UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

ANOOP RAJKUMAR,

Plaintiff,

v.

CISCO SYSTEMS, INC., et al.,

Defendants.

Case No.: C 08-1600 PVT

INTERIM ORDER RE PLAINTIFF'S MOTION TO COMPEL

On January 8, 2009, Plaintiff filed a motion to compel Defendant Wipro, Ltd. ("Wipro") to produce documents.[1] Wipro opposed the motion. Having reviewed the papers submitted by the parties, the court finds it appropriate to issue this interim order. Based on the moving and opposition papers and the file herein,

IT IS HEREBY ORDERED that, no later than February 23, 2009, Wipro shall serve and file a supplemental brief, along with any appropriate supporting declaration(s), responding to the portion of Plaintiff's motion that takes issue with Wipro's responses to Plaintiff's Document Request Nos. 6, 7 & 8. (*See* Docket No. 70, ¶ ¶ 1–5). While the title of Plaintiff's motion refers to an "investigative report," the document requests at issue are not limited to such reports. If Wipro contends it has no documents (whether paper or electronic) in its possession, custody or

[1] The holding of this court is limited to the facts and the particular circumstances underlying the present motion.

control that are responsive to any of those requests, it shall submit a declaration describing: 1) the search it did for responsive documents; and 2) what kind of documentation it normally maintains regarding workers that it " engages" and " assigns" to one of its clients (as it admits in its answer that it did for Plaintiff).

IT IS FURTHER ORDERED that Plaintiff may serve and file a reply to Wipro' s supplemental brief no later than March 13, 2009. Absent further order of the court, Plaintiff' s motion to compel will be deemed submitted without oral argument as of that date.

Dated: *2/11/09*

Patricia V. Trumbull
PATRICIA V. TRUMBULL
United States Magistrate Judge

Counsel automatically notified of this filing via the court' s Electronic Case Filing system.

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