

1
2
3 **UNITED STATES DISTRICT COURT**
4 **NORTHERN DISTRICT OF CALIFORNIA**
5

6 **IGNACIO PEREZ,**
7 Plaintiff,

8 vs.

9 **INDIAN HARBOR INSURANCE COMPANY,**
10 Defendant.
11

Case No.: 4:19-cv-07288-YGR

**ORDER FINDING SUMMARY JUDGMENT PRE-
FILING CONFERENCE PREMATURE**

Dkt. Nos. 69, 70

United States District Court
Northern District of California

12
13 The Court has reviewed the pre-filing letters submitted by the parties (Dkt. Nos. 69, 70) and
14 is of the opinion that the motion for summary judgment is premature. Accordingly, no pre-filing
15 conference will be scheduled.

16 A scheduling order in this case was just entered on August 31, 2020. (Dkt. No. 67.) Fact
17 discovery is not set to close until April 7, 2021. Accordingly, there may be a solid basis to either
18 deny the motion or defer ruling upon it under Federal Rule of Civil Procedure 56(d).

19 While the Court cannot prohibit a party from filing a motion for summary judgment, the
20 parties are reminded that they are not entitled to more than one motion and the Court can strike a
21 successive motion.

22 **IT IS SO ORDERED.**

23 Date: November 10, 2020



24 **YVONNE GONZALEZ ROGERS**
25 **UNITED STATES DISTRICT JUDGE**
26
27
28