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IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

ROBERT HECKER, et al.,

Plaintiffs,

No. CIV S-05-2441 LKK JFM P

vs.

CALIFORNIA DEPARTMENT OF  
CORRECTIONS AND  
REHABILITATION, et al.,

Defendants.

ORDER

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On February 22, 2007, plaintiffs filed a notice of motion and motion to compel a definite deposition schedule; to compel production of documents; and for a protective order. Said motion was noticed for hearing on this court’s regular law and motion calendar for March 15, 2007. Pursuant to Local Rule 37-251, either a joint statement regarding the discovery dispute pursuant to Local Rule 37-251(c) or an affidavit pursuant to Local Rule 37-251(d) was due on or before March 12, 2007. The time for filing either a joint statement or an affidavit has expired and neither has been filed.

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Accordingly, good cause appearing, IT IS HEREBY ORDERED that plaintiff's February 22, 2007 motion is denied without prejudice. See Local Rule 37-251(a).  
DATED: March 13, 2007.

  
UNITED STATES MAGISTRATE JUDGE

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