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Attorneys for Defendant DELANO FARMS COMPANY

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA AT FRESNO

SABAS ARREDONDO, JOSE CUEVAS, HILARIO GOMEZ, IRMA LANDEROS, and ROSALBA LANDEROS individually, and on behalf of all others similarly situated,

NO. 1:09-cv-01247-MJS

## Plaintiffs.

1

DELANO FARMS COMPANY, a Washington State Corporation; CAL-PACIFIC FARM MANAGEMENT, L.P.; T&R BANGI'S AGRICULTURAL SERVICES, INC., and DOES 1 through 10, inclusive.

**STIPULATION AND ORDER  
REGARDING MODIFICATION OF  
SCHEDULING ORDER**

## Defendants.

On February 3, 2016, a Telephonic Discovery Dispute Conference was held to address issues relating to the timing of Plaintiffs' service of written objections to Delano Farms Company's Fourth Set of Interrogatories and Fifth Set of Requests for Production (the "Discovery"). (Doc. 409.) The Parties were directed to meet and confer further to reach an

1 agreement for the extension of the deadlines in the Amended Scheduling Order to  
2 accommodate Plaintiffs' request for additional time to serve their objections. (*Id.*)

3 Having met and conferred, the Parties hereby stipulate as follows:

4 1. Plaintiffs' Survey Completion Deadline, Expert Disclosure Deadline, and Trial  
5 Plan Filing Deadline shall remain unchanged as set forth in the Amended Scheduling Order.  
6 (Doc. 407.)

7 2. Plaintiffs' deadline to serve supplemental responses and objections, if any, to the  
8 Discovery is February 29, 2016. Plaintiffs will use a service method that ensures Defendants'  
9 receipt of all materials on February 29, 2016. To the extent the requested information or  
10 documents have already been produced in Plaintiffs' expert disclosures or are being withheld  
11 based on objections, Plaintiffs' responses will so state.

12 3. The Parties will meet and confer on Plaintiffs' objections and responses to the  
13 Discovery on March 1, 2016.

14 4. Delano Farms will file its motion regarding Plaintiffs' objections and responses  
15 to the Discovery, if necessary, by March 7, 2016. Delano Farms is further excused from  
16 following the Court's procedures for a Telephonic Discovery Dispute Conference in advance of  
17 filing its motion. The Parties agree to waive the provisions of Local Rule 251, including the  
18 time limits for hearing on the motion and the preparation of a joint statement regarding  
19 discovery disagreement. The Parties agree that the moving papers may include a notice of  
20 motion, memorandum of points and authorities, and declarations. The Discovery requests,  
21 objections and written responses at issue will be reproduced in full, in Delano Farms' moving  
22 papers. Opposing papers may include a memorandum of points and authorities and  
23 declarations. The Parties further agree that the Court may rule by minute order outlining the  
24 rationale for the ruling without a detailed recitation of authority.

25 5. Any opposition to Delano Farms' Discovery motion must be filed by March 14,  
26 2016.

27 6. Any reply in support of Delano Farms' Discovery motion must be filed by

1 March 17, 2016.

2 7. Delano Farms' Discovery motion will be noted for a hearing date of March 18,  
3 2016. The motion will be heard without oral argument unless requested by the Court.

4 8. Defendants' deadline for making expert disclosures and filing their response to  
5 Plaintiffs' trial plan is May 16, 2016. If Defendants chose to make a counter-proposal, it shall  
6 be as part of the response.

7 9. Plaintiffs' deadline for filing a reply in support of their proposed trial plan is  
8 June 6, 2016.

9 10. A hearing on the trial plan shall be held on June 30, 2016, at 9:30 a.m., Fresno  
10 Courtroom 6 (MJS).

11 11. The Trial Scheduling Conference will remain unchanged as set forth in the  
12 Amended Scheduling Order. (Doc. 407.)

14 SO STIPULATED:

15 **SAVITT BRUCE & WILLEY LLP**

17 By /s/ David N. Bruce (as authorized on  
18 02/05/2016)

19 David N. Bruce, *Pro Hac Vice*  
Miles A. Yanick, *Pro Hac Vice*

20 Attorneys for Delano Farms Company

16 **McCORMICK BARSTOW LLP**

17 By /s/ D. Greg Durbin (as authorized on  
18 02/05/2016)

19 D. Greg Durbin, State Bar No. 81749  
Laura A. Wolfe, State Bar No. 266751

20 Attorneys for Cal-Pacific Farm Management,  
L.P., and T&R Bangi's Agricultural Services, Inc.

22 **LAW OFFICES OF WILLIAM C. HAHESY**

24 By /s/ William C. Hahesy (as authorized  
25 on 02/05/2016)

26 William C. Hahesy, State Bar No. 105743  
Attorney for Delano Farms Company

23 **MARTINEZ AGUILASOCHO & LYNCH**

24 By /s/ Thomas Patrick Lynch (as authorized  
25 on 02/05/2016)

26 Mario Martinez, State Bar No. 200721  
Thomas Patrick Lynch, State Bar No. 159277

27 Attorneys for Plaintiffs

## ORDER

Good cause appearing, the Court accepts and adopts the terms of the  
**STIPULATION REGARDING MODIFICATION OF SCHEDULING ORDER** in Case  
NO.1:09-cv-01247-MJS and modifies the Scheduling Order in the way and to the  
extent provided in the said Stipulation.

IT IS SO ORDERED.

Dated: February 5, 2016

/s/ Michael J. Song  
UNITED STATES MAGISTRATE JUDGE