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23 Attorneys for Plaintiff
 24 JUAN ESPINOZA, et al.

25 UNITED STATES DISTRICT COURT
 26 EASTERN DISTRICT OF CALIFORNIA, FRESNO DIVISION

27 JUAN ESPINOZA, PAUL MARQUEZ,
 28 AARON EPPERLY and ERIC SCHMIDT,

Plaintiffs,

v.

COUNTY OF FRESNO,

Defendant.

Case No. 1:07-CV-01145-OWW-SMS

**STIPULATION TO AMEND TRIAL
 SCHEDULE; ORDER THEREON**

1 WHEREAS, Plaintiffs in their representative capacities and on behalf of all
2 individuals similarly situated (collectively "Plaintiffs") and Defendant COUNTY OF FRESNO
3 ("Defendant") submitted a Mandatory Joint Scheduling conference Statement to the Court and the
4 Court, by Scheduling Conference Order filed November 30, 2007, established a schedule and trial
5 date for the case;

6 WHEREAS, on December 10, 2008 the Parties, by and through their respective
7 counsel of record, requested the Court enter an order amending the initial Scheduling Conference
8 Order;

9 WHEREAS, on December 15, 2008 the Court ordered a continuance of the trial
10 schedule as requested by the parties;

11 WHEREAS, the Parties have completed numerous depositions, have calendared
12 the depositions of several other witnesses, and continue to work diligently in scheduling the
13 remaining depositions;

14 WHEREAS, the current state of discovery makes it impossible for the Parties to
15 complete discovery in the time provided in the Amended Scheduling Conference Order;

16 WHEREAS, the Parties' respective trial counsel wish to keep the trial date of
17 August 4, 2009;

18 WHEREAS, the Parties wish to maintain the current trial date and all other dates
19 not specifically addressed in this stipulation; but have agreed to extend certain deadlines set forth
20 in the Scheduling Order, subject to this Court's approval, as set forth below:

21 NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED by and
22 between Plaintiffs and Defendant, by and through their respective counsel of record, and they
23 each request the Court to enter an Order amending the current and operative Scheduling
24 Conference Order to adjust the schedule in the case as follows:

25 1. That the discovery cut-off shall be extended from March 31, 2009 to May
26 1, 2009;

27 2. That the non-dispositive motion-filing deadline shall be extended from
28 April 17, 2009 to May 15, 2009;

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3. That the Hearing on non-dispositive motions shall be extended from May 18, 2009 to June 15, 2009, or as soon thereafter as the matter may be heard.

Dated: March 25, 2008

McCORMICK, BARSTOW, SHEPPARD,
WAYTE & CARRUTH LLP

By: _____

Michael G. Woods
William H. Littlewood
Attorneys for Defendant COUNTY OF
FRESNO

Dated: March 25, 2008

RAINS LUCIA STERN, PC

By: _____

Peter A. Hoffmann
Attorneys for Plaintiffs JUAN ESPINOZA,
PAUL MARQUEZ, AARON EPPERLY
and ERIC SCHMIDT

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ORDER

The Parties having so stipulated and agreed, and good cause appearing, IT IS
HEREBY ORDERED THAT:

1. That the discovery cut-off shall be extended from March 31, 2009 to May 1, 2009;
2. That the non-dispositive motion-filing deadline shall be extended from April 17, 2009 to May 15, 2009;
3. That the Hearing on non-dispositive motions shall be extended from May 18, 2009 to June 15, 2009, or as soon thereafter as the matter may be heard.

Dated: March 30, 2009

/s/ OLIVER W. WANGER
Oliver W. Wanger
United States District Court Judge