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### Attorney for Plaintiffs

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

11 Estate of MARTIN SRABIAN, by its ) No. 1:08-cv-00336-LJO-SMS  
12 Executor, DONNIE SRABIAN, and )  
13 DONNIE SRABIAN, )  
14 Plaintiffs, )  
15 v. )  
16 COUNTY OF FRESNO; FRESNO COUNTY )  
17 SHERIFF MARGARET MIMS; FRESNO )  
18 COUNTY SHERIFF'S DEPUTIES FRANK )  
HARPER and ROBERT CAREY; and )  
DOES 1 through 50. )  
Defendants )  
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

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## ***Stipulation to Modify Scheduling Order***

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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.  
8

9 Therefore, the parties respectfully request the Court issue an Order making  
10 the following changes to the Scheduling Order in this case:

11  
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  
12                   Attorney for Plaintiffs

13                   Dated: September 18, 2009                   Weakley, Ratliff, Arendt & McGuire  
14                   Attorneys for Defendants

15                   /s/ James Arendt  
16                   By JAMES ARENDT

17                   IT IS SO ORDERED.

18                   Dated:                   September 21, 2009

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

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