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5 Attorneys for Plaintiff/Counterdefendant/Counterclaimant/Cross-Defendant/Cross-  
Claimant/Third Party Plaintiff RANDY’S TRUCKING, INC., Plaintiff STAR INSURANCE  
6 COMPANY, and Cross-Defendant/Counterclaimant/Cross-Claimant/Third Party Plaintiff  
FERNANDO M. SANDOVAL  
7

8 UNITED STATES DISTRICT COURT  
9 EASTERN DISTRICT OF CALIFORNIA – FRESNO DIVISION  
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11 RANDY’S TRUCKING, INC. and STAR	)	<b>Case No. 1:08-CV-00819 OWW</b>
12 INSURANCE COMPANY,	)	
	)	
13 Plaintiffs,	)	<b>STIPULATION AND ORDER</b>
	)	<b>AMENDING SCHEDULING ORDER</b>
14 v.	)	
	)	
15 CITY OF SHAFTER, etc., et al,	)	
	)	
16 Defendants.	)	
	)	
17	)	
_____		)
18 AND RELATED ACTIONS, CROSS-	)	
19 ACTIONS, AND THIRD PARTY ACTIONS	)	
_____		)

20  
21 Whereas, the parties had previously agreed to move the trial in this matter, and all pre-trial  
22 deadlines approximately 90 days, and this Court so ordered; and,

23 Whereas, through oversight, the Order presented to the Court did not include the new  
24 deadline for the filing and hearing of non-dispositive motions;

25 Now, therefore, it is hereby stipulated, by and between, the parties hereto that the  
26 Scheduling Order shall be amended to fix the deadline for the filing of non-dispositive motions as  
27 June 29, 2010, and the hearing date for said motions shall be July 22, 2010, or such other date as is  
28

1 convenient to the Court's calendar. The parties agree that this Stipulation may be executed in  
2 counterparts.

3  
4  
5 DATED: June \_24\_, 2010

AUCHARD & STEWART

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7 By \_\_\_\_/s/ Paul A. Auchard  
8 Paul A. Auchard  
9 Attorneys for Defendants/Cross-  
10 Defendants/Third Party Defendant  
11 BURLINGTON NORTHERN  
12 SANTE FE RAILWAY

13  
14  
15 DATED: June \_24\_, 2010

LOMBARDI, LOPER, & CONANT, LLP

16  
17 By \_\_\_\_/s/ Jason B. Shane  
18 Jason B. Shane  
19 Attorneys for Defendant/ Cross-Defendant  
20 NATIONAL RAILROAD PASSENGER  
21 CORPORATION

22  
23  
24 DATED: June \_28\_, 2010

STOLL NUSSBAUM & POLAKOV APC

25  
26 By \_\_\_\_/s/ Robert J. Stoll, Jr.  
27 Robert J. Stoll, Jr.  
28 Attorneys for Plaintiff  
ROI SMITH

DATED: June \_24\_, 2010

A.A. ACCIDENT ATTORNEYS

By \_\_\_\_/s/ Paul E. Lee  
Paul E. Lee  
Attorneys for Plaintiff  
TINA KNOTT

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DATED: June 24, 2010

ERICKSEN ARBUTHNOT

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TRUCKING, INC., Plaintiff STAR  
INSURANCE COMPANY, and Cross-  
Defendant/Counterclaimant/Cross-  
Claimant/Third Party Plaintiff  
FERNANDO M. SANDOVAL

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**ORDER**

Based upon the Stipulation of the parties hereto,

IT IS HEREBY ORDERED that the deadline for the filing of non-dispositive motions shall now be June 29, 2010, and the hearing date for said motions shall be July 23, 2010.

IT IS SO ORDERED.

Dated: June 28, 2010

/s/ Oliver W. Wanger  
UNITED STATES DISTRICT JUDGE