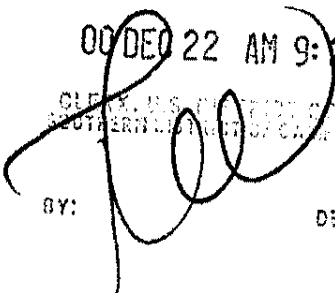


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SOUTHERN DISTRICT OF CALIFORNIA
BY:  DEPUTY

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

U.S. EQUAL EMPLOYMENT)	Civil No. 00cv0779 B(RBB)
OPPORTUNITY COMMISSION,)	
)	ORDER GRANTING IN PART AND
Plaintiff,)	DENYING IN PART DEFENDANT'S EX
)	PARTE APPLICATION TO QUASH
v.)	SUBPOENA
)	
VULCAN MATERIALS CO., dba)	
CALMAT CO.,)	
)	
Defendants.)	

On December 14, 2000, Defendant submitted an ex parte application seeking to quash or modify the subpoena ordering Benny White, Jr. to appear for deposition on December 19, 2000. Defendant argues that the deposition will not lead to the discovery of relevant information and claims that because White only received the subpoena on December 4, 2000, he has not been given adequate time to prepare for his deposition.


Defendant's ex parte application is **GRANTED IN PART AND DENIED IN PART**. The subpoena is modified as follows: Benny White Jr.'s deposition shall take place at a time and date agreed on by the



1 parties no later than January 12, 2001. The deposition shall not
2 exceed four hours.

3 IT IS SO ORDERED.

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5 Date: December 19, 2000


RUBEN B. BROOKS
United States Magistrate Judge

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7 cc: Judge Brewster
8 All Parties of Record
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