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4 UNITED STATES DISTRICT COURT
5 NORTHERN DISTRICT OF CALIFORNIA
6

7 EXELTIS USA INC.,
8 Plaintiff,

9 v.

10 FIRST DATABANK, INC.,
11 Defendant.

Case No. [17-cv-04810-HSG](#)

**ORDER DENYING MOTION FOR
RELIEF**


Re: Dkt. No. 173

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13 Defendant First Databank, Inc. moved for relief from Magistrate Judge Kim's non-
14 dispositive pre-trial order, Dkt. No. 164, denying its motion to compel and granting Plaintiff
15 Exeltis USA, Inc.'s motion for a protective order. See Dkt. No. 173. Exeltis did not oppose.

16 A pretrial order by a magistrate judge will be reversed only if it "is clearly erroneous or
17 contrary to law." 28 U.S.C. § 636(b)(1)(A). First Databank has not proffered any new case law or
18 supplied any real argument for why it believes Judge Kim's order was clearly erroneous or
19 contrary to law. To the contrary, the Court finds Judge Kim's order to be carefully researched,
20 well-reasoned, and thorough. Thus, the Court affirms the non-dispositive order because it is not
21 "clearly erroneous or contrary to law." See *Grimes v. City & Cty. of S.F.*, 951 F.2d 236, 240 (9th
22 Cir. 1991). Accordingly, First Databank's motion for relief from Judge Kim's non-dispositive
23 pretrial order is **DENIED**.

24 **IT IS SO ORDERED.**

25 Dated: 7/19/2019

26 
27 HAYWOOD S. GILLIAM, JR.
28 United States District Judge