.  
9 \_\_\_\_\_/

No. C 09-06107 CW

ORDER GRANTING IN  
PART AND DENYING  
IN PART  
DEFENDANTS'  
MOTION FOR LEAVE  
TO RE-OPEN  
DISCOVERY FOR A  
LIMITED PURPOSE  
(Docket No. 36)

10  
11                    Defendants Global Wine Company and John Davis move to re-open  
12 discovery for a limited purpose. They point to two letters  
13 Plaintiff Kimberley Ross sent to Dr. David Browne, her  
14 psychologist, in which she discusses how he should respond to  
15 Defendants' subpoena for documents and their questions at his  
16 deposition. Defendants seek leave to depose Plaintiff regarding  
17 "issues surrounding her preparation of the documents that were sent  
18 to Dr. Browne (including authenticating those documents) and any  
19 other similar communications that she may have had with other  
20 witnesses" and to depose "other witnesses who may be disclosed  
21 during plaintiff's renewed deposition." Defs.' Mot. 5:9-14.  
22 Plaintiff stipulates "to the authenticity of the notes," but  
23 opposes any inquiry by Defendants into whether she influenced her  
24 previous employers not to disclose her personnel files, which she  
25 asserts are not relevant. Pl.'s Opp'n 1.

26                    Having considered the papers submitted by the parties, the  
27 Court GRANTS in part Defendants' motion and DENIES it in part.  
28

1 (Docket No. 36.) Defendants have established good cause to depose  
2 Plaintiff regarding the two letters included in Exhibit A of  
3 Defendants' motion and whether she had any similar communications  
4 with other relevant witnesses. Defendants have not established the  
5 need to take any other discovery.

6 Defendants shall have until April 27, 2011 to take Plaintiff's  
7 deposition on this limited issue. Plaintiff shall cooperate with  
8 Defendants in the scheduling of her deposition.

9 IT IS SO ORDERED.

10  
11 Dated: 4/15/2011

  
CLAUDIA WILKEN  
United States District Judge