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10 UNITED STATES DISTRICT COURT

11 EASTERN DISTRICT OF CALIFORNIA – FRESNO DIVISION

12 PRZEMYSŁAW BRONCEL,

13 Plaintiff,

14 v.

15 H&R TRANSPORT, LTD., RANDY
 16 WILSON, JOSE AMEZQUITA, CAYETANO
 17 CRUZ, SOUTH BEN EXP. and DOES 1 to
 18 100,

19 Defendants.

Case No.: 1:08-cv-496-AWI-DLB

**JOINT STIPULATION TO EXTEND THE
 DISCOVERY CUTOFF AND PERMIT AN
 INDEPENDENT MEDICAL
 EXAMINATION AND [PROPOSED]
 ORDER**

Action Filed: March 14, 2008

20 The parties to the above-entitled action, by and through their respective counsel, hereby
 21 stipulate to extend the discovery cutoff from November 12, 2010 to March 14, 2011. On September
 22 9, 2010 this court granted Plaintiff's Motion for Reconsideration. Plaintiff's motion was originally
 23 filed on May 24, 2010 and set to be heard by this Court on June 28, 2010. On September 21, 2010
 24 this court denied Defendant Randy Wilson's motion to dismiss first filed on April 1, 2010. Due to
 25 the previously pending motions these parties have refrained from conducting discovery. This
 26 extension is necessary to conduct party depositions and subpoena medical records.

27 The parties have also agreed to conduct an Independent medical examination of Plaintiff.
 28 Defendants will notice the examination for a mutually agreed location and date. The examination
 will take place before February 21, 2011, so that the report can be provided prior to the close of

1 discovery. This stipulation will in no way effect the Trial date in this matter currently set for May
2 3, 2011.

3 In light of this scheduling change, IT IS HEREBY STIPULATED by and between the
4 parties hereto as follows:

5 Whereas the deadline for discovery is March 14, 2011;

6 Whereas the plaintiff will submit for an independent medical examination no later then
7 February 21, 2011 at a mutally agreed upon date and location.

8 **THEREFORE**, the parties (through their respective counsel of record) pursuant to their
9 agreement hereby request that the Court extend the discovery cutoff to March 14, 2011, and permit
10 the independent medical examination of Plaintiff to take place before February 21, 2011.

11 Dated: October 24, 2010

WILSON, ELSER, MOSKOWITZ, EDELMAN & DICKER LLP

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14 By: Emily M. Weissenberger
15 RONALD S. BUSHNER
16 EMILY M. WEISSENBERGER
Attorneys for Defendant
H&R TRANSPORT, LTD

17 Dated: October 25, 2010

THE LAW FIRM OF JOSEPH H. LOW IV, INC.

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20 By: [Signature]
21 JOSEPH H. LOW IV
Attorneys for Plaintiff
22 PRZEMYSŁAW BRONCEL
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The Stipulation of all Counsel having been submitted and reviewed, and good cause appearing,

IT IS HEREBY ORDERED that the discovery cutoff will be extended to March 14, 2011 and that Plaintiff will submit for an Independent Medical Examination no later than February 21, 2011.

Dated: 2 December 2010

/s/ Dennis L. Beck
Hon. Dennis L. Beck
United States District Judge