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4 **UNITED STATES DISTRICT COURT**
5 **DISTRICT OF NEVADA**
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7 RICHARD CHUDACOFF,)

8 Plaintiff,)

9 vs.)

10 UNIVERSITY MEDICAL CENTER, *et al.*,)

11 Defendants.)
12

Case No. 2:08-cv-00863-RCJ-GWF

ORDER

13 This matter comes before the Court on Plaintiff's Renewed Motion for Sanctions (#630),
14 filed on February 15, 2013; Plaintiff's Counsel Jacob Hafter's Letter to the Court (#628), filed on
15 February 15, 2013; UMC Defendants' Counsel Sean Kelly's Letter to the Court (#636), filed on
16 February 19, 2013; and MEC Defendants' Counsel Peter Angulo's Letter to the Court (#638), filed
17 on February 19, 2013.

18 Plaintiff initially filed his Renewed Motion for Sanctions on February 8, 2013. *See Doc.*
19 *#620*. In accordance with the Court's Order (#615), however, the Court struck the Motion and
20 ordered Plaintiff to meet and confer with Defendants. *See Doc. #625*. Plaintiff filed a Letter
21 (#628) with the Court representing that he unsuccessfully attempted to meet and confer with
22 Defendants regarding the disputed discovery. The Court subsequently ordered Plaintiff to re-file
23 his Motion for Sanctions. *See February 15, 2013 Minute Order, Doc #629*. Plaintiff re-filed the
24 Motion on February 15, 2013. Mr. Kelly then filed a Letter (#636) stating that the meet-and-confer
25 period was too brief, and that UMC's Counsel is unable to attend the February 27 hearing the Court
26 set for the instant Motion (#630) in its February 15 Minute Order (#629). Mr. Kelly represented
27 UMC's Counsel would not be available until April. Mr. Angulo filed a separate Letter (#638)
28 stating that the MEC Defendants are not involved in the current discovery dispute.

1 The Court is not inclined to delay ruling on Plaintiff's Motion for Sanctions (#630) until
2 April. Therefore, the Court will vacate the February 27 hearing on the Motion, and will decide the
3 matter on the pleading papers submitted in the ordinary course set forth in the Local Rules. In
4 rendering its decision, the Court will take into consideration the brevity of the allotted meet-and-
5 confer period. In the event the Parties are able to agree on a hearing date within 7 days after the
6 briefing schedule concludes, they may submit an appropriate stipulation. The Court instructs the
7 Parties to exercise caution before filing any further motions or letters regarding this matter.

8 Accordingly,

9 **IT IS HEREBY ORDERED** that the February 27, 2013 hearing on Plaintiff's Motion for
10 Sanctions (#630) is **vacated**. The Court shall decide the Motion on the pleading papers.

11 **IT IS FURTHER ORDERED** that Defendants' response to Plaintiff's Motion (#630) is
12 due no later than **March 4, 2013**. Plaintiff's reply is due no later than **March 14, 2013**.

13 **IT IS FURTHER ORDERED** that in the event the Parties desire a hearing on the Motion
14 (#630), they may submit a stipulation no later than **March 7, 2013** agreeing on a hearing date no
15 later than **March 21, 2013**.

16 **IT IS FURTHER ORDERED** that in light of the Court's Order (#627) granting
17 Defendant's Motion for Protective Order (#609), the February 27, 2013 hearing regarding the
18 Motion (#609) is **vacated**.

19 DATED this 20th day of February, 2013.

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22 GEORGE FOLEY, JR.
23 United States Magistrate Judge
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