

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

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

INTERSERVE, INC. DBA)
TECHCRUNCH, ET AL.,)
)
Plaintiffs,)
v.)
)
FUSION GARAGE PTE LTD.,)
)
Defendant.)
_____)

Case No.: C-09-05812 RS (PVT)

ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFF INTERSERVE, INC'S MOTION TO SHORTEN TIME

[Docket No. 54]

Plaintiffs Interserve, Inc. doing business as TechCrunch and CrunchPad, Inc. move to shorten time on their motion to compel defendant Fusion Garage to produce documents. ("defendant" or "FG"). Additionally, plaintiff TechCrunch moves to shorten time on its motion to enforce a subpoena to non-party McGrath Powers.

In support of its motion to shorten time, plaintiff TechCrunch states that the court should hear its motion "given the pendency of the motion for preliminary injunction and the need for discovery in time to prepare and serve their reply brief on April 22, 2010 and to depose Fusion Garage's principal on April 14, 2010." Cross-Motion to Shorten Time; Response to Motion to Shorten Time at 1. ("Mot.").

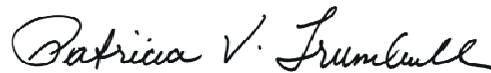
Civil L.R. 6-3 requires the moving party to "identif[y] the substantial harm or prejudice that would occur if the Court did not change the time."

1 Having reviewed the papers and considered the arguments of counsel, plaintiff
2 TechCrunch's motion is granted in part and denied in part.¹ Plaintiff TechCrunch's motion to
3 shorten time on its motion to compel defendant FG to produce documents is granted. However,
4 plaintiff TechCrunch's motion to enforce the subpoena to non-party McGrath Powers is denied.
5 Plaintiff has not shown the "substantial harm or prejudice" as it relates to non-party McGrath
6 Powers.

7 Defendant FG shall file its opposition to plaintiff's motion to compel documents no later
8 than April 9, 2010 at 12 noon. The hearing shall be held on April 12, 2010 at 2PM (along with
9 the hearing previously scheduled for defendant FG's motion to compel).

10 IT IS SO ORDERED.

11 Dated: April 7, 2010



12
13 PATRICIA V. TRUMBULL
14 United States Magistrate Judge
15
16
17
18
19
20
21
22
23
24
25
26
27

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

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