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6 **IN THE UNITED STATES DISTRICT COURT**
7 **FOR THE DISTRICT OF ARIZONA**
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9 Richard Bartleman, et al.,

10 Plaintiffs,

11 v.

12 Sheraton Operating Corporation, et al.,

13 Defendants.

No. CV-11-02148-PHX-JAT

ORDER

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15 The parties have moved the Court for an order “continuing the Discovery and
16 Dispositive Motion Deadlines as established in the Court’s Order dated December 10,
17 2012 [Dkt. 77] by 60 days.” (Doc. 119). The December 10 Order set October 1, 2013 as
18 the discovery cut-off and November 1, 2013 as the dispositive motion deadline.
19 Therefore, the motion filed on October 7, 2013 is in reality one to reopen discovery and
20 extend the dispositive motion deadline.

21 In filing this motion the parties acknowledge ignoring the Court’s Order of
22 December 10, 2012 which set the deadlines and which, in bold print, stated: “Due to the
23 age of this case, there will be **NO FURTHER EXTENSIONS** of these deadlines.” (Doc.
24 77). The parties were aware a full nine months before filing the instant motion that they
25 were facing a non-extendable deadline.

26 Furthermore, the parties have ignored the express admonition in the Court’s
27 Standard Track Order filed November 1, 2011 stating “**it is the practice of this Court to**
28 **not extend the Dispositive Motion Deadline beyond the two-year anniversary of the**

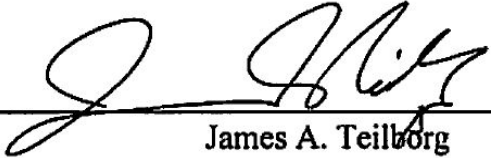
1 **case being filed in or removed to Federal Court, nor to allow the Discovery Cut-Off**
2 **to extend beyond 30 days before the Dispositive Motion Deadline.”** (Doc. 6). This
3 admonition is repeated at the Rule 16 Scheduling Conference.

4 Finally, the parties have failed to show good cause under Rule 16(b)(4). While
5 mediation is commendable, it is not a reason in this Court to extend the deadlines and
6 especially given these deadlines and the age of this case.

7 **NOW THEREFORE IT IS ORDERED** denying the Parties’ Stipulation to
8 Continue Remaining Deadlines (Doc. 119).

9 DATED this 8th day of October, 2013.

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James A. Teilborg
Senior United States District Judge