

1 LARRY G. BROWN
 Acting United States Attorney
 2 SYLVIA A. QUAST
 Assistant United States Attorney
 3 501 I Street, Suite 10-100
 Sacramento, CA 95814
 4 Telephone: (916) 554-2740

5
 6
 7
 8 IN THE UNITED STATES DISTRICT COURT
 9 FOR THE EASTERN DISTRICT OF CALIFORNIA

11 JODY K. GEORGE,)
)
 12 Plaintiff,)
)
 13 v.)
)
 14 JOHN E. POTTER; and UNITED STATES)
 POSTAL SERVICE,)
 15 Defendants.)
 16

No. 1:03-cv-06052-DLB

**STIPULATION TO VACATE
 PRETRIAL CONFERENCE AND
 TRIAL DATES AND ORDER**

17
 18 On September 22, 2008, the Court held a telephonic conference call in which it granted
 19 Plaintiff's request for a modification of the schedule order in this case. Docket Entry 60. As part
 20 of the Minute Order resulting from that conference, the Court set a pretrial conference for August
 21 28, 2009, and trial for October 6, 2009. The court subsequently reset the pretrial conference for
 22 September 4, 2009, at 1:30 pm. Docket Entry 65. On July 27, Defendants filed a motion for
 23 summary judgment, and noticed that motion for the same date as the pretrial conference. Docket
 24 Entries 66 -72. Because Defendants' Motion is potentially dispositive of this case and to avoid
 25 potentially unnecessary expenditure of the parties' and the Court's time and resources, the parties
 26 respectfully request that the court vacate the dates currently set for the pretrial conference and the
 27 trial in this matter, and establish new dates for the same at the hearing on Defendants' Motion on
 28

1 September 4. The parties further respectfully request that the Court endorse this stipulation by
2 way of a formal order.

3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

DATED: July 29, 2009

LARRY G. BROWN
Acting United States Attorney

By: /s/ Sylvia A. Quast
SYLVIA A. QUAST
Assistant U.S. Attorney

DATED: July 29, 2009

/s/ Elaine W. Wallace
ELAINE W. WALLACE
Attorneys for Plaintiff

ORDER

IT IS SO ORDERED.

Dated: July 31, 2009

/s/ Dennis L. Beck
UNITED STATES MAGISTRATE JUDGE