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4 UNITED STATES DISTRICT COURT  
5 NORTHERN DISTRICT OF CALIFORNIA  
6 SAN JOSE DIVISION  
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8 OPTRONIC TECHNOLOGIES, INC,

Case No.16-cv-06370-EJD (VKD)

9 Plaintiff,

10 v.

**ORDER RE JOINT DISCOVERY  
STATEMENT RE PLAINTIFF'S  
REQUEST TO COMPEL PRODUCTION  
OF DOCUMENTS**

11 NINGBO SUNNY ELECTRONIC CO.,  
12 LTD., et al.,

13 Defendants.

14 On June 11, 2018, the Court held a telephonic hearing on plaintiff's request to compel  
15 production of documents from defendants' counsel (Dkt. No. 97). The parties advised the Court  
16 that they expect the discovery schedule, and perhaps other deadlines in this case, will need to be  
17 extended to accommodate certain developments that have occurred in discovery since the filing of  
18 the Joint Statement. Further, based on the parties' representations during the hearing, the Court  
19 expects that defendants' recent production of documents and its responses to plaintiff's written  
20 discovery requests may bear on the issue presented in the Joint Statement.

21 Accordingly, the Court orders as follows:

- 22 1. The parties shall meet and confer regarding a proposal for an extension of the  
23 discovery schedule and, if necessary, other deadlines in the case, and shall submit their  
24 agreed proposal or, if there is no agreement, their respective proposals to the Court for  
25 consideration by Judge Davila no later than **Friday, June 15, 2018**.
- 26 2. The parties' proposal for extension of the schedule shall include a date for the  
27 submission of a supplemental discovery letter brief that includes the following:
- 28 a. The specific document requests as to which plaintiff seeks to compel

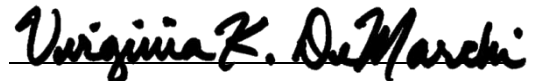
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defendants' counsel to produce responsive documents. (The Court understands that plaintiff has served a subpoena on defendants' counsel that describes the documents plaintiff seeks.)

- b. Defendants' and/or defendants' counsel's objections the specific document requests at issue.
- c. The parties' respective positions regarding whether there are documents that have been sought in discovery from defendants but have not been produced in discovery, and whether those documents are in the possession of defendants' counsel. The parties should also address whether the information plaintiff seeks through document discovery has been provided or may be obtained through other means of discovery from defendants, such as interrogatories, requests for admissions, or deposition testimony.

**IT IS SO ORDERED.**

Dated: June 11, 2018

  
VIRGINIA K. DEMARCHI  
United States Magistrate Judge