Herbert currently reside in Canada, and Defense counsel need additional time to received clearance from the Canadian Government to take depositions on Canadian soil.

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UNITED STATES DEPARTMENT OF JUSTICE CIVIL DIVISION, FEDERAL PROGRAMS BRANCH P.O. BOX 883, BEN FRANKLIN STATION WASHINGTON, D.C. 20044 (202) 353-0543

| 1 | WHEREAS, Plaintiff's expert Lawrence Korb has medical issues that will |
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| 2 | prevent him from being deposed before the discovery deadline. |
| 3 | WHEREAS, under Federal Rule of Civil Procedure 29, parties may stipulate |
| 4 | to take depositions outside of the discovery period with court approval. |
| 5 | IT IS HEREBY STIPULATED AND AGREED THAT: |
| 6 | Defendants will take the depositions of Plaintiff's experts Alan Okros, |
| 7 | Melissa Sheridan Embser-Herbert and Lawrence Korb outside of the discovery |
| 8 | period. It is anticipated that Alan Okros will be deposed on March 26, Melissa |
| 9 | Embser-Herbert will be deposed on March 29, and Lawrence Korb will be deposed |
| 10 | on April 2. All depositions must be complete by April 15, 2010. |
| 11 | |
| 12 | /s/ Ryan B. Parker /s/ Patrick Hunnius Ryan B. Parker Patrick Hunnius |
| 13 | U.S. Department of Justice White & Case, LLP Civil Division 633 West Fifth Street |
| 14 | Federal Programs Branch P.O. Box 883 Suite 1900 Los Angeles, CA 90071 |
| 15 | Washington, D.C. 20044 Telephone: (213) 620-7700 Telephone: (202) 353-0543 Facsimile: (213) 687-0758 |
| 16 | Facsimile: (202) 616-8202 Attorney for Plaintiff Attorney for Defendants |
| 17 | Dated: March 10, 2010 |
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