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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

IN RE: MIDLAND CREDIT  
MANAGEMENT, INC.,  
TELEPHONE CONSUMER  
PROTECTION ACT LITIGATION

Case No.: 11md2286-MMA-MDD  
Member Case Nos.: 15cv1479-MMA-  
MDD and 15cv2282-MMA-MDD

**ORDER SETTING BRIEFING  
SCHEDULE AND DENYING IN  
PART PLAINTIFF BASHAM'S  
OBJECTION TO TRANSFER AND  
MOTION TO COMPEL  
DISCOVERY**

**[ECF No. 721]**

Plaintiff Angela Basham in member case numbers 15cv1479-MMA-MDD and 15cv2282-MMA-MDD moves to “den[y] being transferred” to the class action and to compel Defendants in this multi-district litigation (“MDL”) to supplement their discovery responses. (ECF No. 721). First, Plaintiff explains that she does not want to be a part of a class in this MDL. (*Id.* at 4-5). The class Plaintiff requests to opt-out of has not been certified. Accordingly, the Court **DENIES AS PREMATURE** Plaintiff’s request to opt-

1 out of a class.<sup>1</sup> The Court construes Plaintiff's motion to compel as a dispute  
2 regarding the sufficiency of Defendants' production of Plaintiff-specific  
3 information (*see* ECF No. 608 at 4) and production of information relating to  
4 Defendants' dialing technology and practices (*id.* at 5-6). Accordingly,  
5 Defendants' must file a response in opposition to Plaintiff's motion, if any, on  
6 or before **December 20, 2019**. No reply briefs will be accepted absent leave  
7 of the Court. The Court will issue a written ruling in due course upon  
8 completion of the briefing and without oral argument.

9 **IT IS SO ORDERED.**

10 Dated: December 11, 2019



11 Hon. Mitchell D. Dembin  
12 United States Magistrate Judge

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<sup>1</sup> Plaintiff will have an opportunity in the future to opt-out of any certified class.