

Patience Milrod  
Law Office of Patience Milrod  
844 N. Van Ness Avenue  
Fresno, California 93728  
559/442-3111  
559/442-3164 fax

Attorney for Plaintiffs

**IN THE UNITED STATES DISTRICT COURT  
IN AND FOR THE EASTERN DISTRICT OF CALIFORNIA  
FRESNO DIVISION**

Estate of MARTIN SRABIAN, by its  
Executor, DONNIE SRABIAN, and  
DONNIE SRABIAN,

Plaintiffs,

v.

COUNTY OF FRESNO; FRESNO COUNTY)  
SHERIFF MARGARET MIMS; FRESNO )  
COUNTY SHERIFF'S DEPUTIES FRANK )  
HARPER and ROBERT CAREY; and )  
DOES 1 through 50. )

Defendants

No. 1:08-cv-00336-LJO-SMS

**STIPULATION AND  
ORDER RE:  
MODIFICATION OF  
SCHEDULING  
CONFERENCE ORDER**

Plaintiffs ESTATE OF MARTIN SRABIAN, and DONNIE SRABIAN  
("Plaintiffs") and defendants COUNTY OF FRESNO, MARGARET MIMS,  
FRANK HARPER, and ROBERT CAREY ("Defendants") hereby stipulate to the

***Stipulation to Modify Scheduling Order***

**1**

1 following modification of the current scheduling order. As set forth in the  
2 accompanying declaration of plaintiffs' counsel, good cause exists to modify the  
3 current scheduling order: the parties have been meeting and conferring regarding  
4 complex and difficult discovery issues, but have not yet resolved all disputes.  
5 Some just-resolved disputes only now enable the parties to do deferred discovery.  
6 The parties continue to work together to resolve remaining disputes to avoid if  
7 possible the necessity of an October 9 hearing on plaintiffs' motion to compel.  
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9 Therefore, the parties respectfully request the Court issue an Order making  
10 the following changes to the Scheduling Order in this case:  
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12 Expert Disclosure: from October 23, 2009 to January 8, 2010

13 Supplemental Expert Disclosure: from October 30, 2009 to  
14 January 22, 2010

15 Non-expert Discovery Cutoff: from October 23, 2009 to February 12, 2010

16 Expert Discovery Cutoff: from November 20, 2009 to March 12, 2010

17 Pretrial Non-Dispositive Motion Filing Deadline: from November 2, 2009 to  
18 March 26, 2010

19 Pretrial Dispositive Motion Filing Deadline: from November 2, 2009 to  
20 April 12, 2010

21 Pretrial Motion Hearing Deadline: from December 3, 2009 to  
22 May 17, 2010

1           Settlement Conference: from September 17, 2009, which was continued on  
2 August 18, 2009 to October 7, 2009, now to April 12, 2010 at 10:00a.m. before  
3 Judge Snyder in Courtroom #7.

4           Pretrial Conference: from December 16, 2009 to June 7, 2010 at 8:15a.m.  
5 before Judge O'Neill in Courtroom #4.

6           Jury Trial Date: from February 8, 2010 to July 19, 2010 at 8:30a.m. before  
7 Judge O'Neill in Courtroom #4.

8 IT IS SO STIPULATED.

9 Dated: September 18, 2009

10                               /s/ Patience Milrod  
11 PATIENCE MILROD  
Attorney for Plaintiffs

12 Dated: September 18, 2009

Weakley, Ratliff, Arendt & McGuire  
Attorneys for Defendants

14                               /s/ James Arendt  
15 By JAMES ARENDT

16 IT IS SO ORDERED.

17 Dated:           September 21, 2009

18                               /s/ Sandra M. Snyder  
19 HON. SANDRA SYNDER  
20 Magistrate Judge of the District Court

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