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PSYCHIATRIC TRANSITIONS, INC.  
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9 **UNITED STATES DISTRICT COURT**  
10 **EASTERN DISTRICT OF CALIFORNIA, FRESNO DIVISION**

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12 EQUAL EMPLOYMENT OPPORTUNITY  
COMMISSION,

13 Plaintiff,

14 vs.

15 CALIFORNIA PSYCHIATRIC  
16 TRANSITIONS, INC,

17 Defendant.

CASE NO. 1:08-CV-01478-LJO-DLB

**STIPULATION TO MODIFY AND RESET  
CERTAIN SCHEDULING ORDER  
DATES; ORDER**

Action Filed: September 30, 2008  
Trial Date: June 7, 2010

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19 WHEREAS the parties have earnestly and diligently been pursuing discovery, having  
20 propounded and exchanged written discovery and documents;

21 WHEREAS several witnesses reside out of state (Alaska) and throughout the state of  
22 California, necessitating long-distance travel to accomplish their depositions;

23 WHEREAS the parties have learned through investigation of additional witnesses who  
24 need to be deposed;

25 WHEREAS counsel for each party have had unanticipated family medical exigencies  
26 which have impacted the preparation and scheduling in this case;

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1 WHEREAS counsel for each party are scheduled to be engaged in trial estimated for six  
2 weeks commencing October 20, 2009; and

3 WHEREAS counsel have not previously sought an extension of any scheduling order  
4 dates;

5 WHEREFORE, the parties, through their counsel, stipulate and respectfully request  
6 that the following scheduling order dates be vacated and reset as follows:

- 7 1. Non-Expert Discovery Deadline: From September 28, 2009, to January 29, 2010;
- 8 2. Non-Expert Discovery Deadline: From December 14, 2010, to April 14, 2010;
- 9 3. Non-Dispositive Motions Filing: From January 27, 2010, to June 2, 2010;
- 10 4. Hearing on Non-Dispositive Motions: From February 19, 2010, to June 25, 2010 at  
11 9:00 a.m. before Magistrate Dennis L. Beck in Courtroom 9;
- 12 5. Dispositive Motion Filing: From January 27, 2010, to June 2, 2010;
- 13 6. Hearing on Dispositive Motions: From March 3, 2010, to July 8, 2010; at 8:30  
14 a.m. in Courtroom 4, 7<sup>th</sup> Floor, before the Honorable Lawrence J. O'Neill, United States District  
15 Court Judge.
- 16 7. Pretrial Conference: From April 14, 2010, to August 11, 2010 at 8:30 a.m. in  
17 Courtroom 3, 7th Floor before the Honorable Lawrence J. O'Neill; and
- 18 8. Jury Trial: From June 7, 2010, to October 4, 2010, at 8:30 a.m. in Courtroom 4, 7<sup>th</sup>  
19 Floor, before the Honorable Lawrence J. O'Neill.

20 All other scheduling order dates shall remain unchanged.

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22 Respectfully submitted,  
23 EQUAL EMPLOYMENT OPPORTUNITY  
24 COMMISSION  
25 Dated: September 2, 2009 By: /s/ Dana C. Johnson (as authorized on 9/2/09)  
26 Dana C. Johnson  
27 Attorneys for Plaintiff EEOC

28 HEWITT & TRUSZKOWSKI

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Dated: September 2, 2009

By: /s/ Henry C. Truskowski  
Henry C. Truskowski  
Attorneys for Defendant California Psychiatric  
Transitions, Inc.

IT IS SO ORDERED.

Dated: September 4, 2009

/s/ Dennis L. Beck  
UNITED STATES MAGISTRATE JUDGE