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

12 GERALD CARLIN, JOHN RAHM, PAUL
ROZWADOWSKI and DIANA WOLFE,
13 individually and on behalf of themselves
and all others similarly situated,
14
Plaintiffs,
15
v.
16 DAIRYAMERICA, INC. and
17 CALIFORNIA DAIRIES, INC.,
18
Defendants.

Case No. 1:09 CV 00430-AWI-EPG

**STIPULATION AND ORDER REGARDING
DISCOVERY DEADLINES**

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1 WHEREAS, on September 29, 2017 the Court entered an Amended Scheduling Order
2 (Doc. No. 494), which set a January 8, 2018 deadline for the filing of motions to compel and
3 objections to proposed deponents, a January 12, 2018 deadline for the filing of responses to
4 motions to compel and to objections to proposed deponents, and a hearing on motions to compel
5 on January 18, 2018 at 2:00 p.m.

6 WHEREAS, the parties are in the process of meeting and conferring regarding
7 outstanding discovery disputes, and hope to resolve those discovery disputes without filing
8 motions to compel, and the parties believe that extending the current deadlines by approximately
9 one week would facilitate those ongoing meet and confers and substantially increase the
10 likelihood of resolving outstanding discovery disputes without filing motions to compel.

11 WHEREAS, the parties have agreed to limit the scope of any motions to compel to issues
12 that have already been raised between the parties to date.

13 WHEREAS, the parties request the extension in the interest of judicial economy and in an
14 attempt to resolve discovery disputes between the parties without filing motions to compel, and
15 not for the purposes of undue delay.

16 IT IS STIPULATED, subject to Court approval, that (a) the deadline for the filing of
17 motions to compel and objections to proposed deponents is extended to January 16, 2018, (b) the
18 deadline for the filing of responses to motions to compel and objections to proposed deponents to
19 is extended to January 22, 2018, and (c) the hearing on motions to compel and objections to
20 proposed deponents is set for either January 26, 2018 at 10:00 a.m. or a later date and time that is
21 convenient for the Court.

22 DATED: January 9, 2018

Respectfully submitted,

23 **DAVIS WRIGHT TREMAINE LLP**

BERMAN TABACCO

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25 Jan. 8, 2018)
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By: /s/ A. Chowning Poppler
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ORDER

Pursuant to the parties' stipulation, the deadline for the filing of motions to compel and objections to proposed deponents is extended to January 16, 2018, the deadline for the filing of responses to motions to compel and objections to proposed deponents to is extended to January 22, 2018, and the hearing on motions to compel and objections to proposed deponents (currently set for January 18, 2018) is continued to January 26, 2018 at 10:00 a.m. in Courtroom 10 (EPG) before Magistrate Judge Erica P. Grosjean. The Court grants telephonic appearances, with each party wishing to so appear directed to use the following dial-in number and passcode: 1-888-251-2909; passcode 1024453.

IT IS SO ORDERED.

Dated: January 9, 2018

/s/ Erica P. Grosjean
UNITED STATES MAGISTRATE JUDGE