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16 **UNITED STATES DISTRICT COURT**  
 17 **EASTERN DISTRICT OF CALIFORNIA, FRESNO DIVISION**

18 LAMONTE TUMBLING,	)	Case No. 1:08-CV-01801-LJO-DLB
	)	
19 Plaintiff,	)	<b>JOINT STIPULATION FOR</b>
	)	<b>EXTENSION OF EXPERT DISCOVERY</b>
20 v.	)	<b>DEADLINE RE PLAINTIFF'S</b>
	)	<b>TREATING PHYSICIANS</b>
21 MERCED IRRIGATION DISTRICT, a	)	
public entity	)	<b>JUDGE:</b> Lawrence J. O'Neill
	)	
22 Defendant.	)	<b>COURTROOM:</b> 9
	)	<b>MAGISTRATE:</b> Dennis L. Beck
23 _____	)	

24 Merced Irrigation District ("Defendant") and LaMonte Tumbling ("Plaintiff"), by and  
 25 through their respective attorneys of record, hereby stipulate to and request the Court enter a  
 26 scheduling order revising the amended scheduling order entered by this court on December 4,  
 27 2009. (Document 48).

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1 The parties stipulate to extending the deadline for expert discovery to permit Defendant  
2 to depose the treating physicians identified by Plaintiff in his expert disclosures. (See Exhibit A.)  
3 The current deadline for expert discovery is May 14, 2010. In light of the fact that Defendant  
4 moved to strike Plaintiff's designation of his treating physicians and that motion was not resolved  
5 by the Court until its order of May 7, 2010 (Document 91), the parties agree that Defendant needs  
6 additional time to schedule and take the depositions of Plaintiff's three treating physicians.

7 Therefore, the parties stipulate to extending the expert discovery deadline by thirty days  
8 for the sole purpose of conducting discovery involving plaintiff's designated treating physicians  
9 from the current deadline of May 14, 2010, to June 14, 2010. Although defendant hopes to  
10 complete the depositions of these physicians prior to May 31, 2010, given the past struggles of the  
11 parties to find dates on which counsel for both parties are available for deposition, the parties  
12 believe that an extension of thirty days is more likely to allow successful scheduling of these  
13 depositions.

14 Respectfully Submitted,

15 Dated: May 11, 2010

Daley & Heft, LLP

16 By: /s/ Neal S. Meyers, Esq.

17 Neal S. Meyers  
18 Matthew T. Racine  
19 Attorneys for Defendant,  
Merced Irrigation District

20 Dated: May 11, 2010

Murray & Associates

21 By: /s/ Lawrence D. Murray, Esq.

22 Lawrence D. Murray  
23 Attorneys for Plaintiff,  
24 LaMonte Tumbling

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**ORDER ON STIPULATION FOR ORDER**

HAVING READ AND CONSIDERED THE FOREGOING, and good cause appearing:

The foregoing is the order of the court.  
IT IS SO ORDERED.

**Dated: May 12, 2010**

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