

1 The obvious problem with these proposed dates is that altering the schedule as proposed
2 renders the remaining dates in the schedule unworkable. For example, the non-dispositive motion
3 filing deadline has already expired on November 23, 2010. Further, the dispositive motion filing
4 deadline will expire on December 10, 2010, long before the parties' proposed discovery deadlines
5 would expire. Finally, extending the deadlines for filing pre-trial motions to a time following the
6 proposed discovery deadlines would necessarily conflict with both the pre-trial and the trial date of
7 February 14, 2011, and March 29, 2011, respectively. While the Court is willing to extend the
8 parties additional time to complete discovery, the currently proposed schedule modification cannot
9 be accommodated given the trial date in place.

10 Accordingly, IT IS HEREBY ORDERED THAT the parties' request for an extension of the
11 discovery deadlines is DENIED without prejudice. The parties may renew their request for a
12 schedule modification following the settlement conference set for December 7, 2010. At that time
13 the parties may be better situated to determine what issues or parties remain, if any, and may be
14 better equipped to propose a schedule that is both workable and comprehensive with respect to all
15 the scheduling deadlines and dates.

16
17 IT IS SO ORDERED.

18 **Dated: November 30, 2010**

/s/ Sheila K. Oberto
UNITED STATES MAGISTRATE JUDGE