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7 Attorneys for Defendant,  
 8 JAMES McMANUS

9 **UNITED STATES DISTRICT COURT**

10 **EASTERN DISTRICT OF CALIFORNIA - FRESNO**

11 BRUCE SONS, an individual,  
 12 Plaintiff,

13 v.

14 JIM MCMANIS,  
 15 Defendants.

Case No. 1:08-CV-00840-AWI-GSA  
 [Complaint Filed: 6/13/2008]  
 Hon. Anthony W. Ishii, U.S. District Judge  
 Hon. Gary S. Austin, U.S. Magistrate Judge

**STIPULATION TO MODIFY  
 SCHEDULING ORDER; ORDER ON  
 SAME**

Trial Date: December 7, 2010

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 17 Plaintiff, BRUCE SONS (“Sons”), and defendant, JIM MCMANUS (“McManus”),  
 18 through their respective attorneys of record, respectfully submit the following Stipulation to  
 19 Modify the November 5, 2009 Scheduling Order of United States Magistrate Judge Gary S.  
 20 Austin (the “Scheduling Order,” Exhibit A), under Rule 16(b)(4) of the Federal Rules of Civil  
 21 Procedure:

- 22 1. McManus filed a Motion for Summary Judgment on June 30, 2010, which is  
 23 scheduled for hearing on August 23, 2010.
- 24 2. In light of the dispositive nature of McManus’s Motion for Summary Judgment  
 25 and the possibility that a ruling on McManus’s Motion could dispose of this case, the Parties  
 26 have agreed to continue the dates or extend the cutoffs set forth in the Scheduling Order in  
 27 Sections VI (Discovery Plan and Cut-Off Dates), VII (Pre-Trial Motion Schedule), VIII (Pre-  
 28 Trial Conference Date), and IX (Trial Date), as follows:

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	<b>Current Dates</b>	<b>Proposed Dates</b>
<u>Discovery Deadlines</u>		
Non-Expert	Friday, July 9, 2010	Friday, Oct. 22, 2010
Expert Disclosure	Friday, July 16, 2010	Friday, Dec. 3, 2010
Supp. Expert Disclosure	Friday, July 30, 2010	Friday, Dec. 10, 2010
Expert Discovery	Friday, Aug. 20, 2010	Friday, Jan. 7, 2011
<u>Motion Deadlines</u>		
Non-dispositive	Friday, Aug. 27, 2010	Friday, Jan. 14, 2011
Dispositive	Friday, Sept. 27, 2010	Friday, Feb. 4, 2011
<u>Settlement Conference</u>	None set at this time	N/A
<u>Pre-Trial Conference</u>	October 28, 2010	March 10, 2011, or a later date according to the Court's Availability
<u>Trial</u>	December 7, 2010	April 19, 2011, or a later date according to the Court's availability

**IT IS SO STIPULATED.**

DATED: July 16, 2010

KLEIN, DeNATALE, GOLDNER,  
COOPER, ROSENLIEB & KIMBALL, LLP

By: /s/ Dustin S. Dodgin, Esq.  
DUSTIN S. DODGIN  
Attorneys for Defendant,  
JAMES McMANUS

DATED: July 16, 2010

LAW OFFICES OF RANDALL M. RUMPH

By: /s/ Randall M. Rumph, Esq.  
RANDALL M. RUMPH  
Attorneys for Plaintiff,  
BRUCE SONS

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