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 16 **UNITED STATES DISTRICT COURT**
 17 **FOR THE EASTERN DISTRICT OF CALIFORNIA**
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19	CONNIE ARNOLD, an individual,)	CASE NO. 1:08-CV-00026-OWW-GSA
20	Plaintiff,)	
21	v.)	STIPULATION TO CONTINUE
22)	DEADLINES AND
23	HOTEL WEST I, LP, a Delaware limited)	
24	partnership and DOES 1 through 10,)	TRIAL DATE: July 14, 2009
25	inclusive,)	
	Defendants.)	

26 Plaintiff Connie Arnold and Defendant Hotel West I, LP, by and through their
 27 respective counsel, hereby jointly stipulate and request that the Court grant continuances
 28 of certain deadlines set out in this Court's Amended Scheduling Conference Order filed

1 on June 12, 2008, as amended by the Court's December 15, 2008 Order, based on the
2 good cause shown below.

3 1. On January 4, 2008, plaintiff filed an action seeking renovations to
4 defendant's hotel facility in Fresno, California to improve disabled access, as well as
5 seeking damages and attorney's fees, litigation expenses, and costs.

6 2. On November 19, 2008, plaintiff conducted her Rule 34 inspection of the
7 property. On December 24, 2008, plaintiff provided her expert's informal report to
8 defendant to facilitate settlement discussions with defendant. Defendant has been
9 working with its accessibility consultant in evaluating plaintiff's expert's informal
10 report to which it will respond in the coming days.

11 3. Throughout this case, and even more so after plaintiff provided her
12 expert's informal report, the parties have been working cooperatively and diligently to
13 resolve this case in its entirety by reaching a final agreement on the substance of the
14 items to be included in a final Consent Decree and Order.

15 4. While the parties have been cooperating in good faith to resolve this
16 matter and appear to be close to doing so, pre-trial and trial deadlines loom, including
17 the expert disclosure deadline on January 23, 2009. Obligating the parties to have their
18 experts finalize their opinions and prepare reports at this time would significantly
19 increase the cost of the case, without increasing the likelihood of settlement, which the
20 parties are aggressively working towards while delaying more formal discovery
21 procedures. The parties are also interested in continuing other subsequent deadlines to
22 minimize the respective costs to the parties, and avoid the need for Court involvement
23 in resolving this case.

24 5. The Court granted one previous stipulation by the parties on
25 December 15, 2008. The extra time allowed by the Court has permitted the parties to
26 work further toward resolving this case. The parties believe this second request for
27 additional time will result in a resolution and dismissal of this case.

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SO STIPULATED.

DATED: January 15, 2009

LAW OFFICES OF ANTHONY E. GOLDSMITH

By: /s/ Anthony E. Goldsmith
ANTHONY E. GOLDSMITH
Attorney for Plaintiff
CONNIE ARNOLD

DATED: January 15, 2009

GREENBERG TRAUERIG, LLP

By: /s/ Marc B. Koenigsberg
KATHLEEN E. FINNERTY
MARC B. KOENIGSBERG
Attorney for Defendant
HOTEL WEST I, LP

ORDER

For good cause shown, the parties' stipulation is approved. The June 12, 2008 Amended Scheduling Conference Order, as amended by the Court's December 15, 2008 Order, is amended as follows with respect to dates in the action:

<u>Task</u>	<u>Current Date</u>	<u>Requested Date</u>
Last day to disclose experts	January 23, 2009	March 6, 2009
Last day to disclose rebuttal or supplemental experts	February 12, 2009	March 27, 2009
Last day to complete all discovery	March 30, 2009	May 8, 2009
Last day to submit confidential settlement conference statements	March 20, 2009	April 30, 2009
Settlement Conference	March 25, 2009	May 5, 2009
Last day to file non-dispositive motions	March 30, 2009	May 8, 2009
Last day to file dispositive motions	April 13, 2009	May 19, 2009
Pre-trial Conference	June 1, 2009	July 13, 2009
Trial	July 14, 2009	August 25, 2009

IT IS SO ORDERED.

Dated: 1/15/2009

_____/s/ OLIVER W. WANGER_____
Honorable Oliver W. Wanger
United States District Court Judge