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E-FILED 7/31/2009

NOT FOR CITATION
IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

GARY HOWARD KIDGELL,

No. C08-03396 JW (HRL)

Plaintiff,

**INTERIM ORDER RE PLAINTIFF'S
DISCOVERY MOTIONS**

v.

COUNTY OF SANTA CLARA, COUNTY OF
SANTA CLARA SHERIFF'S DEPT.;
UNKNOWN DEPUTY SHERIFF SERGEANT;
UNKNOWN DEPUTY SHERIFFS
DEPARTMENT CORRECTION OFFICERS;
DOES 1-50,

Defendants.

On July 28, 2009 and July 30, 2009, pro se plaintiff Gary Kidgell filed two discovery motions seeking (a) an electronic copy of his February 5, 2009 deposition; and (b) the names and badge numbers of officers who appear on certain video surveillance.

Although plaintiff failed to notice a hearing date, these motions have been set for hearing on **September 1, 2009, 10:00 a.m. in Courtroom 2**. Defendants' opposition is due **August 11, 2009**. Plaintiff's reply is due **August 18, 2009**. See Civ. L.R. 7.


Nonetheless, plaintiff is advised that before filing a discovery motion with the court, he is obliged to meet-and-confer with opposing counsel to attempt to resolve all issues. Civ. L.R. 37-1(a). Plaintiff's motions do not indicate whether he has engaged in any meet-and-confer with opposing counsel over the requested discovery. Accordingly, **no later than August 7,**

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2009, plaintiff shall file a letter with the court detailing (a) what, if any, efforts he has made to resolve the discovery disputes before seeking this court's intervention; and (b) the results of those negotiations.

SO ORDERED.

Dated: July 31, 2009



HOWARD R. LLOYD
UNITED STATES MAGISTRATE JUDGE

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5:08-cv-03396-JW Notice has been electronically mailed to:

David Michael Rollo david.rollo@cco.sccgov.org, anna.espiritu@cco.sccgov.org

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Counsel are responsible for distributing copies of this document to co-counsel who have not registered for e-filing under the court's CM/ECF program.

5:03-cv-852 Notice mailed to:

Gary Howard Kidgell
228 Spruce Street
Wichita, KS 67214