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8 **UNITED STATES DISTRICT COURT**  
 9 **EASTERN DISTRICT OF CALIFORNIA – FRESNO DIVISION**

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11 LIANE G. VANE and )  
 MICHAEL A. VANE, )  
 12 )  
 Plaintiffs, )  
 13 )  
 vs. )  
 14 )  
 FIRST AMERICAN TITLE )  
 15 COMPANY, a California corporation; )  
 BRIAN P. HARMON; TARYN B. )  
 16 HARMON; and FOOTHILL LAND )  
 CO., INC., doing business as )  
 17 CENTURY 21 SIERRA REALTORS, )  
 a California corporation, )  
 18 )  
 Defendants. )  
 19 )  
 20 AND RELATED CROSS-ACTIONS. )  
 21 )

Case No. 1:08-cv-01725-DLB  
**STIPULATION AND ORDER TO  
 MODIFY SCHEDULING  
 CONFERENCE ORDER**

22 The scheduling conference was conducted on May 14, 2009 before the Honorable  
 23 Oliver W. Wanger. The scheduling conference order was modified pursuant to orders  
 24 entered herein on November 4, 2009, and on March 2, 2010.

25 The parties have made substantial progress in settlement discussions, and wish to  
 26 place a hold on discovery pending a settlement conference with the Court. The dispute  
 27 principally involves the location of an easement, with a secondary issue of damages.  
 28 Plaintiffs have engaged a surveyor (Dale Mell) to help formalize the location of the

1 easement.

2 The parties wish to avoid unnecessary expense in discovery and trial preparation as  
3 they have confidence that they can reach a global settlement with the assistance of a one  
4 or two hour settlement conference with the Court. Mrs. Vane lives in Virginia and was in  
5 California this week to meet with the surveyor. Mrs. Vane will return to California  
6 during the week of June 21-25, 2010.

7 Therefore, the parties request the following:

8 1. All discovery deadlines and disclosure requirements will be vacated, pending a  
9 settlement conference with the Court.

10 2. The Court will set a settlement conference with Magistrate Judge Beck on one  
11 of the following dates: June 23, 2010, June 24, 2010, or ~~June 25, 2010.~~

12 Dated: April 2, 1010. LAW OFFICES OF RANDOLF KRBECHER

13  
14 By: /S/  
15 Randolph Krbechek, Attorneys for Liane  
16 G. Vane and Michael A. Vane

17 Dated: April 6, 1010. LAW OFFICES OF MICHAEL J. LAMPE

18  
19 By: /S/  
20 Matthew D. Owdom, Attorneys for First  
21 American Title Company, Brian P.  
22 Harmon, and Taryn B. Harmon

23 Dated: April 6, 1010. CLAPP, MORONEY, BELLAGAMBA &  
24 VUCINICH

25 By: /S/  
26 Christopher J. Beeman, Attorneys for  
27 Foothill Land Co.

28 Dated: April 5, 1010. /S/  
MICHAEL A. FISHER, In Pro Per

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**ORDERED**

GOOD CAUSE APPEARING THEREFORE, the Scheduling Conference Order in this matter is hereby modified as follows:

1. All discovery deadlines and disclosure requirements will be vacated, pending a settlement conference with the Court.

2. The parties will hold a settlement conference with Magistrate Judge Austin on June 23, 2010 at 10:00 am.

IT IS SO ORDERED.

**Dated: April 13, 2010**

**/s/ Dennis L. Beck**  
UNITED STATES MAGISTRATE JUDGE